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CJC 3-2026

CHAPTER 213

OREGON CRIMINAL JUSTICE COMMISSION

FILED: 10/02/2026 4:08 PM

ARCHIVES DIVISION SECRETARY OF STATE & LEGISLATIVE COUNSEL

FILING CAPTION: Amends Oregon Sentencing Guidelines and rules pursuant to legislation passed during the 2023 Regular Session.

EFFECTIVE DATE: 10/02/2026

AGENCY APPROVED DATE: 09/30/2026

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RULES:
213-008-0002, 213-017-0004, 213-017-0006, 213-019-0008, 213-019-0010

AMEND: 213-008-0002

RULE TITLE: Departure Factors

NOTICE FILED DATE: 01/19/2024

RULE SUMMARY: This rule amendment adds an additional aggravating factor to the list of circumstances that may be considered when determining whether substantial and compelling reasons exist for a departure from a presumptive sentence. The factor added, through Senate Bill 610 (2023 Regular Session) concerns whether a person was wearing body armor during the commission of or in furtherance of a crime or to facilitate fleeing from the commission of a crime.

RULE TEXT:
(1) Subject to the provisions of sections (2) and (3) of this rule, the following nonexclusive list of mitigating and aggravating factors may be considered in determining whether substantial and compelling reasons for a departure exist:
(a) Mitigating factors:
(A) The victim was an aggressor or participant in the criminal conduct associated with the crime of conviction.
(B) The defendant acted under duress or compulsion (not sufficient as a complete defense).

(C) The defendant's mental capacity was diminished (excluding diminished capacity due to voluntary drug or alcohol abuse).
(D) The offense was principally accomplished by another and the defendant exhibited extreme caution or concern for the victim.
(E) The offender played a minor or passive role in the crime.
(F) The offender cooperated with the state with respect to the current crime of conviction or any other criminal conduct by the offender or other person. The offender's refusal to cooperate with the state shall not be considered an aggravating factor.
(G) The degree of harm or loss attributed to the current crime of conviction was significantly less than typical for such an offense.
(H) The offender's criminal history indicates that the offender lived conviction-free within the community for a significant period of time preceding his or her current crime of conviction.
(I) The offender is amenable to treatment and an appropriate treatment program is available to which the offender can be admitted within a reasonable period of time; the treatment program is likely to be more effective than the presumptive prison term in reducing the risk of offender recidivism; and the probation sentence will serve community safety interests by promoting offender reformation.
(J) The offender’s status as a servicemember as defined in ORS 135.881.
(b) Aggravating factors:
(A) Deliberate cruelty to victim.
(B) The offender knew or had reason to know of the victim's particular vulnerability, such as the extreme youth, age, disability or ill health of victim, which increased the harm or threat of harm caused by the criminal conduct.
(C) Threat of or actual violence toward a witness or victim.
(D) Persistent involvement in similar offenses or repetitive assaults. This factor may be cited when consecutive sentences are imposed only if the persistent involvement in similar offenses or repetitive assaults is unrelated to the current offense.
(E) Use of a weapon in the commission of the offense.
(F) The offense involved a violation of public trust or professional responsibility.
(G) The offense involved multiple victims or incidents. This factor may not be cited when it is captured in a consecutive sentence.
(H) The crime was part of an organized criminal operation.
(I) The offense resulted in a permanent injury to the victim.
(J) The degree of harm or loss attributed to the current crime of conviction was significantly greater than typical for such an offense.
(K) The offense was motivated entirely or in part by the race, color, religion, ethnicity, national origin, gender identity (as defined in ORS 166.155), or sexual orientation of the victim.
(L) Disproportionate impact (for Theft I under ORS 164.055, and Aggravated Theft I under ORS 164.057).
(M) The person was wearing body armor in the course of and in furtherance of the crime, or to facilitate the immediate flight therefrom.
(2) If a factual aspect of a crime is a statutory element of the crime or is used to subclassify the crime on the Crime Seriousness Scale, that aspect of the current crime of conviction may be used as an aggravating or mitigating factor only if the criminal conduct constituting that aspect of the current crime of conviction is significantly different from the usual criminal conduct captured by the aspect of the crime.
(3) Any aspect of the current crime of conviction which serves as a necessary element of a statutory mandatory sentence may not be used as an aggravating factor if that aspect is also used to impose the mandatory sentence.
(4) As used in this rule, “disproportionate impact” means:
(a) The offender caused damage to property during the commission of the theft and the cost to restore the damaged property to the condition the property was in immediately before the theft is more than three times the value of the

property that was the subject of the theft; or
(b) The theft of the property creates a hazard to public health or safety or the environment.

STATUTORY/OTHER AUTHORITY: ORS 137.667

STATUTES/OTHER IMPLEMENTED: ORS 137.667 - 137.669, SB 570 (2009), SB 124 (2013), SB 577 (2019), SB 610 (2023 Regular Session)

AMEND: 213-017-0004

RULE TITLE: Crime Category 8

NOTICE FILED DATE: 01/19/2024

RULE SUMMARY: The rule amendment adds Sexual Abuse by Fraudulent Misrepresentation (B Felony) and Reckless Interference with Aircraft (A Felony) to Crime Category 8.

RULE TEXT:
The following offenses are classified at crime category 8 on the Crime Seriousness Scale:
(1) CONTROLLED SUBSTANCE AND AGGRAVATED DRUG OFFENSES (See division 19).
(2) CANNABIS OFFENSES – See division 21.
(3) ORS 163.125 — MANSLAUGHTER II — (B). (If not categorized at CC 9.)
(4) ORS 163.145 — NEGLIGENT HOMICIDE — (B). (If not categorized at CC 9.)
(5) ORS 163.165 — ASSAULT III — (B). If offense resulted from operation of a motor vehicle and defendant was the driver of the motor vehicle and was driving while under the influence of intoxicants; otherwise CC 6.
(6) ORS 163.207 — FEMALE GENITAL MUTILIATION — (B).
(7) ORS 163.365 — RAPE II — (B).
(8) ORS 163.395 — SODOMY II — (B).
(9) ORS 163.408 — SEXUAL PENETRATION II — (B).
(10) ORS 163.425(1)(a) — SEXUAL ABUSE II — (C). If victim incapable of consent because under age 18, offender is age 21 or older, and offender was victim's coach prior to offense; otherwise CC 7.
(11) ORS 163.427 — SEXUAL ABUSE I — (B).
(12) ORS 163.429 — SEXUAL ABUSE BY FRAUDULENT MISREPRESENTATION — (B).
(13) ORS 163.433 — ONLINE SEXUAL CORRUPTION OF A CHILD I — (B).
(14) ORS 163.537 — BUYING/SELLING THE CUSTODY OF A MINOR — (B). If the conduct is likely to endanger the health or welfare of the child, otherwise CC 5.
(15) ORS 163.670 — USING CHILD IN DISPLAY OF SEXUAL CONDUCT — (A).
(16) ORS 163.684 — ENCOURAGING CHILD SEX ABUSE I — (B).
(17) ORS 163.732 — STALKING — (C).
(18) ORS 163.750 — VIOLATE COURT STALKING ORDER — (C).
(19) ORS 164.225 — BURGLARY I — (A). If offender did not cause, threaten or attempt physical injury and was not armed with a deadly weapon (CC 9) but the offense was committed while the dwelling was occupied; otherwise CC 7.
(20) ORS 164.325 — ARSON I — (A). If the offense did not represent a threat of serious physical injury (CC 10) and economic loss is $25,000 or more but less than $50,000; otherwise CC 9 or CC 7.
(21) ORS 164.877(3) — TREE SPIKING-INJURY — (B).
(22) ORS 166.275 — INMATE POSSESSION OF WEAPON — (A). If firearm, otherwise CC 7.
(23) ORS 167.012 — PROMOTING PROSTITUTION — (C).
(24) ORS 167.017 — COMPELLING PROSTITUTION — (B).
(25) ORS 167.262 — USING A MINOR IN CONTROLLED SUBSTANCE OFFENSE — (A). CC 4 if minor less than 3 yrs. younger than offender.
(26) ORS 811.705 — HIT & RUN VEHICLE (DEATH/SERIOUS INJURY) — (B). See OAR 213-018-0038(3).
(27) ORS 837.365(2)(c) – UNLAWFUL OPERATION OF WEAPONIZED UNMANNED AIRCRAFT SYSTEM – (B).
(28) ORS 837.374(3) – RECKLESS INTERFERENCE WITH AIRCRAFT — (A).

STATUTORY/OTHER AUTHORITY: ORS 137.667, 811.707, 2003 OL Ch. 453, 2009 OL Ch. 660

STATUTES/OTHER IMPLEMENTED: ORS 137.667 - 137.669, 811.707, 815, 2007 OL Ch. 876, 2009 OL Ch. 660, HB 2334 (2013), HB 3400 (2015), HB 4014 (2016), HB 4082 (2016), SB 302 (2017), SB 323, HB 2721 (2017), HB 3047

(2017), HB 4055 (2018), SB 810 (2023 Regular Session), SB 974 (2023 Regular Session)

AMEND: 213-017-0006

RULE TITLE: Crime Category 6

NOTICE FILED DATE: 01/19/2024

RULE SUMMARY: This rule amendment adds new firearm offenses created during the 2023 Regular Session to Crime Category 6.

RULE TEXT:
The following offenses are classified at crime category 6 on the Crime Seriousness Scale:
(1) Chapter 59 — BLUE SKY LAWS & SECURITIES LAWS* — (C).
(2) CONTROLLED SUBSTANCE AND MAJOR DRUG OFFENSES (See division 19.)
(3) CANNABIS OFFENSES – See division 21.
(4) ORS 162.015 — BRIBERY — (B).
(5) ORS 162.025 — BRIBE RECEIVING — (B).
(6) ORS 162.065 — PERJURY — (C).
(7) ORS 162.117 — PUBLIC INVESTMENT FRAUD — (B).
(8) ORS 162.155 — ESCAPE II — (C).
(9) ORS 162.185 — SUPPLYING CONTRABAND — (C). (The contraband involves a dangerous weapon not a firearm CC 7; Otherwise CC 4 or 5.)
(10) ORS 162.265 — BRIBING A WITNESS — (C).
(11) ORS 162.275 — BRIBE RECEIVING BY WITNESS — (C).
(12) ORS 162.285 — TAMPERING W/ WITNESS — (C).
(13) ORS 162.325 — HINDERING PROSECUTION — (C).
(14) ORS 163.160(3) — ASSAULT IV (FELONY) — (C).
(15) ORS 163.165 — ASSAULT III — (C). (If the offense cannot be ranked at CC 8).
(16) ORS 163.187(4)(a) - (b) and (d) – (g) — STRANGULATION (FELONY) — (C). Effective January 1, 2019 as applied to the offense of Strangulation as set forth in SB 1562 (2018). ORS 163.187(4) – STRANGULATION (FELONY) – (C), through December 31, 2018.
(17) ORS 163.208 — ASSAULT OF A PUBLIC SAFETY OFFICER — (C).
(18) ORS 163.213 — USE OF A STUN GUN, TEAR GAS, MACE I — (C).
(19) ORS 163.257 — CUSTODIAL INTERFERENCE I — (C).
(20) ORS 163.264 — SUBJECTING ANOTHER PERSON TO INVOLUNTARY SERVITUDE I — (B). (If offender physically restrained or threatened to physically restrain a person; otherwise CC 9.)
(21) ORS 163.275 — COERCION — (C). (No threat of physical injury; otherwise CC 7.)
(22) ORS 163.355 — RAPE III — (C).
(23) ORS 163.385 — SODOMY III — (C).
(24) ORS 163.432 — ONLINE SEXUAL CORRUPTION OF A CHILD II — (C).
(25) ORS 163.465 — PUBLIC INDECENCY (FELONY) — (C).
(26) ORS 163.472 – UNLAWFUL DISSEMINATION OF INTIMATE IMAGE – (C).
(27) ORS 163.525 — INCEST — (C). (If one of the participants is under the age of 18; otherwise CC 1.)
(28) ORS 163.547 — CHILD NEGLECT IN THE FIRST DEGREE — (B).
(29) ORS 163.688 — POSSESSION OF MATERIAL DEPICTING SEX. EXPLICIT CONDUCT OF A CHILD I — (B).
(30) ORS 163.701 – INVASION OF PERSONAL PRIVACY I – (C).
(31) ORS 164.055 — THEFT I* — (C).
(32) ORS 164.057 — AGGRAVATED THEFT — (B). (Economic loss was greater than $50,000; otherwise CC 5.)
(33) ORS 164.065 — THEFT OF LOST/MISLAID PROPERTY * — (C).
(34) ORS 164.075 — EXTORTION* — (B). (If not CC 7 and if not threat to report immigration status or suspected

immigration status to law enforcement under ORS 164.075(1)(e).)
(35) ORS 164.075(1)(e) – EXTORTION – (B). (If threat to report immigration status or suspected status to law enforcement.)
(36) ORS 164.085 — THEFT BY DECEPTION* — (C).
(37) ORS 164.125 — THEFT OF SERVICES* — (C).
(38) ORS 164.135 — UNAUTHORIZED USE OF VEHICLE* — (C).
(39) ORS 164.138 — CRIMINAL POSSESSION OF A RENTED OR LEASED MOTOR VEHICLE* — (C).
(40) ORS 164.140(4) — POSSESSION OF RENTED PROPERTY* — (C).
(41) ORS 164.162 — MAIL THEFT OR RECEIPT OF STOLEN MAIL — (C). (For sentences imposed prior to February 15, 2010, and for sentences imposed for crimes committed on or after January 1, 2012; otherwise a Class A misdemeanor.)
(42) ORS 164.215 — BURGLARY II* — (C).
(43) ORS 164.315 — ARSON II* — (C).
(44) ORS 164.365 — CRIMINAL MISCHIEF I* — (C).
(45) ORS 164.377 — COMPUTER FRAUD (LOTTERY)* — (C).
(46) ORS 164.377(3) — COMPUTER CRIME* — (C).
(47) ORS 164.868 — UNLAWFUL LABEL SOUND RECORDING* — (C).
(48) ORS 164.869 — UNLAWFUL RECORD LIVE PERFORMANCE* — (C).
(49) ORS 164.872 — UNLAWFUL LABEL VIDEOTAPE* — (C).
(50) ORS 164.877(1) — TREE-SPIKING — (C).
(51) ORS 164.889 — INTERFERE W/ AGRICULTURAL RESEARCH* — (C).
(52) ORS 165.013 — FORGERY I* — (C).
(53) ORS 165.022 — CRIMINAL POSSESSION OF FORGED INSTRUMENT I* — (C).
(54) ORS 165.055(3)(A) — CREDIT CARD FRAUD* — (C).
(55) ORS 165.065 — NEGOTIATING BAD CHECKS* — (C).
(56) ORS 165.074 — UNLAWFUL FACTORING PAYMENT CARD* -- (C).
(57) ORS 165.692 — FILING A FALSE CLAIM FOR HEALTH CARE PAYMENT — (C).
(58) ORS 165.800 — IDENTITY THEFT* — (C).
(59) ORS 166.015 — RIOT — (C).
(60) ORS 166.070 — AGGRAVATED HARRASSMENT — (C).
(61) ORS 166.165 — BIAS CRIME I — (C).
(62) ORS 166.220 — UNLAWFUL USE OF WEAPON — (C).
(63) ORS 166.264 — MANUFACTURE, IMPORTATION, SALE OR TRANSFER OF UNDETECTABLE FIREARM — (B).
(64) ORS 166.266 — SALE, TRANSFER OR POSSESSION OF FIREARM WITHOUT SERIAL NUMBER — (B).
(65) ORS 166.267 — IMPORTATION, SALE, TRANSFER OR POSSESSION OF UNFINISHED FRAME OR RECEIVER — (B).
(66) ORS 166.270 — EX-CON IN POSSESSION OF FIREARM — (C).
(67) ORS 166.272 — UNLAWFUL POSSESSION OF FIREARM — (B).
(68) ORS 166.370(1) — INTENT POSS. FIREARM OR DANG. WEAP. IN PUBLIC BUILDING; (2)(a)(C) – INTENT POSS. FIREARM IN LOCAL COURT FACILITY CONTRARY TO ORDER; and (5)(a) — DISCHARGE FIREARM IN SCHOOL — (C).
(69) ORS 166.382 — POSSESSION OF DESTRUCTIVE DEVICE — (C).
(70) ORS 166.384 — UNLAWFUL MANUFACTURE OF DESTRUCTIVE DEVICE — (C).
(71) ORS 166.410 — ILLEGAL MANUFACTURE, IMPORTATION OR TRANSFER OF FIREARMS — (B).
(72) ORS 166.643 — UNLAWFUL POSSESS SOFT BODY ARMOR — (B). (If offender committed or was attempting to commit a person felony or misdemeanor involving violence, otherwise CC 4.)
(73) ORS 167.057 — LURING A MINOR — (C).
(74) ORS 167.320 — ANIMAL ABUSE I (FELONY) — (C).
(75) ORS 167.322 — AGGRAVATED ANIMAL ABUSE I — (C).

(76) ORS 167.325 — ANIMAL NEGLECT II (FELONY) — (C). (If 11 to 40 animals were the subject of the neglect).
(77) ORS 167.330 — ANIMAL NEGLECT I (FELONY) — (C). (If 10 to 40 animals were the subject of the neglect).
(78) ORS 167.333 – SEXUAL ASSAULT OF AN ANIMAL – (C).
(79) ORS 167.339 — ASSAULT OF A LAW ENFORCEMENT ANIMAL — (C).
(80) ORS 167.388 — INTERFERE LIVESTOCK PRODUCTION* — (C).
(81) ORS 305.091 — UNAUTHORIZED USE OR DISCLOSURE BY STATE OFFICER OR EMPLOYEE OF INFORMATION PERTAINING TO DELINQUENT DEBTOR TRANSMITTED TO OR FROM DEPARTMENT OF REVENUE THROUGH DATA MATCH SYSTEM— (C). (If offender knowingly causes economic loss of $50,000 or more.)
(82) ORS 647.145 — TRADEMARK COUNTERFEITING II* — (C).
(83) ORS 647.150 — TRADEMARK COUNTERFEITING I* — (B).
(84) ORS 811.182 — DRIVING WHILE SUSPENDED/REVOKED (FELONY) — (C). (If the suspension or revocation resulted from (a) any degree of murder, manslaughter, criminally negligent homicide, or an assault that caused serious physical injury, resulting from the operation of a motor vehicle, or (b) aggravated vehicular homicide or aggravated driving while suspended or revoked).
(85) ORS 811.705 — HIT & RUN VEHICLE (INJURY) — (C). See OAR 213-018-0038(3). (83) ORS 813.010(5) — DRIVING UNDER THE INFLUENCE (FELONY) — (C).
(86) ORS 819.300 — POSSESSION OF STOLEN VEHICLE* — (C).
(87) ORS 819.310 — TRAFFICKING IN STOLEN VEHICLES — (C). (If part of an organized operation or if value of property taken from one or more victims was greater than $50,000; otherwise CC 5.)
(88) ORS 830.475 — HIT AND RUN BOAT — (C).
(89) ORS 837.365(2)(b) – UNLAWFUL OPERATION OF WEAPONIZED UNMANNED AIRCRAFT SYSTEM – (C).
(90) * Property offenses marked with an asterisk shall be ranked at Crime Category 6 if the value of the property stolen or destroyed was $50,000 or more, excluding the theft of a motor vehicle used primarily for personal rather than commercial transportation.

STATUTORY/OTHER AUTHORITY: ORS 137.667, 2003 OL Ch. 453, 2009 OL Ch. 660

STATUTES/OTHER IMPLEMENTED: ORS 137.667 - 137.669, 2001 OL Ch. 147, 635, 828, 2003 OL Ch. 383, 453, 543, 2005 OL Ch. 708, 2007 OL Ch. 684, 811, 869, 876, SB 1087 (2008), Ballot Measure 57 (2008), 2009 OL Ch. 660, HB 3508 (2009), 2009 OL Ch. 783, 2011 OL Ch. 3 Sec. 1, 2011 OL Ch. 598, 2011 OL Ch. 666, SB 6 (2013), HB 3194 (2013), HB 4128 (2016), SB 254 (2017), SB 302 (2017), SB 323 (2017), HB 2721 (2017), HB 3047 (2017), SB 1562 (2018), HB 4055 (2018), SB 577 (2019), HB 2328 (2019), HB 2393 (2019), HB 2428 (2019), HB 2005 (2023 Regular Session)

AMEND: 213-019-0008

RULE TITLE: Crime Category 8 — Controlled Substance and Aggravated Drug Offenses

NOTICE FILED DATE: 01/19/2024

RULE SUMMARY: This rule amendment adds circumstances related to labor trafficking under which certain marijuana offenses must be ranked at a Crime Category 8, pursuant to SB 326 (2023 Regular Session).

RULE TEXT:
(1) ORS 164.342 – ARSON INCIDENT TO THE MANUFACTURE OF A CONTROLLED SUBSTANCE I – (A): If the offense did not represent a threat of serious physical injury (CC 10) and economic loss is $25,000 or more but less than $50,000; otherwise CC 9 or CC 7.
(2) MANUFACTURE OR DELIVERY OF CONTROLLED SUBSTANCE WITHIN 1000 FEET OF SCHOOL — As specified in ORS 475.900(1)(c).
(3) DELIVERY TO MINORS — ORS 475.906(1) or (2) — As specified in ORS 475.900(1)(e).
(4) ORS 167.262 USE OF MINOR IN CONTROLLED SUBSTANCE OR MARIJUANA ITEM OFFENSE: Using a minor in a drug offense shall be ranked in Crime Category 8 unless the minor is less than three (3) years younger than the offender, in which case the offense will be ranked in Crime Category 4.
(5) MANUFACTURE AND DELIVERY OF A CONTROLLED SUBSTANCE — SUBSTANTIAL QUANTITIES: As specified in ORS 475.900(1)(a).
(6) COMMERCIAL DRUG OFFENSE: As specified in ORS 475.900(1)(b).
(7) CAUSING ANOTHER TO INGEST A CONTROLLED SUBSTANCE: As specified in ORS 475.902(1).
(8) UNLAWFUL ADMINISTRATION OF A CONTROLLED SUBSTANCE: As specified in ORS 475.910(2).
(9) MANUFACTURE OF METHAMPHETAMINE: ORS 475.900(1)(d) is incorporated herein by reference.
(10) DISTRIBUTION OF EQUIPMENT, SOLVENT, REAGENT, OR PRECURSOR SUBSTANCE WITH THE INTENT TO FACILITATE THE MANUFACTURE OF A CONTROLLED SUBSTANCE: Violation of ORS 475.962 shall be classified at Crime Category 8.
(11) UNLAWFUL POSSESSION BY PERSON 21 YEARS OR OLDER – 475C.337(3)(d): As specified in ORS 475C.353(6)(a).
(12) UNLAWFUL POSSESSION BY PERSON UNDER 21 YEARS OF AGE – 475C.341(4): As specified in ORS 475C.353(6)(a).
(13) UNLAWFUL MANUFACTURE OF MARIJUANA ITEM – 475C.349(3)(c)(B): As specified in ORS 475C.353(6)(a).
(14) UNLAWFUL MANUFACTURE OF MARIJUANA ITEM – 475C.349(3)(c)(C): As specified in ORS 475C.353(6)(a).

STATUTORY/OTHER AUTHORITY: ORS 137.667, 475.986, 475.998, HB 3194 (2013), 2003 OL Ch 453

STATUTES/OTHER IMPLEMENTED: ORS 137.667 - 137.669, 475.986, 475.998, 2003 OL Ch 453, 2005 OL Ch 706 (HB 2485), 2005 OL Ch 708 (SB 907), HB 3194 (2013), HB 3400 (2015), HB 4014 (2016), SB 302 (2017), SB 323 (2017), HB 2355 (2017), SB 326 (2023 Regular Session)

AMEND: 213-019-0010

RULE TITLE: Crime Category 6 — Controlled Substance and Major Drug Offenses

NOTICE FILED DATE: 01/19/2024

RULE SUMMARY: This rule amendment adds circumstances related to labor trafficking under which certain marijuana offenses must be ranked at a Crime Category 6, pursuant to SB 326 (2023 Regular Session).

RULE TEXT:
(1) ORS 164.338 – ARSON INCIDENT TO THE MANUFACTURE OF A CONTROLLED SUBSTANCE II – (C): If the value of the property destroyed was $50,000 or more.
(2) DELIVERY OF A CONTROLLED SUBSTANCE FOR CONSIDERATION: ORS 475.900(2)(a) is incorporated herein by reference.
(3) POSSESSION OF SUBSTANTIAL QUANTITY OF CONTROLLED SUBSTANCE: As specified in ORS 475.900(2)(b).
(4) ORS 475.967 POSSESSION OF A PRECURSOR WITH THE INTENT TO MANUFACTURE: Possession of a Precursor Substance with the Intent to Manufacture a Controlled Substance shall be ranked at Crime Category 6.
(5) UNLAWFUL POSSESSION BY PERSON 21 YEARS OR OLDER – 475C.337(3)(d): As specified in ORS 475C.353(5)(a).
(6) UNLAWFUL POSSESSION BY PERSON UNDER 21 YEARS OF AGE – 475C.341(4): As specified in ORS 475C.353(5)(a).
(7) UNLAWFUL MANUFACTURE OF MARIJUANA ITEM – 475C.349(3)(c)(B): As specified in ORS 475C.353(5)(a).
(8) UNLAWFUL MANUFACTURE OF MARIJUANA ITEM – 475C.349(3)(c)(C): As specified in ORS 475C.353(5)(a).

STATUTORY/OTHER AUTHORITY: ORS 137.667, 475.986, 475.998, 2003 OL Ch 453, 2005 OL Ch. 708 (SB 907), HB 3194 (2013)

STATUTES/OTHER IMPLEMENTED: ORS 137.667 - 137.669, 475.967, 475.996, 2003 OL Ch. 453, HB 3194 (2013), SB 302 (2017), SB 323 (2017), HB 2355 (2017), SB 326 (2023 Regular Session)