

2013 ORS § 164.315¹

Arson in the second degree

- (1) A person commits the crime of arson in the second degree if:
- (a) By starting a fire or causing an explosion, the person intentionally damages:
 - (A) Any building of another that is not protected property; **or**
 - (B) Any property of another and the damages to the property exceed \$750;
or
 - (b) By knowingly engaging in the manufacture of methamphetamine, the person causes fire or causes an explosion that damages property described in paragraph (a) of this subsection.
- (2) Arson in the second degree is a Class C felony. [1971 c.743 §143; 2001 c.432 §1; 2005 c.706 §3]

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Notes of Decisions

Error, if any, in admission of evidence that defendant had damaged fathers automobile after argument, was harmless where father testified that, on evening of fire, defendant stated that he had set fire to barn and hoped it would burn to ground. State v. Mulvihill, 35 Or App 627, 582 P2d 43 (1978)

Arson in second degree may be lesser included offense under indictment for arson in first degree of anothers protected property. State v. Gibson, 42 Or App 575, 600 P2d 962 (1979), Sup Ct review denied

Completed Citations

State v. Washington, 5 Or App 347, 483 P2d 465 (1971), Sup Ct review denied

Chapter 164

Law Review Citations

51 OLR 427-637 (1972)

Related Statutes³

- 131.602
Prohibited conduct for purposes of instrumentalities of crime
- 161.067
Determining punishable offenses for violation of multiple statutory provisions, multiple victims or repeated violations
- 166.715
Definitions for ORS 166.715 to 166.735
- 315.164
Agriculture workforce housing projects
- 315.356
Other grants as offset to cost of energy conservation facility
- 419C.349
Grounds for waiving youth to adult court

¹ Legislative Counsel Committee, *CHAPTER 164—Offenses Against Property*, https://www.oregonlegislature.gov/bills_laws/lawsstatutes/2013ors164.html (2013) (last accessed Apr. 27, 2014).

² Legislative Counsel Committee, *Annotations to the Oregon Revised Statutes, Cumulative Supplement - 2013, Chapter 164*, https://www.oregonlegislature.gov/bills_laws/lawsstatutes/2013ano164.html (2013) (last accessed Apr. 27, 2014).

³ OregonLaws.org assembles these lists by analyzing references between Sections. Each listed item refers back to the current Section in its own text. The result reveals relationships in the code that may not have otherwise been apparent.

Currency Information

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