

Requested by Senator OLSEN

**PROPOSED AMENDMENTS TO
SENATE BILL 323**

1 On page 1 of the printed bill, line 2, after “substances” insert a period
2 and delete the rest of the line and line 3.

3 Delete lines 5 through 28 and delete page 2 and insert:

4 **“SECTION 1. Sections 2 and 3 of this 2017 Act are added to and**
5 **made a part of ORS 164.305 to 164.377.**

6 **“SECTION 2. (1) A person commits the crime of arson incident to**
7 **the manufacture of a controlled substance in the second degree if, by**
8 **knowingly engaging in the manufacture of a controlled substance, the**
9 **person causes a fire or causes an explosion that damages:**

10 **“(a) Any building of another that is not protected property; or**

11 **“(b) Any property of another and the damages to the property ex-**
12 **ceed \$750.**

13 **“(2) Arson incident to the manufacture of a controlled substance in**
14 **the second degree is a Class C felony.**

15 **“(3) As used in this section and section 3 of this 2017 Act, ‘controlled**
16 **substance’ and ‘manufacture’ have the meanings given those terms in**
17 **ORS 475.005.**

18 **“SECTION 3. (1) A person commits the crime of arson incident to**
19 **the manufacture of a controlled substance in the first degree if, by**
20 **knowingly engaging in the manufacture of a controlled substance, the**
21 **person causes a fire or causes an explosion that damages:**

1 **“(a) The protected property of another;**

2 **“(b) Any property, whether the property of the person or the prop-**
3 **erty of another person, if the fire or explosion recklessly places an-**
4 **other person in danger of physical injury or protected property of**
5 **another in danger of damage; or**

6 **“(c) Any property, whether the property of the person or the prop-**
7 **erty of another person, if the fire or explosion recklessly causes seri-**
8 **ous physical injury to a firefighter or peace officer acting in the line**
9 **of duty relating to the fire or explosion.**

10 **“(2) Arson incident to the manufacture of a controlled substance in**
11 **the first degree is a Class A felony.”.**

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