

OR. REV. STAT. ANN. § 163.305 (WEST 2011). DEFINITIONS

As used in chapter 743, Oregon Laws 1971, unless the context requires otherwise:

- (1) “Deviate sexual intercourse” means sexual conduct between persons consisting of contact between the sex organs of one person and the mouth or anus of another.
- (2) “Forcible compulsion” means to compel by:
 - (a) Physical force; or
 - (b) A threat, express or implied, that places a person in fear of immediate or future death or physical injury to self or another person, or in fear that the person or another person will immediately or in the future be kidnapped.
- (3) “Mentally defective” means that a person suffers from a mental disease or defect that renders the person incapable of appraising the nature of the conduct of the person.
- (4) “Mentally incapacitated” means that a person is rendered incapable of appraising or controlling the conduct of the person at the time of the alleged offense.
- (5) “Physically helpless” means that a person is unconscious or for any other reason is physically unable to communicate unwillingness to an act.
- (6) “Sexual contact” means any touching of the sexual or other intimate parts of a person or causing such person to touch the sexual or other intimate parts of the actor for the purpose of arousing or gratifying the sexual desire of either party.
- (7) “Sexual intercourse” has its ordinary meaning and occurs upon any penetration, however slight; emission is not required.

Oregon is a mandatory Public Law 280 state except for Warm Springs. Oregon has also partially retroceded jurisdiction back to the Umatilla Reservation.