

## LANE COUNTY LAW LIBRARY LEGAL RESEARCH GUIDE -- # 9: CRIMINAL LAW AND PROCEDURE IN OREGON

### Lane County Law Library

Lane County Public Service Building  
125 East 8th Avenue  
Eugene, OR 97401

Christine Phillips

Law Library Manager

(541) 682-4113

Christine.PHILLIPS@co.lane.or.us

**Disclaimer:** It is against state law for library staff members to engage in any conduct that might constitute the unauthorized practice of law (ORS 9.160, 9.166 and 9.21). They may not interpret statutes, cases or regulations, perform legal research, recommend or assist in the preparation of forms, or advise patrons regarding their legal rights. They may, however, assist patrons in locating materials or links that would aid in individual research.

### SUGGESTED RESOURCES:

#### A. LANE COUNTY LAW LIBRARY CATALOG

<http://opac.libraryworld.com/cgi-bin/opac.pl?command=signin&libraryname=lanecountylawlib>

(TIP: Select "All Words" in the drop down menu, and search the words "criminal law" or "criminal justice")

#### B. BOOKS, PAMPHLETS, BROCHURES

(TIP: You will not find everything on line, so please be prepared to use some of these resources and others to help answer your questions.)

The following titles in the Lane County Law Library contain some information on criminal law. Some of them also contain *examples* of **forms**.

1. **CRIMINAL LAW**, by Oregon State Bar, c. 2005, with 2006 supplement. v. 1-3. Located on reserve at the Lane County Law Library: **KFO 2975 .C755 2005 RES.**
2. **THE CRIMINAL LAW FORMBOOK**, by Oregon Criminal Defense Lawyers' Association. Located on reserve at the Lane County Law Library: **KFO 2961 .A65 C75 RES**
3. **THE CRIMINAL LAW HANDBOOK: KNOW YOUR RIGHTS, SURVIVE THE SYSTEM**, by Paul Bergman & Sara Berman-Barrett, 2005. Located on reserve at the Lane County Law Library: **KF 9619.6 .B47 2005 REF**
4. **CRIMINAL LAW NEWSLETTER**, by Oregon Criminal Defense Lawyers' Association, vol. 9-current: **KFO 2961 .A65 OR**
5. **FELONY SENTENCING IN OREGON: GUIDELINES, STATUTES, CASES**, by Jesse Wm. Barton, 2008: Located on reserve at the Lane County Law Library: **KFO 2983.2 .B37 2008 RES**

The following items contain information on laws and regulations impacting criminal law in Oregon and are available on the Oregon State Government website. Print versions of the Oregon Revised Statutes and the Oregon Administrative Rules are also available in the Lane County Law Library.



1. **Relevant Oregon Revised Statutes (Title 16: Crimes and Punishments)**  
ORS Chapters 161-169 (<http://www.leg.state.or.us/ors/161.html>)
2. **Oregon Administrative Rules**  
OAR 213—Oregon Criminal Justice Commission  
([http://arcweb.sos.state.or.us/rules/OARS\\_200/OAR\\_213/213\\_tofc.html](http://arcweb.sos.state.or.us/rules/OARS_200/OAR_213/213_tofc.html))
3. **Oregon Sentencing Guidelines**  
(<http://www.oregon.gov/CJC/SG.shtml>)

### **C. OTHER RESOURCES**

#### **Government Agencies and other organizations with information about Criminal Law in Oregon**

1. **Lane Circuit Court:** (<http://courts.oregon.gov/Lane/>)  
Criminal Department and Pretrial Release Office web page, includes general information on:
  - Traffic and Criminal Cases
  - Fines, Security (Bail), Warrants and Court Appointed Attorneys
  - Programs for Sentenced and Diverted Defendants
  - Other Criminal Case Information and ResourcesTo find the **Local Rules for the Lane County Circuit Court**, click on the “Local Court Rules” tab at the top of the page.
2. **Oregon State Bar:**  
The OSB has public information pages with information on rights of crime victims and criminal defendants: <http://www.osbar.org/public/legalinfo/criminal.html>
  - **Your rights if you are arrested**  
([http://www.osbar.org/public/legalinfo/1077\\_ArrestRights.htm](http://www.osbar.org/public/legalinfo/1077_ArrestRights.htm))
  - **Your right to a free attorney if you are charged with a crime**  
([http://www.osbar.org/public/legalinfo/1078\\_RightToAttorney.htm](http://www.osbar.org/public/legalinfo/1078_RightToAttorney.htm))
  - **Indigent Defense Services (Public Defenders)**  
(<http://www.osbar.org/public/ris/LowCostLegalHelp/PublicDefenderServices.html>)
3. **Oregon Criminal Defense Lawyers’ Association**  
(<http://www.ocdla.org/>)  
\*\*To find Public Defenders in Lane County, go to <http://www.ocdla.org/membership/categories.php?category=county> and select “Public Defenders” from the Occupation/Field drop-down menu, then click on **Lane** from the county list
4. **US District Court—Oregon :** (<http://ord.uscourts.gov/>)  
The Oregon District court website includes court rules for criminal practice

#### **Federal Laws and Resources**

1. **United States Code:**  
Title 18 of the US Code is Crimes and Criminal Procedure.
  - **Cornell University Law US Code Collection**  
(<http://www.law.cornell.edu/uscode/>)
  - **US House of Representatives Office of the Law Revision Counsel**  
(<http://uscode.house.gov/>)
2. **Federal Rules of Criminal Procedure**  
Cornell University Law School provides the text and advisory committee notes of the Federal Rules: (<http://www.law.cornell.edu/rules/frcp/>)



**3. United States Sentencing Commission:** (<http://www.ussc.gov/>)

Access to publications including **Federal Sentencing Guidelines Manuals**

(<http://www.ussc.gov/guidelin.htm>), **Federal Sentencing Statistics by State, District, and Court**

(<http://www.ussc.gov/linktojp.htm>)

**Other Internet Resources**

(Disclaimer: There are a number of non-profit and other organizations offering information about criminal matters. Not every site is updated regularly, and information may be out-of-date or incorrect.)

Some keywords to consider when using Search Engines (i.e. Google, Yahoo!) to find information:

**Criminal Justice, Criminal Law, Corrections, Criminal Research**

**1. State of Oregon Law Library:** (<http://www.oregon.gov/SOLL/CLE/PUBLcriminal.shtml>)

List of Oregon publications related to Crime and Criminal Justice. Website also includes links to other resources for legal research in Oregon

**2. Oregon Judicial Department (OJD) Self-Help Resources:**

(<http://courts.oregon.gov/OJD/selfhelp/index.page?>)

Links to resources for users who want to learn more about the law and courts or want to represent themselves in a legal matter. Self-help information is **not** legal advice. Oregon law prevents us from offering legal advice to the public.

**3. Georgetown Law Library Criminal Justice Research Guide:**

([http://www.ll.georgetown.edu/guides/crim\\_justice.cfm#web](http://www.ll.georgetown.edu/guides/crim_justice.cfm#web))

Provides an overview of the federal criminal law resources and other related resources, with an emphasis on criminal procedure. It does **not** cover international or state laws.

**4. National Criminal Justice Reference Service:** (<http://www.ncjrs.gov/index.html>)

NCJRS is a federally funded resource offering justice and substance abuse information to support research, policy, and program development worldwide.

**5. Nolo.com Criminal Law page:** (<http://www.nolo.com/legal-encyclopedia/criminal-law/index.html>)

Offers research tips and links for State and Federal Law, lawyer directories, and articles on Criminal Law topics

**6. Findlaw Criminal Law Center:** (<http://criminal.findlaw.com/>)

Includes definitions for dozens of common crimes, an overview of stages in a typical criminal case, tips on your constitutional rights, information on criminal records, and much more.

**7. HG.org Guide to Criminal & Penal Law:** (<http://www.hg.org/crime.html>)

Portal for legal research and services.

**\*\*Note:** This website includes blogs (opinion pieces), and commercial websites and advertising. Listing the site in this resource guide does not constitute an endorsement of persons or services on the site.

