

OREGON REVISED STATUTES

TITLE 16

CRIMES AND PUNISHMENTS

Chapter 161

General Provisions

1995 EDITION

161.235

Use of physical force in making an arrest or in preventing an escape.

Except as provided in ORS 161.239, a peace officer is justified in using physical force upon another person only when and to the extent that the peace officer reasonably believes it necessary:

(1) To make an arrest or to prevent the escape from custody of an arrested person unless the peace officer knows that the arrest is unlawful; or

(2) For self-defense or to defend a third person from what the peace officer reasonably believes to be the use or imminent use of physical force while making or attempting to make an arrest or while preventing or attempting to prevent an escape. [1971 c.743 §27]