

# House Bill 2241

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Governor Theodore R. Kulongoski for Department of Corrections)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Grants Department of Corrections discretion in determining form of special alternative incarceration program. Extends duration of special alternative incarceration program.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to corrections; amending ORS 421.504; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 421.504 is amended to read:

5 421.504. (1) The Department of Corrections, in consultation with the Oregon Criminal Justice  
6 Commission, shall establish a special alternative incarceration program stressing a highly structured  
7 and regimented routine. The program:

8 (a) [*Shall*] **May** be based on a military basic training model that includes extensive discipline,  
9 physical work[,] **and** physical exercise [*and military drill*];

10 (b) Shall provide for cognitive restructuring in conformance with generally accepted  
11 rehabilitative standards;

12 (c) [*Shall*] **May** include a drug and alcohol treatment component that meets the standards  
13 promulgated by the Department of Human Services pursuant to ORS 430.357; and

14 (d) Shall be [*no longer than*] **at least** 270 days' duration.

15 (2) The department shall provide capital improvements and capital construction necessary for  
16 the implementation of the program.

17 (3) Notwithstanding subsection (1) of this section, the department may convert the special al-  
18 ternative incarceration program required by this section into an intensive alternative incarceration  
19 addiction program as described in ORS 421.506 if the department determines that the needs of  
20 offenders in the department's custody would be better served by an intensive alternative  
21 incarceration addiction program than by the special alternative incarceration program.

22 **SECTION 2. This 2007 Act being necessary for the immediate preservation of the public**  
23 **peace, health and safety, an emergency is declared to exist, and this 2007 Act takes effect**  
24 **on its passage.**

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**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.