

# House Bill 3369

Sponsored by Representative NATHANSON; Representatives ROSENBAUM, SCHAUFLEER, SHIELDS, Senators BROWN, PROZANSKI, WESTLUND

## 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**.

Requires county or counties to publish annual report describing state of local criminal justice system and responding to recommendations made by local public safety coordinating council. Requires county or counties to fill vacancies on council within three months. Instructs Oregon Criminal Justice Commission to provide recommendations regarding councils.

## A BILL FOR AN ACT

1 Relating to local public safety; creating new provisions; and amending ORS 137.656 and 423.560.

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

3 **SECTION 1. (1) The board or boards of county commissioners that have convened a local**  
4 **public safety coordinating council shall publish an annual report describing the state of the**  
5 **local criminal justice system and shall include an explanation of administrative actions,**  
6 **budgetary activities and service and program changes that respond to or impact the recom-**  
7 **mendations of the local public safety coordinating council described in ORS 423.560 and**  
8 **423.565.**

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10 **(2) The report described in subsection (1) of this section shall be provided to the local**  
11 **public safety coordinating council and the Department of Corrections.**

12 **SECTION 2.** ORS 423.560 is amended to read:

13 423.560. (1) The board or boards of county commissioners of a county shall convene a local  
14 public safety coordinating council. The council shall include, but need not be limited to:

15 (a) A police chief selected by the police chiefs in the county;

16 (b) The sheriff of the county or, if two or more counties have joined together to provide com-  
17 munity corrections services, a sheriff selected by the sheriffs in the counties;

18 (c) The district attorney of the county or, if two or more counties have joined together to pro-  
19 vide community corrections services, a district attorney selected by the district attorneys of the  
20 counties;

21 (d) A state court judge, and a public defender or defense attorney, both appointed by the pre-  
22 siding judge of the judicial district in which the county is located;

23 (e) A director of community corrections, a county commissioner, a juvenile department director,  
24 a health director, a mental health director and at least one lay citizen, all appointed by the county  
25 commissioners;

26 (f) A city councilor or mayor and a city manager or other city representative, both selected by  
27 the cities in the county;

28 (g) A representative of the Oregon State Police, who is a nonvoting member of the council, se-  
29 lected by the Superintendent of State Police; and

30 (h) A representative of the Oregon Youth Authority, who is a nonvoting member of the council,

**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.

1 selected by the Director of the Oregon Youth Authority.

2 (2) The boards of county commissioners of two or more counties may jointly convene a single,  
 3 regional local public safety coordinating council by means of an intergovernmental agreement. Local  
 4 officials may combine the council with existing local criminal justice advisory councils established  
 5 under ORS 1.851.

6 (3) The local public safety coordinating council shall, at a minimum:

7 (a) Develop and recommend to the county board of commissioners a plan for use of:

8 (A) State resources to serve the local offender population; and

9 (B) State and local resources to serve the needs of that part of the local offender population  
 10 who are at least 15 years of age and less than 18 years of age, which plan must provide for coord-  
 11 ination of community-wide services involving prevention, treatment, education, employment re-  
 12 sources and intervention strategies; and

13 (b) Coordinate local criminal justice policy among affected criminal justice entities.

14 (4) Nonvoting members of a local public safety coordinating council may not be counted in de-  
 15 termining whether a quorum exists.

16 **(5) The board or boards of county commissioners shall fill a vacancy on a local public**  
 17 **safety coordinating council within three months after the position becomes vacant or within**  
 18 **three months after receiving notice of the vacancy, whichever occurs sooner.**

19 **SECTION 3.** ORS 137.656 is amended to read:

20 137.656. (1) The purpose of the Oregon Criminal Justice Commission is to improve the effec-  
 21 tiveness and efficiency of state and local criminal justice systems by providing a centralized and  
 22 impartial forum for statewide policy development and planning.

23 (2) The primary duty of the commission is to develop and maintain a state criminal justice policy  
 24 and comprehensive, long-range plan for a coordinated state criminal justice system that encompasses  
 25 public safety, offender accountability, crime reduction and prevention and offender treatment and  
 26 rehabilitation. The plan must include, but need not be limited to, recommendations regarding:

27 (a) Capacity, utilization and type of state and local prison and jail facilities;

28 (b) Implementation of community corrections programs;

29 (c) Alternatives to the use of prison and jail facilities;

30 (d) Appropriate use of existing facilities and programs;

31 (e) Whether additional or different facilities and programs are necessary;

32 (f) Methods of assessing the effectiveness of juvenile and adult correctional programs, devices  
 33 and sanctions in reducing future criminal conduct by juvenile and adult offenders; *[and]*

34 (g) Methods of reducing the risk of future criminal conduct[.]; **and**

35 **(h) The effective utilization of local public safety coordinating councils.**

36 (3) Other duties of the commission are:

37 (a) To conduct joint studies by agreement with other state agencies, boards or commissions on  
 38 any matter within the jurisdiction of the commission.

39 (b) To provide Oregon criminal justice analytical and statistical information to federal agencies  
 40 and serve as a clearinghouse and information center for the collection, preparation, analysis and  
 41 dissemination **of information** on state and local sentencing practices.

42 (c) To provide technical assistance and support to local public safety coordinating councils.

43 (d) To receive grant applications to start or expand drug court programs as defined in ORS  
 44 3.450, to make rules to govern the grant process and to award grant funds according to the rules.

45 (4) The commission shall establish by rule the information that must be submitted under ORS

1 137.010 (9) and the methods for submitting the information. A rule adopted under this subsection  
2 must be approved by the Chief Justice of the Supreme Court before it takes effect.

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