

## HOUSE AMENDMENTS TO RESOLVE CONFLICTS TO SENATE BILL 84

By COMMITTEE ON JUDICIARY

March 28

1 On page 101 of the printed bill, after line 41, insert:

2 “**SECTION 114a. If Senate Bill 189 becomes law, section 114 of this 2007 Act (amending**  
3 **ORS 421.084) is repealed and ORS 421.084, as amended by section 3, chapter \_\_, Oregon Laws**  
4 **2007 (Enrolled Senate Bill 189), is amended to read:**

5 “421.084. (1) The Administrator of Correctional Education shall administer an adult basic skills  
6 development program for all individuals in the custody of the Department of Corrections. The pro-  
7 gram shall:

8 “(a) Test individuals for basic reading and mathematics skills or, for individuals with limited  
9 English language proficiency, English speaking skills. Testing for basic intelligence, learning disa-  
10 bilities, developmental disabilities and adaptive behavior skills shall be administered as needed ex-  
11 cept that the administrator may accept equivalent test results from other sources[;].

12 “(b) Except as provided in subsection (2) of this section, be mandatory for all individuals testing  
13 below a 8.0 grade equivalency on a standardized reading test approved by the National Reporting  
14 System for Adult Education of the United States Department of Education and by the Adult Basic  
15 Skills Program of the Department of Community Colleges and Workforce Development[;].

16 “(c) Provide progress testing and certification[;].

17 “(d) Provide strong incentives for entering the program and for achieving the minimum reading  
18 level and, for those individuals with demonstrated ability, provide incentives for making progress  
19 toward earning a General Educational Development (GED) certificate[; and].

20 “(e) Maintain records of an individual’s achievement in the program and make those records  
21 available to the State Board of Parole and Post-Prison Supervision.

22 “(2) Testing for basic skills and participation in the adult basic skills development program are  
23 not required for inmates:

24 “(a) Sentenced to or otherwise confined by the department for less than one year;

25 “(b) Sentenced to life imprisonment without parole;

26 “(c) Sentenced to death;

27 “(d) Who are developmentally disabled; or

28 “(e) Who are specifically exempted by the Department of Corrections for security or health  
29 reasons.

30 “**NOTE:** Resolves conflict with Senate Bill 189; adjusts punctuation in (1) to account for inter-  
31 vening periods.”.

32 On page 167, after line 34, insert:

33 “**SECTION 226a. If House Bill 2109 becomes law, section 226 of this 2007 Act (amending**  
34 **ORS 701.055) is repealed.**

35 “**NOTE:** Resolves conflict with House Bill 2109.”.

