

Enrolled
Senate Bill 106

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Governor Theodore R. Kulongoski for Oregon Youth Authority)

CHAPTER

AN ACT

Relating to Oregon Youth Authority; amending ORS 420A.040.

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

SECTION 1. ORS 420A.040 is amended to read:

420A.040. (1) An agency that provides juvenile corrections programs may enter into an agreement with a tribe for the purposes of placing a tribal youth offender into a state youth correction facility or program. The tribe shall pay the agency reasonable expenses associated with the incarceration and treatment of the youth offender.

(2)(a) The Oregon Youth Authority may receive applications from, and award funds under a competitive process to, tribes for the administration and provision of services to tribal youth. The services eligible for funding under this subsection must be intended to protect the public and reduce juvenile delinquency.

(b) As used in this subsection, "tribal youth" means a member of a tribe who is:

(A) A youth as defined in ORS 419A.004; or

(B) A person under 18 years of age who:

(i) Has more than one of the risk factors identified in ORS 417.855 (2)(a); or

(ii) Is demonstrating at-risk behaviors that will lead to imminent or increased involvement in the juvenile justice system.

(3) As used in this section, "tribe" means a [tribe located in Oregon that is recognized by the United States Secretary of the Interior] **federally recognized Indian tribe in Oregon.**

Passed by Senate March 5, 2009

Repassed by Senate May 19, 2009

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Secretary of Senate

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President of Senate

Passed by House May 15, 2009

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Speaker of House

Received by Governor:

.....M,....., 2009

Approved:

.....M,....., 2009

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Governor

Filed in Office of Secretary of State:

.....M,....., 2009

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Secretary of State