REVENUE: No revenue impact
FISCAL: Fiscal statement issued

Action:	Without Recommendation as to Passage and Be Referred to the Committee on Ways and Means
Vote:	3 - 2 - 0
Yeas:	Bonamici, Dingfelder, Prozanski
Nays:	Kruse, Whitsett
Exc.:	0
Prepared By:	Bill Taylor, Counsel
Meeting Dates:	4/20, 4/21

WHAT THE MEASURE DOES: Makes a juvenile convicted in adult court of certain serious felonies eligible for re-sentencing upon completion of one-half of the juvenile's sentence. Applies to offenders convicted prior to the effective date and currently incarcerated as well as offenders convicted after the effective date.

ISSUES DISCUSSED:
- Rewarding good behavior

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: ORS 420A.203 sets forth the process and procedure under which a juvenile sentenced as an adult following a waiver to adult court can ask to have his or her sentence reviewed after serving one-half of that sentence. No more than 120 days and no less than 60 days before the date on which the juvenile has served one-half of his or her sentence, the Oregon Youth Authority must file a notice with the sentencing court requesting a hearing to review the juvenile's sentence. The court is required to schedule a hearing and notify the juvenile's parents, the victim, the district attorney who prosecuted, and anyone else who requested notice. The court will then, after reviewing the juvenile's record in the Youth Authority and other relevant evidence, determine if the juvenile's sentence should be reduced and, if so, by how much. If the juvenile is released, he or she is released under supervision.

ORS 420A.203 applies to juveniles tried in adult court but does not apply to juveniles sentenced under ORS 137.707, which basically covers offenses specified in Measure 11 (1994) with a few crimes added through the legislative process.