

## HOUSE AMENDMENTS TO HOUSE BILL 3160

By COMMITTEE ON JUDICIARY

April 5

1 On page 1 of the printed bill, delete lines 4 through 30 and delete page 2 and insert:

2 “**SECTION 1.** ORS 169.110 is amended to read:

3 “169.110. (1) Each prisoner convicted of *[any]* **an** offense against the laws of this state, who is  
4 confined, in execution of the judgment or sentence upon *[any such]* conviction, including confinement  
5 imposed as a condition of probation pursuant to ORS 137.540, in *[any]* **a** county local correctional  
6 facility in this state for a definite term, whose record of conduct shows that the prisoner has  
7 faithfully observed all the rules of the facility, *[shall be]* **is** entitled, in the discretion of the sheriff  
8 or other officer having custody of such prisoner, to a deduction from the term of the sentence of the  
9 prisoner to be calculated as follows, commencing on the first day of the arrival of the prisoner at  
10 the facility to serve the sentence of the prisoner:

11 “[1] (a) Upon a sentence of not less than 10 *[nor]* **or** more than 30 days, one day for each 10  
12 days.

13 “[2] (b) Upon a sentence of more than 30 days but not more than 90 days, three days for each  
14 30-day period.

15 “[3] (c) Upon a sentence of more than 90 days but not more than 180 days, four days for each  
16 30-day period.

17 “[4] (d) Upon a sentence of more than 180 days but not more than 270 days, five days for each  
18 30-day period.

19 “[5] (e) Upon a sentence of more than 270 days, six days for each 30-day period.

20 “(2)(a) **Deductions under this section may be allowed for time served in an alternative  
21 sentencing facility operated pursuant to a community corrections plan if the county gov-  
22 erning body authorizes the allowing of deductions.**

23 “(b) **For purposes of calculating deductions allowable under paragraph (a) of this sub-  
24 section, each day served in the facility is counted as a day of confinement.**

25 “**SECTION 2.** ORS 169.120 is amended to read:

26 “169.120. (1)(a) In addition to the allowances provided for in ORS 169.110, all prisoners in a  
27 county local correctional facility who are engaged in *[any]* work either inside or outside the facility  
28 are entitled to an allowance of credits in time or compensation, or both, for *[such]* **the** work.

29 “(b) The allowances *[shall]* **under paragraph (a) of this subsection may** not be inconsistent  
30 with ORS 169.170 to 169.210.

31 “(2)(a) The credits provided by this section *[shall]* **may** not be in excess of 10 days for a period  
32 of 30 days and shall be set by the county court, board of county commissioners or local correctional  
33 facility supervisor.

34 “(b) *[However,]* **Notwithstanding paragraph (a) of this subsection,** in the case of a sentence  
35 of not less than 10 *[nor]* **or** more than 30 days the credits provided by this section are one day of

1 credit for each 10 days of sentence.

2       **“(3)(a) Credits under this section may be allowed for time served in an alternative sen-**  
3 **tencing facility operated pursuant to a community corrections plan if the county governing**  
4 **body authorizes the allowing of credits.**

5       **“(b) For purposes of calculating credits allowable under paragraph (a) of this subsection,**  
6 **each day served in the facility is counted as a day of confinement.**

7       **“SECTION 3. This 2011 Act being necessary for the immediate preservation of the public**  
8 **peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect**  
9 **on its passage.”.**

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