

House Bill 3160

Sponsored by COMMITTEE ON JUDICIARY (at the request of Andy Duyck, Chair, Washington County Board of Commissioners)

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**.

Extends entitlement to good behavior deduction and work credit to persons placed in local correctional facilities and custodial facilities operated pursuant to community corrections plan.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to credits for prisoners; amending ORS 169.110 and 169.120; and declaring an emergency.

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

4 **SECTION 1.** ORS 169.110 is amended to read:

5 169.110. Each [*prisoner*] **person** convicted of any offense against the laws of this state, who is
6 [*confined*] **placed**, in execution of the judgment or sentence upon [*any such*] conviction, including
7 [*confinement*] **placement** imposed as a condition of probation pursuant to ORS 137.540, in [*any*
8 *county*] **a local correctional facility or a custodial facility operated pursuant to a community**
9 **corrections plan** in this state for a definite term, whose record of conduct shows that the
10 [*prisoner*] **person** has faithfully observed all the rules of the facility, shall be entitled, in the dis-
11 cretion of the sheriff or other officer having custody of [*such prisoner*] **the person**, to a deduction
12 from the term of the sentence of the [*prisoner*] **person** to be calculated as follows, commencing on
13 the first day of the arrival of the [*prisoner*] **person** at the facility to serve the sentence of the
14 [*prisoner*] **person**:

15 (1) Upon a sentence of not less than 10 nor more than 30 days, one day for each 10 days.

16 (2) Upon a sentence of more than 30 days but not more than 90 days, three days for each 30-day
17 period.

18 (3) Upon a sentence of more than 90 days but not more than 180 days, four days for each 30-day
19 period.

20 (4) Upon a sentence of more than 180 days but not more than 270 days, five days for each 30-day
21 period.

22 (5) Upon a sentence of more than 270 days, six days for each 30-day period.

23 **SECTION 2.** ORS 169.120 is amended to read:

24 169.120. (1) In addition to the allowances provided for in ORS 169.110, all [*prisoners in a*
25 *county*] **persons placed in a local correctional facility or a custodial facility operated pursuant**
26 **to a community corrections plan** who are engaged in [*any*] work either inside or outside the fa-
27 cility are entitled to an allowance of credits in time or compensation, or both, for such work.

28 (2) The allowances [*shall*] **under subsection (1) of this section may** not be inconsistent with
29 ORS 169.170 to 169.210.

30 (3)(a) The credits provided by this section [*shall*] **may** not be in excess of 10 days for a period

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 of 30 days and shall be set by the county court, board of county commissioners, [or] local
2 correctional facility supervisor **or director of community corrections.**

3 **(b) [However] Notwithstanding paragraph (a) of this subsection,** in the case of a sentence
4 of not less than 10 [nor] **or** more than 30 days, the credits provided by this section are one day of
5 credit for each 10 days of sentence.

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

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