

SENATE AMENDMENTS TO SENATE BILL 654

By COMMITTEE ON JUDICIARY

April 13

1 On page 1 of the printed bill, delete lines 5 through 30.

2 On page 2, delete lines 1 through 40 and insert:

3 **“SECTION 1. Section 2 of this 2011 Act is added to and made a part of ORS chapter 250.**

4 **“SECTION 2. (1) As used in this section:**

5 **“(a) ‘Criminal offender population’ means all persons who are convicted of a felony or**
6 **adjudicated for an act that, if committed by an adult, would constitute a felony.**

7 **“(b) ‘Recipients of human services’ means all persons who are found to be within the**
8 **jurisdiction of the juvenile court under ORS 419B.100 or who receive child welfare services**
9 **described in ORS 418.005.**

10 **“(2) The Oregon Criminal Justice Commission shall prepare a racial and ethnic impact**
11 **statement:**

12 **“(a) For each state measure that affects the racial and ethnic composition of the crimi-**
13 **nal offender population or the racial and ethnic composition of the recipients of human ser-**
14 **vices; and**

15 **“(b) For each bill or joint resolution reported out of a committee of the Legislative As-**
16 **sembly that, if passed, will be referred to the people and will affect the racial and ethnic**
17 **composition of the criminal offender population or the racial and ethnic composition of the**
18 **recipients of human services.**

19 **“(3) A racial and ethnic impact statement must be impartial, simple and understandable**
20 **and must include, for racial and ethnic groups for which data are available, the following:**

21 **“(a) An estimate of how the state measure, bill or joint resolution would change the ra-**
22 **cial and ethnic composition of the criminal offender population or the racial and ethnic**
23 **composition of the recipients of human services;**

24 **“(b) A statement of the methodologies and assumptions used in preparing the estimate;**
25 **and**

26 **“(c) If the racial and ethnic impact statement addresses the effect of a state measure,**
27 **bill or joint resolution on the racial and ethnic composition of the criminal offender popu-**
28 **lation, an estimate of the racial and ethnic composition of the crime victims who may be**
29 **affected by the state measure, bill or joint resolution.**

30 **“(4) When the commission prepares a racial and ethnic impact statement for a state**
31 **measure:**

32 **“(a) Not later than the 99th day before the election at which the measure is to be sub-**
33 **mitted to the people, the commission shall file the statement with the Secretary of State.**

34 **“(b) Not later than the 95th day before the election at which the measure is to be voted**
35 **upon, the Secretary of State shall hold a hearing in Salem, upon reasonable statewide notice,**

1 to receive suggestions for changes to the statement or to receive other information. At the
2 hearing, any person may submit suggested changes or other information orally or in writing.
3 Written suggestions and any other information also may be submitted at any time before the
4 hearing.

5 “(c) The commission shall consider suggestions and any other information submitted
6 under paragraph (b) of this subsection and may file a revised statement with the Secretary
7 of State not later than the 90th day before the election at which the measure is to be voted
8 upon.

9 “(d) The Secretary of State shall certify the statement not later than the 90th day before
10 the election at which the measure is to be voted upon.

11 “(e) All statements prepared under this section shall be made available to the public.

12 “(f) A failure to prepare, file or certify a statement does not prevent inclusion of the
13 measure in the voters’ pamphlet.

14 “(5) The commission may adopt rules to carry out the provisions of this section.”.

15 In line 41, delete “5” and insert “3”.

16 On page 3, line 4, delete “3” and insert “2”.

17 In line 12, delete “6” and insert “4”.

18 In line 38, delete “sections 1 and 3” and insert “section 2”.

19 On page 4, delete lines 4 through 6 and insert:

20 “**SECTION 5. Section 2 (2)(a) of this 2011 Act and the amendments to ORS 251.185 by**
21 **section 3 of this 2011 Act apply to elections held after the first Tuesday after the first Mon-**
22 **day in November 2012.”.**

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