

A-Engrossed
Senate Bill 729

Ordered by the Senate May 2
Including Senate Amendments dated May 2

Sponsored by COMMITTEE ON JUDICIARY

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.

[Eliminates sunset of provision authorizing reduction in period of active probation for certain felony offenders.]

Directs Department of Corrections to adopt rules to establish process for granting, retracting and restoring probation credits for convicted felons sentenced to probation under rules of Oregon Criminal Justice Commission. Applies to persons convicted of crime on or after July 1, 2011, and on probation on or after effective date of rules adopted by department.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to crime; and declaring an emergency.

3 Whereas the efficient allocation of supervision resources requires providing community cor-
4 rections agencies with the authority to focus staff, services and sanctions on offenders in need of
5 monitoring and behavioral intervention; and

6 Whereas offenders who are compliant with supervision and have fulfilled court-ordered obli-
7 gations do not require ongoing supervision; and

8 Whereas alleviating the obligation to supervise compliant offenders allows community cor-
9 rections agencies to more closely supervise offenders who constitute a greater threat to public order
10 and safety; and

11 Whereas allowing an offender to earn an early termination of supervision enhances motivation,
12 promotes behavior change and provides incentives to meet the goals and conditions of supervision;
13 now, therefore,

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

15 **SECTION 1. (1) Each person convicted of a felony and sentenced to probation under the**
16 **rules of the Oregon Criminal Justice Commission is eligible for a reduction in the period of**
17 **probation for compliance with the conditions of probation and the person's supervision plan,**
18 **as defined by rule of the Department of Corrections.**

19 **(2) The maximum reduction in the period of probation may not exceed 50 percent of the**
20 **period of probation imposed by the court.**

21 **(3) The department shall adopt rules to establish a process for granting, retracting and**
22 **restoring probation credits earned by offenders under this section. A community corrections**
23 **agency shall comply with the rules adopted under this section.**

24 **SECTION 2. Section 1 of this 2011 Act applies to persons:**

25 **(1) Convicted of a crime committed on or after July 1, 2011; and**

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 **(2) Who are on probation on or after the effective date of the rules adopted by the De-**
2 **partment of Corrections under section 1 (3) of this 2011 Act.**

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

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