

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action:	Do Pass
Vote:	5 - 0 - 0
Yeas:	Close, Dingfelder, Kruse, Roblan, Prozanski
Nays:	0
Exc.:	0
Prepared By:	Mike Schmidt, Counsel
Meeting Dates:	4/23

WHAT THE MEASURE DOES: Adds unlawfully possessing prescription drug under ORS 689.527(6) to list of crimes eligible for diversion agreement.

ISSUES DISCUSSED:

- Prosecuting attorneys can dismiss more serious drug crimes for completion of treatment programs

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: This adds possession of prescription drugs to the list of crimes in ORS 475.245 that are eligible for dismissal following completion of certain conditions. This “diversion” statute gives courts and district attorneys flexibility in handling charges where all parties agree that the person being charged would benefit from completing conditions such as treatment, rather than having a conviction on their record. If the defendant does not successfully complete the conditions of the diversion, a guilty finding will be entered, and the case would proceed as it normally would after a guilty finding.