

REVENUE: No revenue impact
FISCAL: Fiscal statement issued

Action: Withdrawn from Committee by the Senate
Vote: 30 – 0 – 0

Yeas:
Nays:
Exc.:

Prepared By: Bill Taylor, Counsel
Meeting Dates: 2/5

WHAT THE MEASURE DOES: Allows a district attorney to seek a sentence of life without the possibility of parole for a person convicted of rape in the first degree, sodomy in the first degree, unlawful sexual penetration in the first degree if person was 18 years or older at the time of the offense and the person is: (1) classified as presenting a high risk of re-offending under the sex offender risk assessment tool; (2) exhibits characteristics showing a tendency to injure others or to target victims under 12 years of age by engaging in behavior that would constitute a sex crime; (3) presents serious danger to public due to the high likelihood that the person will continue to injure others or target victims under age 12 while engaged in behavior that would constitute a sex crime.

ISSUES DISCUSSED:

- Provisions of measure

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: Currently a person convicted of rape in the first degree, sodomy in the first degree or unlawful sexual penetration in the first degree is eligible for a mandatory minimum sentence of 100 months. If a person who commits one of these offenses is found to be a sexually violent dangerous offender, as defined by ORS 137.765, the person is subject to the provisions of ORS 144.109, which allow for life-time sanctioning for violating terms and conditions of post-prison supervision.