

# DRAFT

## SUMMARY

Authorizes State Board of Parole and Post-Prison Supervision to request appearance by representative of office of prosecuting attorney at hearing setting or resetting release date of person. Requires district attorney to notify Attorney General of request if Attorney General prosecuted person. Requires prosecuting district attorney, or Attorney General in certain circumstances, to appear upon request.

### A BILL FOR AN ACT

1  
2 Relating to State Board of Parole and Post-Prison Supervision hearings.

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

4 **SECTION 1. (1) For the purposes of obtaining additional informa-**  
5 **tion for the hearing, the State Board of Parole and Post-Prison**  
6 **Supervision may make a request to the district attorney of the county**  
7 **in which a person was convicted that a representative of the office of**  
8 **the prosecuting attorney appear at any hearing during which the**  
9 **board is to consider setting or resetting a release date for the person.**

10 **(2) Upon a board request for appearance at a hearing described in**  
11 **subsection (1) of this section, the district attorney shall:**

12 **(a) Appear at the hearing if the district attorney prosecuted the**  
13 **person.**

14 **(b) Notify the Attorney General of the request for appearance if the**  
15 **Attorney General prosecuted the person.**

16 **(3) Upon receiving notification from a district attorney of a request**  
17 **for appearance under subsection (2)(b) of this section, the Attorney**  
18 **General shall appear at the hearing described in subsection (1) of this**

1 **section.**

2 **(4) Notwithstanding subsection (2)(a) of this section, a district at-**  
3 **torney may request, and the Attorney General may agree, that the**  
4 **Attorney General appear at a hearing described in subsection (1) of**  
5 **this section in lieu of the district attorney.**

6 **(5) Any appearance at a hearing made pursuant to this section may**  
7 **be made in person, by telephone or by electronic communication de-**  
8 **vice.**

9 **(6) Nothing in this section limits or impairs the right of a district**  
10 **attorney to appear at a board hearing under any other provision of**  
11 **law.**

12 **SECTION 2. Section 1 of this 2015 Act applies to hearings conducted**  
13 **on or after the effective date of this 2015 Act.**

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