



Oregon Board of Parole & Post-Prison Supervision



**House Judiciary Committee
March 9, 2015**

Informational Presentation

**Kristin Wings-Yanez, Chair
Brenda Carney, Executive Director**

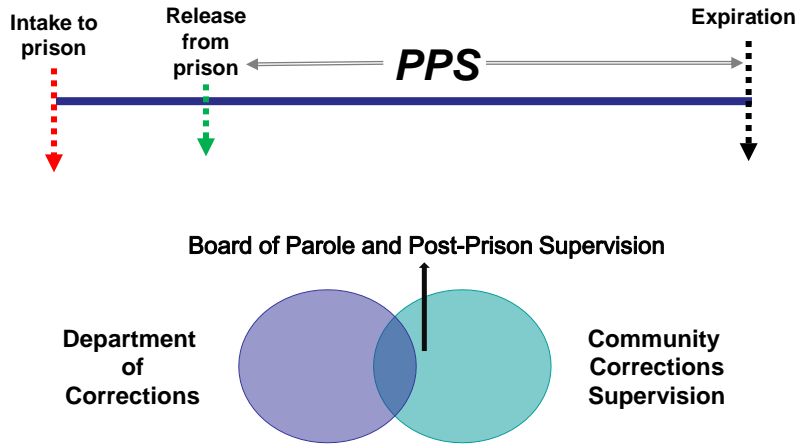


The Board's Mission and Goals

- To protect the public and reduce the risk of repeat criminal behavior through incarceration and community supervision decisions based on applicable laws, victims' interests, public safety, and recognized principles of offender behavior change.
- Improve the success and safety of incarceration-to-community transition through evidence-based decisions and supervision and intervention methods.



Board's Missions and Goals



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Board History

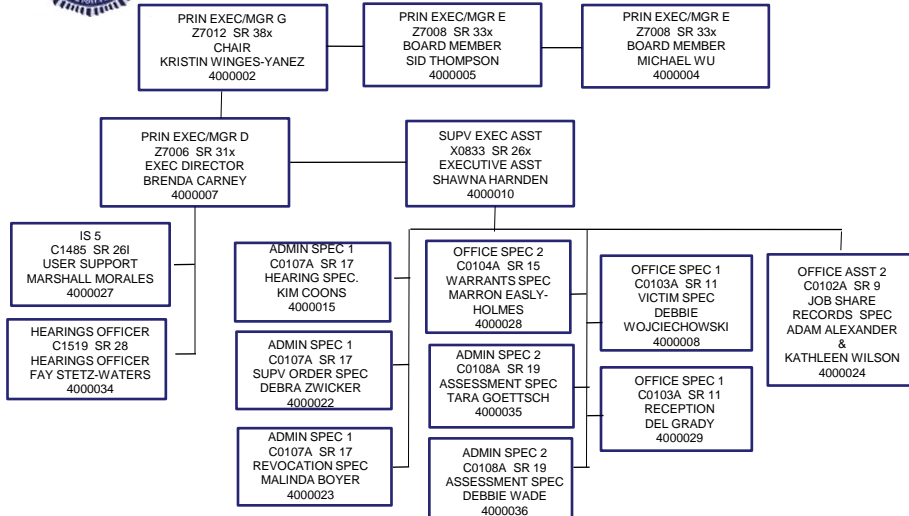
- **Statutory authority found in Oregon Revised Statutes (ORS) Chapter 144 and Oregon Administrative Rules (OAR) Chapter 255.**
- Although statute allows for five (5) members, the Board currently consists of three (3) members appointed to four-year terms by the Governor and confirmed by the Oregon Senate. Board members cannot serve more than two (2) terms under the current Governor's policy.
- The Board is currently composed of 16 FTE: 3 Board members, an Executive Director, a Supervising Executive Assistant, and 12 support staff (2 part-time job-share).

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Board Organization



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Summary of Board Programs

Parole Release & Post-Prison Supervision

- ❖ Board Hearings (*Parole only* - 20/mo.)
- ❖ Orders of Supervision (450/mo.)
- ❖ Warrants (400/mo.);
- ❖ Sanctions/Revocations (650/mo.)
- ❖ Discharges (300/mo.)
- ❖ Morrissey Hearings (violations – 60/mo.)
- ❖ Victim Notifications (50/mo.)
- ❖ Assess and classify sex offenders for notification levels

Administrative Review, Appeals & Legal Action

- ❖ Receive 25+/mo.; over 300 pending.
- ❖ Review Court decisions and impact on agency; implement as required.

Policies, Rules, & Operations

- ❖ Maintain Agency compliance with statute, rules and authority



Summary of Board Programs

➤ **PAROLE: Determine Release Date *and* Supervisory Authority**

- Matrix offenders (Crime committed prior to Nov. 1, 1989) (576 inmates)
- Those sentenced as “Dangerous Offenders” by trial courts (160 inmates)
- Those convicted of **Murder** and **Aggravated Murder** with life sentences and are eligible to be considered for parole.
- Board decisions are based on the laws in place at the time the crime was *committed* – not when offender was convicted.

❖ These populations constitute approximately 8% of today’s prison inmates



BOARD HEARINGS

SEE HEARINGS CHART

➤ **Release hearings:**

- **Matrix offenders (crime committed prior to Nov. 1, 1989)**
 - **EIPS** (exit interview with psychological evaluation)
–See *generally* ORS 144.125, 144.228; OAR 255-060, -030
- **Dangerous offenders (regardless of crime commit date)**
 - **PCRP** (parole consideration hearing with psychological evaluation)
–See *generally* 144.226, 144.228, 144.232; OAR 255-036, -037
- **Eligible aggravated murder (regardless of crime commit date) and murder (committed after June 30, 1995)**
 - **MR** (murder review hearing), then **PT**, then **EIPS**
–See ORS 161.105, 161.115; OAR 255-032

➤ **Returns to prison**

➤ **Other hearings (designations, personal reviews)**



HEARINGS PROCEDURES

- Scheduled roughly 90 days out
 - Notification to DA
 - Notification to registered victims and others
- Board Packet: 30 days before hearing
 - Accept submissions from Inmate, from DA, from Victims, from public
 - Lead Board member makes evidentiary and procedural decisions with Chairperson
- Public hearing on record at Correctional Facility
 - Oral statements from DA, victim, inmate support
- In most cases, oral decision given at hearing on record with comments, written decision issued shortly thereafter

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Victims Services

- Notification
 - Within 30 days of a hearing (Rules—we aim for 90)
 - In advance of a release (including non-Board PPS releases when registered)
- Board hearings support: before, during, after
 - Provide all information the Board will consider
 - Assistance with preparation of written and oral statements if requested
 - Meet an hour before hearing to review full documents
 - Answer questions during and after hearing
 - Debrief Board decisions
- Release planning (all releases)
 - No contact requests, other condition requests
 - Other information
- Community Supervision
 - Collaboration with local supervisory authorities to provide information

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Summary of Board Programs

➤ **POST-PRISON SUPERVISION: Supervisory Authority**

- The Board has no role in determining release dates.
- Sentencing Guidelines offenders (Crime committed on/after Nov. 1, 1989)

❖ **There are nearly 14,000 offenders on community supervision.**

- **450+ Orders of Supervision issued per month**
- **400+ warrants issued**
- **700+ sanctions/revocations imposed**
- **300+ discharge orders**
- **Notifications to registered victims**

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Summary of Board Programs

➤ **SEX OFFENDER ASSESSMENT AND CLASSIFICATION (ORS 181.800 et seq, HB2549, 2013)**

- The Board is responsible for assessing and classifying approximately 5900 registered sex offenders by December 1, 2016.
- The Board is also responsible for assessing and classifying new out-of-state registrants, as well as those being released under PSRB.
 - Approximately 20 new registrants are assessed per month
- As of January 1, 2017, the Board will be responsible for reviewing petitions for reclassification and relief from registration, as well as conducting hearings for those who meet the eligibility criteria.

❖ **There are over 26,000 registered sex offenders in Oregon**

- **Approximately 17,000 (65%) will be eligible to petition the Board in 2017.**

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Summary of Board Programs

➤ **Administrative Review** (OAR Chapter 255 Division 80)

- All Board decisions subject to internal review Receive 15-30 a month
 - Board member drafts response
 - Review of case and decision
 - Legal research and writing
 - Currently 11 month response time due to workload
- Board's response directly appealable to Court of Appeals
 - DOJ representation

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Outreach and Training

- **DOC**
 - Release counselors
- **Local Supervisory Authorities**
 - Oregon Association of Community Corrections Directors
 - Parole officers—committees and DPSST academy
 - Hearings officers
- **District Attorneys**
- **Defense Bar**
- **Inmate support organizations**
- **Association of Paroling Authorities International and National Parole Resource Center**

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QUESTIONS?

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