

**PRELIMINARY** STAFF MEASURE SUMMARY

CARRIER:

Senate Committee on Judiciary

**REVENUE:** May have revenue impact, statement not yet issued

**FISCAL:** May have fiscal impact, statement not yet issued

**SUBSEQUENT REFERRAL TO:**

---

**Action:**

**Vote:**

**Yeas:**

**Nays:**

**Exc.:**

**Prepared By:** Eric Deitrick, Counsel

**Meeting Dates:** 2/26

---

**WHAT THE MEASURE DOES:** Requires Board of Parole and Post-Prison Supervision to notify victim prior to certain release determinations and affords victims other rights.

**ISSUES DISCUSSED:**

- These types of release decisions are rare.
- Release decisions are aimed at those with end-of-life issues and severe medical issues.
- Provisions of bill that create time notifications conflict with urgency of end-of-life issues that typically govern these releases.

**EFFECT OF COMMITTEE AMENDMENT:** Proposed (-1) amendment keeps victim notification obligation but eliminates specific timelines and other proposed victim rights that could delay release.

**BACKGROUND:** ORS 144.122 and ORS 144.126 authorize the Board of Parole and Post-Prison Supervision (Board) to release a prisoner earlier if certain criteria are met regarding the prisoner’s health, capacity, or reformation. Victims of a crime are constitutionally guaranteed certain rights, including those rights are enumerated in ORS 144.750.

Senate Bill 199 establishes victims’ right to advance notification of Board hearings; to be present for hearings; to present written or oral testimony at hearings; to review the information the Board will rely upon at the hearing; and to rebut the information the Board will rely upon.