

**STAFF MEASURE SUMMARY**

**House Committee On Judiciary**

**Fiscal:** Fiscal impact issued

**Revenue:** No Revenue Impact

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**Action Date:** 04/20/15

**Action:** Do Pass As Amended, Be Printed Engrossed, And Bill Be Referred To Ways And Means.

**Meeting Dates:** 03/31, 04/20

**Vote:**

Yeas: 9 - Barker, Barton, Greenlick, Krieger, Lininger, Olson, Post, Sprenger, Williamson

**Prepared By:** Eric Deitrick, Counsel

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**WHAT THE MEASURE DOES:**

Establishes the Family Sentencing Alternative Pilot Program. Defines eligibility. Authorizes collaborative probation with wraparound services for defendants who qualify under the rule of the Oregon Criminal Justice Commission.

**ISSUES DISCUSSED:**

- Types of offenses subject to Pilot Program
- Population trends with Department of Corrections
- Based on program in Washington state
- Pilot program would streamline services to affected families
- Benefits of keeping families unified

**EFFECT OF COMMITTEE AMENDMENT:**

Clarifies that offenders are only eligible for Pilot Program if they qualify for a downward departure under the rule of the Oregon Criminal Justice Commission. Requires the length of the probationary sentence, and the rules governing probation violations, be governed by the rules of the Oregon Criminal Justice Commission. Eliminates the provision that allows for early release from prison for qualifying offenders.

**BACKGROUND:**

House Bill 3503 A creates the Family Sentencing Alternative Pilot Program. It is a requisite of the program that an offender has custody over a minor child at the time of the offense. An offender is disqualified if the offense requires a mandatory sentence under ORS 137.665, 137.700, 137.707, 164.061, 475.907, 475.925, 475.930, or 813.010. In addition, an offender is disqualified if that person has ever been convicted of a sex crime or a person felony.

The bill authorizes the court to order specific conditions when appropriate, including geographical restrictions, vocational training, parenting classes, substance abuse treatment, mental health treatment, and life skills classes. If the offender does not comply with the terms of probation, the court may revoke the probation and impose the prison sentence.