

STAFF MEASURE SUMMARY

CARRIER: Sen. Prozanski

Senate Committee On Judiciary

Fiscal: Has minimal fiscal impact

Revenue: No Revenue Impact

Action Date: 06/03/15

Action: Do Pass With Amendments To The A-Eng Bill. (Printed B-Eng.)

Meeting Dates: 06/02, 06/03

Vote:

Yeas: 5 - Burdick, Gelser, Kruse, Prozanski, Thatcher

Prepared By: Eric Deitrick, Counsel

WHAT THE MEASURE DOES:

Authorizes Oregon Youth Authority (OYA) and juvenile department to disclose reports and other relevant materials regarding youth offender's history and prognosis to Department of Corrections (DOC) in limited circumstances. Makes disclosure permissible when there is a direct transfer of youth offender from OYA to DOC or when youth offender is in DOC custody but still under the jurisdiction of the juvenile court. Declares emergency, effective upon passage. Sunsets June 30, 2017.

ISSUES DISCUSSED:

- Provisions of measure
- Type of information that would be helpful to DOC for both offender treatment and institutional safety
- DOC, OYA, community corrections, county juvenile departments, and Youth, Rights & Justice all worked on bill
- Balance between protecting confidentiality of juvenile records and policy need for adult system to access records

EFFECT OF COMMITTEE AMENDMENT:

Replaces measure.

BACKGROUND:

Under current Oregon law, the Department of Corrections (DOC) is only authorized to access juvenile records of those offenders who are serving their DOC sentence in the physical custody of Oregon Youth Authority (OYA). They do not have authority to access juvenile records for those persons transferred to DOC from OYA or a juvenile court.

House Bill 2313-B expands DOC access to records of juvenile offenders under specified circumstances.