

House Bill 2367

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of House Interim Committee on Judiciary for Oregon Law Commission)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Establishes Task Force on Adopting the Uniform Collateral Consequences of Conviction Act. Directs Oregon Law Commission to provide support to task force. Requires task force to report to Legislative Assembly by September 15, 2016.

Sunset December 31, 2016.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to adopting the Uniform Collateral Consequences of Conviction Act; and declaring an
3 emergency.

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

5 **SECTION 1. (1) The Task Force on Adopting the Uniform Collateral Consequences of**
6 **Conviction Act is established, consisting of 13 members who are familiar with the Uniform**
7 **Collateral Consequences of Conviction Act developed by the Uniform Law Commission and**
8 **who are appointed as follows:**

9 (a) **The President of the Senate shall appoint a member from among the members of the**
10 **Senate.**

11 (b) **The Speaker of the House of Representatives shall appoint a member from among the**
12 **members of the House of Representatives.**

13 (c) **The Governor shall appoint 11 members who are:**

14 (A) **A district attorney of a county in this state who practices in the area of juvenile**
15 **delinquency law, or a designee of the district attorney;**

16 (B) **An attorney who represents juveniles in delinquency proceedings;**

17 (C) **The director of the Oregon Criminal Justice Commission, or a designee of the direc-**
18 **tor;**

19 (D) **The Director of the Oregon Youth Authority, or a designee of the director;**

20 (E) **A member who is a representative from the appellate division of the Department of**
21 **Justice;**

22 (F) **The public defense services executive director, or a designee of the executive director;**

23 (G) **One member who is a circuit court judge in a county in this state;**

24 (H) **The chairperson of the State Board of Parole and Post-Prison Supervision, or a**
25 **designee of the chairperson;**

26 (I) **The director of an organization that provides resources to individuals who have been**
27 **convicted of a crime, or a designee of the director;**

28 (J) **An attorney who practices in the area of criminal defense; and**

29 (K) **A district attorney of a county in this state, or a designee of the district attorney.**

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 (2) The task force shall study the adoption of the Uniform Collateral Consequences of
2 Conviction Act in Oregon.

3 (3) The task force may request the assistance and cooperation of other state agencies
4 and commissions that it finds necessary to perform the study described in subsection (2) of
5 this section.

6 (4) A majority of the voting members of the task force constitutes a quorum for the
7 transaction of business.

8 (5) Official action by the task force requires the approval of a majority of the voting
9 members of the task force.

10 (6) Members of the Legislative Assembly appointed to the task force are nonvoting
11 members of the task force and may act in an advisory capacity only.

12 (7) The task force shall elect one of its members to serve as chairperson.

13 (8) If there is a vacancy for any cause, the appointing authority shall make an appoint-
14 ment to become immediately effective.

15 (9) The task force shall meet at times and places specified by the call of the chairperson
16 or of a majority of the voting members of the task force.

17 (10) The task force may adopt rules necessary for the operation of the task force.

18 (11) The task force shall submit a report in the manner provided in ORS 192.245, and may
19 include recommendations for legislation, to an interim committee of the Legislative Assem-
20 bly related to the judiciary as appropriate no later than September 15, 2016.

21 (12) The Oregon Law Commission shall provide staff support to the task force.

22 (13) Members of the task force are not entitled to compensation, but may be reimbursed
23 for actual and necessary travel and other expenses incurred by them in the performance of
24 their official duties in the manner and amounts provided for in ORS 292.495. Claims for ex-
25 penses shall be paid out of funds appropriated to the Oregon Law Commission for purposes
26 of the task force.

27 (14) All agencies of state government, as defined in ORS 174.111, are directed to assist
28 the task force in the performance of its duties and, to the extent permitted by laws relating
29 to confidentiality, to furnish such information and advice as the members of the task force
30 consider necessary to perform their duties.

31 **SECTION 2.** Section 1 of this 2015 Act is repealed on December 31, 2016.

32 **SECTION 3.** This 2015 Act being necessary for the immediate preservation of the public
33 peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect
34 on its passage.