

House Bill 2907

Sponsored by COMMITTEE ON JUDICIARY

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 definition of "recidivism" for purposes of tracking and compiling data regarding recidivism of youth and youth offenders.

A BILL FOR AN ACT

Relating to youth recidivism; amending ORS 420A.005 and 420A.012.

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

SECTION 1. ORS 420A.005 is amended to read:

420A.005. As used in ORS 420A.005 to 420A.155, unless the context requires otherwise:

(1) "Cognitive restructuring" means any rehabilitation process that redirects the thinking of an offender into more socially acceptable directions and that is generally accepted by rehabilitation professionals.

(2) "Director" means the Director of the Oregon Youth Authority.

(3) "Reformation plan" means a written plan prepared by the Oregon Youth Authority that is tailored to the youth offender's unique requirements as identified by the initial assessment. "Reformation plan" includes, but is not limited to, a plan for medical, educational, vocational, social and psychological services and training as well as other rehabilitative services designed to reduce future criminal and antisocial conduct and to provide the youth offender with clear expectations about what programs must be successfully completed by the youth offender.

(4) "Youth" has the meaning given that term in ORS 419A.004.

[(4)] **(5) "Youth authority" means the Oregon Youth Authority.**

[(5)] **(6) "Youth correction facility" has the meaning given that term in ORS 420.005.**

[(6)] **(7) "Youth offender" has the meaning given that term in ORS 419A.004.**

SECTION 2. ORS 420A.012 is amended to read:

420A.012. *[(1) The Oregon Youth Authority, in consultation with the Oregon Juvenile Department Directors' Association, shall adopt one or more definitions of recidivism and establish a recidivism reporting system applicable to youth offenders. The definition must be designed to address outcomes including, but not limited to, community safety and rehabilitation.]*

(1) For purposes of this section, "recidivism":

(a) Means any new referral to juvenile court or arrest that occurs within three years after a youth or youth offender was previously referred to juvenile court;

(b) Means any new referral to juvenile court or arrest that occurs within three years after a youth was released from close custody; and

(c) Includes any new arrest as an adult after a youth or youth offender becomes 18 years of age that occurs within the three years described in paragraph (a) or (b) of this subsection.

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) When statistical data regarding recidivism is required to be tracked and submitted**
 2 **under this section, the data regarding new referrals, new adjudications and returns to close**
 3 **custody shall be kept and provided as three separate measures of recidivism.**

4 [(2)] **(3)** The juvenile department of a county annually shall submit to the Oregon Youth Au-
 5 thority, [*in the form established under subsection (1) of this section*] **in accordance with rules**
 6 **adopted by the youth authority**, statistical data relating to the recidivism of [*delinquent youths*]
 7 **youth and youth offenders** experienced by the county during the previous year.

8 [(3)] **(4)** The Oregon Youth Authority shall publish an annual comprehensive report that includes
 9 the data provided by the counties under subsection [(2)] **(3)** of this section and similar data that
 10 measures the recidivism of [*youths*] **youth and youth offenders** supervised by the youth authority
 11 who are on probation or parole.

12 [(4)] **(5)** The Oregon Youth Authority shall cooperate and, to the extent of available information
 13 systems resources, shall share data with the Department of Corrections to enable the department
 14 to track **youth and** youth offenders who later enter the adult corrections system and to assess the
 15 effect of juvenile corrections on future criminal conduct that occurs during and after supervision
 16 by the Oregon Youth Authority and county juvenile departments. The Department of Corrections
 17 shall manage data under this subsection in a manner consistent with the confidentiality of juvenile
 18 court records and the effectiveness of orders of expunction.