

# Senate Bill 366

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Senate Interim Committee on Judiciary for Oregon Criminal Justice 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**.

Revises definition of "recidivism" for purposes of statistical evaluation.

## A BILL FOR AN ACT

1  
2 Relating to recidivism; amending ORS 423.557.

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

4 **SECTION 1.** ORS 423.557 is amended to read:

5 423.557. (1) As used in this section, "recidivism" means the arrest, conviction or incarceration  
6 of a person who has previously been convicted of a crime, if the arrest, conviction or  
7 incarceration[:]

8 [(a)] is for a new crime and occurs:

9 [(A)] (a) Three years or less after the date the person was convicted of the previous crime; or

10 [(B)] (b) Three years or less after the date the person was released from custody, if the person  
11 was incarcerated as a result of the conviction for the previous crime.[: or]

12 [(b) *Is for any reason and occurs:*]

13 [(A) *Three years or less after the date the person was convicted of the previous crime; or*]

14 [(B) *Three years or less after the date the person was released from custody, if the person was*  
15 *incarcerated as a result of the conviction for the previous crime.*]

16 (2) When the Oregon Department of Administrative Services, the Department of Corrections, the  
17 Oregon Criminal Justice Commission or any other public body as defined in ORS 174.109 conducts  
18 a statistical evaluation of the rate at which persons convicted of a crime recidivate, the public body  
19 shall include an evaluation of recidivism as that term is defined in **subsection (1) of this**  
20 **section.**[:]

21 [(a) *Subsection (1)(a) of this section; and*]

22 [(b) *Subsection (1)(b) of this section.*]

23  
  
**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.