

A-Engrossed
House Bill 2250

Ordered by the House April 7
Including House Amendments dated April 7

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Governor Kate Brown for Department of Corrections)

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.

[Modifies] **Directs Department of Corrections to adopt rules establishing** deadlines by which department *[of Corrections]* must submit proposed and revised inmate release plans to State Board of Parole and Post-Prison Supervision.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to inmate release plan submission deadlines; amending ORS 144.096; and declaring an
3 emergency.

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

5 **SECTION 1.** ORS 144.096 is amended to read:

6 144.096. (1)(a) The Department of Corrections shall prepare a proposed release plan for an in-
7 mate *[prior to the inmate's release from prison.]*

8 *[(b)] [The department shall]* **and** submit the proposed release plan to the State Board of Parole
9 and Post-Prison Supervision *[not less than 75 days]* prior to the inmate's release.

10 *[(c)]* **(b)** If the proposed release plan is not approved by the board, the board shall return the
11 plan to the department with its recommended modifications. The department shall submit a revised
12 plan to the board *[not less than 25 days]* prior to the inmate's release.

13 *[(d)]* **(c)** If the revised plan is not acceptable to the board, the board shall determine the pro-
14 visions of the final plan prior to the inmate's release.

15 **(d) The department, in consultation with the board, shall by rule establish deadlines by**
16 **which a proposed release plan described in paragraph (a) of this subsection and a revised plan**
17 **described in paragraph (b) of this subsection must be submitted to the board prior to an**
18 **inmate's release.**

19 (e) If an inmate was sentenced under section 29, chapter 649, Oregon Laws 2013, and the release
20 plan recommends that the inmate participate in a reentry court, the board shall provide a copy of
21 the release plan to the reentry court.

22 (2) The local supervisory authority that is responsible for correctional services for an inmate
23 shall prepare a proposed release plan for the inmate prior to the inmate's release from jail. The local
24 supervisory authority shall approve the release plan under its rules. If the inmate was sentenced
25 under section 29, chapter 649, Oregon Laws 2013, and the supervisory authority recommends that
26 the inmate participate in a reentry court, the supervisory authority shall provide a copy of the re-

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 lease plan to the reentry court.

2 (3) A release plan prepared under subsection (1) or (2) of this section must include:

3 (a) A description of support services and program opportunities available to the inmate;

4 (b) The recommended conditions of post-prison supervision;

5 (c) The level of supervision that shall be consistent with the inmate's risk assessment classi-
6 fication;

7 (d) Any other conditions and requirements as may be necessary to promote public safety;

8 (e) For all inmates whose sentence to make restitution under ORS 137.106 has been suspended
9 for the term of imprisonment, a restitution payment schedule; and

10 (f) Any conditions necessary to assist the reformation of the inmate.

11 **SECTION 2.** ORS 144.096, as amended by section 35, chapter 649, Oregon Laws 2013, is
12 amended to read:

13 144.096. (1)(a) The Department of Corrections shall prepare a proposed release plan for an in-
14 mate *[prior to the inmate's release from prison.]*

15 *[(b)] [The department shall] and* submit the proposed release plan to the State Board of Parole
16 and Post-Prison Supervision *[not less than 60 days]* prior to the inmate's release.

17 *[(c)] (b)* If the proposed release plan is not approved by the board, the board shall return the
18 plan to the department with its recommended modifications. The department shall submit a revised
19 plan to the board *[not less than 10 days]* prior to the inmate's release.

20 *[(d)] (c)* If the revised plan is not acceptable to the board, the board shall determine the pro-
21 visions of the final plan prior to the inmate's release.

22 **(d) The department, in consultation with the board, shall by rule establish deadlines by**
23 **which a proposed release plan described in paragraph (a) of this subsection and a revised plan**
24 **described in paragraph (b) of this subsection must be submitted to the board prior to an**
25 **inmate's release.**

26 (2) The local supervisory authority that is responsible for correctional services for an inmate
27 shall prepare a proposed release plan for the inmate prior to the inmate's release from jail. The local
28 supervisory authority shall approve the release plan under its rules.

29 (3) A release plan prepared under subsection (1) or (2) of this section must include:

30 (a) A description of support services and program opportunities available to the inmate;

31 (b) The recommended conditions of post-prison supervision;

32 (c) The level of supervision that shall be consistent with the inmate's risk assessment classi-
33 fication;

34 (d) Any other conditions and requirements as may be necessary to promote public safety;

35 (e) For all inmates whose sentence to make restitution under ORS 137.106 has been suspended
36 for the term of imprisonment, a restitution payment schedule; and

37 (f) Any conditions necessary to assist the reformation of the inmate.

38 **SECTION 3. This 2017 Act being necessary for the immediate preservation of the public**
39 **peace, health and safety, an emergency is declared to exist, and this 2017 Act takes effect**
40 **on its passage.**

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