

## SENATE AMENDMENTS TO SENATE BILL 716

By COMMITTEE ON JUDICIARY

May 8

1 In line 2 of the printed bill, after the semicolon delete the rest of the line and insert “creating  
2 new provisions; and amending ORS 161.615 and 419C.501.”.

3 Delete lines 4 through 12 and insert:

4 “**SECTION 1.** ORS 161.615 is amended to read:

5 “161.615. Sentences for misdemeanors shall be for a definite term. The court shall fix the term  
6 of imprisonment within the following maximum limitations:

7 “(1) For a Class A misdemeanor, [*1 year*] **364 days**.

8 “(2) For a Class B misdemeanor, 6 months.

9 “(3) For a Class C misdemeanor, 30 days.

10 “(4) For an unclassified misdemeanor, as provided in the statute defining the crime.

11 “**SECTION 2.** ORS 419C.501 is amended to read:

12 “419C.501. (1) The court shall fix the duration of any disposition made pursuant to this chapter  
13 and the duration may be for an indefinite period. Any placement in the legal custody of the De-  
14 partment of Human Services or the Oregon Youth Authority under ORS 419C.478 or placement un-  
15 der the jurisdiction of the Psychiatric Security Review Board under ORS 419C.529 shall be for an  
16 indefinite period. However, the period of institutionalization or commitment may not exceed:

17 “(a) The period of time specified in the statute defining the crime for an act that would consti-  
18 tute an unclassified misdemeanor if committed by an adult;

19 “(b) Thirty days for an act that would constitute a Class C misdemeanor if committed by an  
20 adult;

21 “(c) Six months for an act that would constitute a Class B misdemeanor if committed by an  
22 adult;

23 “(d) [*One year*] **Three hundred sixty-four days** for an act that would constitute a Class A  
24 misdemeanor if committed by an adult;

25 “(e) Five years for an act that would constitute a Class C felony if committed by an adult;

26 “(f) Ten years for an act that would constitute a Class B felony if committed by an adult;

27 “(g) Twenty years for an act that would constitute a Class A felony if committed by an adult;  
28 and

29 “(h) Life for a young person who was found to have committed an act that, if committed by an  
30 adult would constitute murder or any aggravated form of murder under ORS 163.095 or 163.115.

31 “(2) Except as provided in subsection (1)(h) of this section, the period of any disposition may not  
32 extend beyond the date on which the young person or youth offender becomes 25 years of age.

33 “**SECTION 3. (1) The amendments to ORS 161.615 by section 1 of this 2017 Act apply to**  
34 **sentences imposed on or after the effective date of this 2017 Act.**

35 “**(2) The amendments to ORS 419C.501 by section 2 of this 2017 Act apply to findings that**

1 a youth offender is within the jurisdiction of the court under ORS 419C.005 that are made  
2 on or after the effective date of this 2017 Act.”

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