

# Senate Bill 15

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 Governor Kate Brown for Department of Education)

## 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**.

Authorizes Youth Development Council to inspect and collect data from facilities in which juveniles are detained to ensure compliance with federal Juvenile Justice and Delinquency Prevention Act.

## A BILL FOR AN ACT

1  
2 Relating to compliance monitoring authority of the Youth Development Council; creating new pro-  
3 visions; and amending ORS 417.850.

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

5 **SECTION 1. (1) As used in this section:**

6 (a) **"Facility" includes:**

7 (A) **A detention facility as defined in ORS 419A.004;**

8 (B) **A youth correction facility as defined in ORS 420.005;**

9 (C) **A local correctional facility as defined in ORS 169.005;**

10 (D) **A Department of Corrections institution as defined in ORS 421.005;**

11 (E) **A lockup as defined in ORS 169.005;**

12 (F) **A temporary hold as defined in ORS 169.005;**

13 (G) **A court facility as defined in ORS 166.360; and**

14 (H) **A police department established by a university under ORS 352.121 or 353.125.**

15 (b) **"Juvenile" means a youth or youth offender, as those terms are defined in ORS**  
16 **419A.004.**

17 (2) **To ensure compliance with the federal Juvenile Justice and Delinquency Prevention**  
18 **Act of 1974, 34 U.S.C. 11101 et seq., the Youth Development Council may inspect any facility**  
19 **in which juveniles are detained.**

20 (3) **Notwithstanding ORS 419A.257, the council may, as part of an inspection under sub-**  
21 **section (2) of this section, collect the following data about a juvenile:**

22 (a) **The juvenile's case number;**

23 (b) **The juvenile's name or initials;**

24 (c) **The juvenile's date of birth;**

25 (d) **The juvenile's gender;**

26 (e) **The juvenile's race or ethnicity;**

27 (f) **The charges filed against the juvenile;**

28 (g) **The reason the juvenile was placed in detention;**

29 (h) **The date and time when the juvenile arrived at the facility;**

30 (i) **The status of the juvenile's confinement at the facility as either secure or nonsecure;**

**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 **and**

2 **(j) If the juvenile has been released from the facility:**

3 **(A) The date and time when the juvenile was released; and**

4 **(B) The name of the individual or entity that has custody of the juvenile after release.**

5 **SECTION 2.** ORS 417.850 is amended to read:

6 417.850. The Youth Development Council established by ORS 417.847 shall:

7 (1) Review the budget and allocation formula for appropriations for the purpose of juvenile crime  
8 prevention;

9 (2) Review the components of local high-risk juvenile crime prevention plans developed under  
10 ORS 417.855 and make recommendations to the Governor about the local plans;

11 (3) Ensure that high-risk juvenile crime prevention planning criteria are met by state and local  
12 public and private entities;

13 (4) Recommend high-risk juvenile justice and juvenile crime prevention policies to the Governor  
14 and the Legislative Assembly;

15 (5) Ensure initiation of contracts based on approved local high-risk juvenile crime prevention  
16 plans and oversee contract changes;

17 (6) Review data and outcome information;

18 (7) Establish and publish review and assessment criteria for the local high-risk juvenile crime  
19 prevention plans. The criteria shall include, but not be limited to, measuring changes in juvenile  
20 crime and juvenile recidivism;

21 (8) Review and coordinate county youth diversion plans and basic services grants with the local  
22 high-risk juvenile crime prevention plans. Basic services grants may be used for detention and other  
23 juvenile department services including:

24 (a) Shelter care;

25 (b) Treatment services;

26 (c) Graduated sanctions; and

27 (d) Aftercare for youth offenders;

28 (9) Work to ensure broad-based citizen involvement in the planning and execution of high-risk  
29 juvenile crime prevention plans at both the state and local levels;

30 (10) Develop a funding policy that provides incentives for flexible programming and promotes  
31 strategies that stress reinvestment in youth;

32 (11) Periodically report to the Governor and the Legislative Assembly on the progress of the  
33 council;

34 (12) Oversee and approve funding and policy recommendations of the state advisory group as  
35 required by the federal Juvenile Justice and Delinquency Prevention Act of 1974, [42 U.S.C. 5601]  
36 **34 U.S.C. 11101** et seq.; and

37 (13) Work with tribal governments to develop tribal high-risk juvenile crime prevention plans.

38