

HB 3289-1
(LC 1528)
4/2/19 (JLM/ps)

Requested by HOUSE COMMITTEE ON JUDICIARY (at the request of Representative Jennifer Williamson)

**PROPOSED AMENDMENTS TO
HOUSE BILL 3289**

1 In line 2 of the printed bill, before the period insert “; creating new pro-
2 visions; repealing ORS 169.530 and 169.540; and prescribing an effective
3 date”.

4 Delete lines 4 through 8 and insert:

5 **“SECTION 1. (1) The Oregon Criminal Justice Commission shall**
6 **conduct studies on local and regional correctional facilities across this**
7 **state as follows:**

8 **“(a) The commission shall study current practices at each facility**
9 **related to data and data collection, including:**

10 **“(A) The collection and availability of census data.**

11 **“(B) The collection and availability of death rates.**

12 **“(C) The collection and availability of data on the medical, mental**
13 **and behavioral health conditions of prisoners.**

14 **“(D) The use of data systems and availability of data reporting**
15 **generally.**

16 **“(E) The use and availability of aggregate data from local and re-**
17 **gional correctional facilities across this state.**

18 **“(b)(A) The commission shall study current practices at each facil-**
19 **ity related to health care, including:**

20 **“(i) The manner and means by which health care is currently pro-**
21 **vided.**

1 “(ii) The current cost of health care in the facilities.

2 “(iii) Barriers to the provision of adequate health care.

3 “(B) As used in this paragraph, ‘health care’ includes medical,

4 mental and behavioral health care.

5 “(c) The commission shall obtain and analyze the standards, poli-

6 cies and procedures used by each facility and report as to whether the

7 standards, policies and procedures:

8 “(A) Adequately protect the rights of prisoners under the Oregon

9 and United States Constitutions.

10 “(B) Are in conformance with national best practices in jail ad-

11 ministration.

12 “(2) For the study described in subsection (1)(a) of this section, local

13 and regional correctional facilities shall submit primary, unprocessed

14 data regarding their in-custody populations to the commission.

15 “(3)(a) The commission shall convene an advisory council for the

16 studies described in subsection (1) of this section which must include

17 representatives from a sheriff’s organization, a district attorneys as-

18 sociation, a criminal defense association, a civil rights and civil liber-

19 ties organization, a disability rights organization, the Oregon Health

20 Authority, the Department of Justice, a member of the House of Rep-

21 resentatives, a member of the Senate and a representative from the

22 Governor’s office.

23 “(b) The commission, in consultation with the advisory council,

24 shall determine the content and acceptable format for any data, in-

25 formation or documentation submitted by local and regional

26 correctional facilities for the studies described in subsection (1) of this

27 section.

28 “(c) Local and regional correctional facilities shall submit all data,

29 information or documentation for the studies described in subsection

30 (1) of this section by January 1, 2020.

1 “(4) The commission shall present the results of the studies de-
2 scribed in subsection (1) of this section, along with any national best
3 practices, local promising practices, and recommended legislative
4 changes, in a report to the interim committees of the Legislative As-
5 sembly related to the judiciary in the manner provided under ORS
6 192.245 on or before September 15, 2020.

7 “SECTION 2. ORS 169.530 and 169.540 are repealed.

8 “SECTION 3. Section 1 of this 2019 Act is repealed on January 2,
9 2021.

10 “SECTION 4. This 2019 Act takes effect on the 91st day after the
11 date on which the 2019 regular session of the Eightieth Legislative
12 Assembly adjourns sine die.”.

13
