



MEMORANDUM

Prepared for: Oregon State Senate
Date: October 27, 2021
By: Leslie Porter, Analyst
Re: Legislative Review of Executive Appointments

STATE BOARD OF PAROLE AND POST-PRISON SUPERVISION

The Governor has appointed the following individuals to the State Board of Parole and Post-Prison Supervision subject to Senate confirmation.¹

Appointees

John Bailey of Portland; Reappointment
James Taylor of Portland; Reappointment

Term

Bailey: September 18, 2021 – September 17, 2025
Taylor: December 15, 2021 – December 14, 2025

Appointment/Confirmation Authority

[ORS 144.005 \(2019\)](#)

Statement of Economic Interest²

Not required.

Statutory Requirements³

The board consists of at least three, but no more than five, members appointed by the Governor and subject to confirmation by the Senate (**BAILEY**, HSU, LOWRY, **TAYLOR**, VACANT).⁴ At least one member must be a woman. Members serve four-year terms and may be removed by the Governor for inefficiency, neglect of duty, or malfeasance in office. Members receive a salary set by the Governor and may receive actual and necessary travel and other expenses incurred in the performance of their official duties.

The Governor must select one of the members of the board as chairperson and another member as vice chairperson, for such terms and with duties and powers as the Governor determines is necessary for the performance of the function of the office.

The Director of the Department of Corrections serves as an ex officio nonvoting member of the board.

¹ [Or. Const. art. III sect. 4](#), [ORS 171.562 \(2019\)](#), [ORS 171.565 \(2019\)](#).

² [ORS 244.050 \(2019\)](#).

³ [ORS 182.100 \(2019\)](#) for affirmative action policy and [ORS 236.115 \(2019\)](#) for diversity criteria.

⁴ [ORS 144.005 to 144.015 \(2019\)](#).

Duties and Authority

The board sets the standard for parole boards by setting release dates for individuals who are eligible for parole, establishing community supervision conditions for individuals, and assessing the notification level of individuals who have offended sexually.⁵

The board must:⁶

- conduct hearings in accordance with statute;
- adopt rules as necessary to administer statutory provisions;
- determine whether violation of conditions of parole or post-prison supervision exists in specific cases;
- determine the total term of certain consecutive sentences of imprisonment;
- review and either approve or provide provisions for release plans prepared by the Department of Corrections;
- exercise jurisdiction over the imposition of conditions of post-prison supervision and sanctions for violations of those conditions;
- in consultation with local supervisory authorities, jointly adopt rules to establish sanctions and procedures to impose sanctions for a violation of the conditions of post-prison supervision;
- adopt rules proposed by the Advisory Commission on Prison Terms and Parole Standards;
- state in writing the detailed bases of its decisions and the conditions of parole;
- adopt with the Department of Corrections procedures for a prisoner's access to written materials considered at hearings or interviews;
- inform specified parties of the prospective date of release and of any special conditions prior to the release on parole or post-prison supervision of a convicted person;
- adopt rules to establish parole revocation sanctions;
- establish procedures for work release program;
- adopt rules establishing procedures for identifying sexually violent dangerous offenders and methods of intensive supervision for sexually violent dangerous offenders;
- determine the number of offenders expected to be classified as sexually violent dangerous offenders during the following biennium;
- adopt rules establishing criteria for determining residence;
- make a reasonable effort to notify the district attorney of the county in which the offender was convicted and the victim, if the victim requests to be notified; and
- provide staff support to the Advisory Commission on Prison Terms and Parole Standards.

The board may: ⁷

- establish rules applicable to parole;

⁵ Oregon Board of Parole, *About the Board*, <https://www.oregon.gov/boppps/Pages/About-Us.aspx> (last visited July 27, 2020).

⁶ ORS 144.025 to 144.787 (2019).

⁷ *Id.*

- extend the active supervision period, or return an offender to active supervision status, upon review of a report from the supervisory authority;
- advance the release date of a prisoner if the board makes specified determinations;
- adopt rules to carry out its responsibilities under the sentencing guidelines system;
- require any prisoner being considered for parole to be examined by a psychiatrist or psychologist before being released on parole;
- establish a payment schedule for an adult in custody who has been ordered to pay compensatory fines;
- appoint attorneys, at board expense, to represent indigent parolees and offenders on post-prison supervision;
- suspend the parole or post-prison supervision and order the arrest of any person under its jurisdiction for violations of the conditions of parole or post-prison supervision;
- authorize the use of citations to direct alleged parole or post-prison supervision violators to appear before the board or its designated representative; and
- make a request to the district attorney of the county in which a person was convicted that a representative of the office of the prosecuting attorney appear at any hearing during which the board is to consider setting or resetting a release date for the person.

Executive Appointments Board Roster

Parole and Post-Prison Supervision, State Board of

Agency: Corrections
Authorization: ORS 144.005&015
Members: Min: 3 Max: 5
Term Length: 4 years Limit: 2
Senate confirmation required? Yes
Paid Position: Yes

Policy Area: Public Safety

Board Contact:
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Current Appointments:

Member Name and Address (Alphabetical)

John D Bailey, III

Position Number: 5

Term(s): 09-18-2021 - 09-17-2025
07-01-2019 - 09-17-2021

Michael Hsu

Position Number: 2

Term(s): 05-03-2021 - 05-02-2025
05-03-2017 - 05-02-2021

Greta J Lowry, Vice-Chair

Position Number: 3

Term(s): 02-17-2020 - 02-16-2024
05-15-2019 - 02-16-2020

James M Taylor

Position Number: 1

Term(s): 12-15-2021 - 12-14-2025
12-15-2017 - 12-14-2021

Vacant Appointments:

Pos	Member	Appointed By	Term Begin	Term End
4	Patty M Cress	Governor	03/01/2020	02/29/2024
4	Patty M Cress	Governor	03/01/2016	02/29/2020