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Sen. Kim Thatcher, Vice-Chair
Sen. Michael Dembrow
Sen. Sara Gelser
Sen. Dallas Heard
Sen. Dennis Linthicum
Sen. James Manning Jr.

SENATE COMMITTEE ON JUDICIARY AND BALLOT MEASURE 110 IMPLEMENTATION

Oregon State Capitol
900 Court Street NE, Room 331, Salem, Oregon 97301
Phone: 503-986-1750
Email: <https://olis.oregonlegislature.gov/liz/2021R1/Testimony/SJD110>

AGENDA

Revision 9 Posted: APR 09 01:00 PM

MONDAY

Date: April 12, 2021
Time: 8:00 A.M.
Room: Remote A

Entry to the Capitol Building is currently limited to authorized personnel only. All committee meetings are taking place remotely.

To view a live stream of the meeting:

<https://olis.oregonlegislature.gov/liz/2021R1/Committees/SJD110/Overview>

A viewing station is also available outside of the Capitol Building.

Instructions on how to submit written testimony and how to register to testify appear at the bottom of the agenda.

Public Hearing

(8:05 - 8:25 am)

SB 197

Directs State Court Administrator to study lawsuits.

Please note: SB 197 is scheduled for taking testimony on the -1 amendments only.

SB 198

Directs Department of Public Safety Standards and Training to study public safety and to submit findings and recommendations for legislation to interim committee of Legislative Assembly related to judiciary.

Please note: SB 198 is scheduled for taking testimony on the -1 amendments only.

SB 813

Directs State Court Administrator to study civil proceedings.

Please note: SB 813 is scheduled for taking testimony on the -1 amendments only.

Work Session

SB 47

Modifies remedial action procedures when county participating in Justice Reinvestment Program does not reduce utilization of imprisonment in Department of Corrections facilities.

AGENDA (cont.)
April 12, 2021

- SB 48
Directs Oregon Criminal Justice Commission to study pretrial release and to provide results of study to Legislative Assembly no later than December 31, 2021.
- SB 191
Provides that person sentenced to mandatory minimum sentence under Ballot Measure 11 (1994) for crime other than murder is eligible for reduction in sentence for appropriate institutional behavior and participation in certain programming unless otherwise ordered by court for substantial and compelling reasons.
- SB 192
Directs Oregon Criminal Justice Commission to study recidivism rates of persons granted short-term transitional leave and to provide results of study to interim committees of Legislative Assembly no later than December 31, 2021.
- SB 193
Directs State Court Administrator to study issues relating to courts and report to committee or interim committee of Legislative Assembly no later than December 31, 2022.
- SB 194
Directs Department of Human Services to study and make recommendations on provisions of state law related to juveniles.
- SB 195
Directs Department of Justice to study law enforcement officers.
- SB 196
Directs Department of Justice to study issues related to disposition of convictions based on nonunanimous jury verdicts and to provide results of study to interim committees of Legislative Assembly no later than December 31, 2021.
- SB 197
Directs State Court Administrator to study lawsuits.
- SB 198
Directs Department of Public Safety Standards and Training to study public safety and to submit findings and recommendations for legislation to interim committee of Legislative Assembly related to judiciary.
- SB 200
Requires district attorney of each county to adopt written policies concerning guilty except for insanity cases.
- SB 205
Authorizes court to commit person to state hospital or secure mental health facility during pendency of petition to commit person as extremely dangerous person with mental illness.
- SB 206
Modifies procedures when court orders conditional release of person found guilty except for insanity.
- SB 213
Voids certain provisions in construction agreement requiring design professional to defend or indemnify against certain claims except to extent design professional's negligence caused indemnitee's damages.
- SB 214
Expands definition of "victim," for purposes of restitution ordered as part of criminal sentence, to include person or entity that has expended moneys on behalf of, or provided services to, minor victim.

AGENDA (cont.)
April 12, 2021

- SB 218
Expands types of charges eligible for conditional discharge to include any misdemeanor or Class C felony if defendant has been accepted into specialty court.
- SB 219
Requires Oregon Health Authority to establish and operate statewide registry for collection and dissemination of advance directives.
- SB 397
Modifies procedure for filing motion to set aside conviction, arrest, citation or charge.
- SB 399
Provides that refusal to obey lawful order issued by peace officer or parole and probation officer does not constitute crime of interfering with a peace officer or parole and probation officer unless order is to move back and keep distance while officer is performing lawful duties.
- SB 401
Converts mandatory minimum sentences for specified felonies other than murder to presumptive sentences.
- SB 409
Expands applicability of certain laws requiring reporting and investigating of sexual conduct in schools to include sexual conduct by students.
- SB 418
Prohibits peace officer from using deceit, trickery or artifice during interview of youth concerning act that, if committed by adult, would constitute crime.
- SB 497
Requires court to indicate in judgment document when person is convicted of designated person misdemeanor involving domestic violence.
- SB 499
Creates civil claim for wrongful conviction.
- SB 613
Provides that arbitral determinations made in proceedings concerning alleged misconduct by law enforcement officers concerning use of excessive force are nonbinding and subject to review and approval by Department of Public Safety Standards and Training.
- SB 668
Directs Oregon Criminal Justice Commission to study issues related to requiring all law enforcement agencies to use body-worn cameras and to provide results of study to interim committees of Legislative Assembly no later than December 31, 2021.
- SB 636
Provides that when state agency is required by statute to mail notice to person, and agency has on file post office box address for person, agency must mail notice to post office box address.
- SB 753
Repeals requirement that Division of Child Support provide certain spousal support enforcement services for obligees who receive public assistance but who are not also receiving child support enforcement services.
- SB 755
Makes form and style changes to provisions in Ballot Measure 110 (2020).
- SB 780
Limits liability of health care providers, health maintenance organizations and hospitals for certain claims arising during COVID-19 emergency period.

AGENDA (cont.)

April 12, 2021

SB 807

Requires Oregon Health Authority to research, study and compare behavioral health treatments in other states and report findings and conclusions to interim judiciary committees of Legislative Assembly no later than September 20, 2022.

SB 808

Directs Oregon Liquor Control Commission to study cannabis.

SB 809

Directs State Court Administrator to study fees.

SB 810

Directs Oregon Criminal Justice Commission to study recidivism rates of persons ordered to pay fine as part of sentence and to provide results of study to interim committees of Legislative Assembly no later than December 31, 2021.

SB 811

Directs Department of Corrections to study issues relating to community corrections financial grants to counties and to provide results of study to Legislative Assembly no later than December 31, 2021.

SB 813

Directs State Court Administrator to study civil proceedings.

SB 815

Directs Oregon Criminal Justice Commission to study recidivism rates of persons granted pardon and to provide results of study to interim committees of Legislative Assembly no later than December 31, 2021.

SB 819

Establishes procedure by which district attorney and incarcerated person may jointly petition sentencing court for reconsideration of conviction and sentence.

SB 820

Removes exception from regulation by Sexual Offense Treatment Board for certain persons.

SB 835

Modifies procedures for early medical release of adult in custody from prison.

SB 836

Directs Department of Corrections to consider all other alternatives before suspending, terminating or taking other specified action concerning alternative incarceration program.

SB 841 **

**Subsequent Referral(s) to Ways and Means

Appropriates moneys from General Fund to Department of Justice for purposes of funding Environmental Crimes and Cultural Resources Enforcement Unit of department.

SJM 1

Urges Congress to enact legislation implementing internal Immigration and Customs Enforcement policy prohibiting enforcement actions in sensitive locations.

Note change: SB 197, SB 198, and SB 813 Public Hearings added.

Submit written testimony on a bill or topic scheduled for a public hearing:

- **Electronic:** <https://olis.oregonlegislature.gov/liz/2021R1/Testimony/SJD110>
- **Mail:** Senate Committee on Judiciary and Ballot Measure 110 Implementation, 900 Court Street NE, Room 453, Salem, OR 97301

AGENDA (cont.)

April 12, 2021

Written testimony may be submitted up to 24 hours after the meeting start time.

Register to testify live remotely:

- Registration is required to testify by phone or video.
 - **Register online:** https://survey.sjc1.qualtrics.com/jfe/form/SV_d0hSpKVnGwj2LFY
You will see a confirmation screen and be sent an email with information on how to join the meeting. If you do not, contact the committee assistant.
 - **Register by phone:** 833-588-4500 (U.S. toll free). You will be given a phone number to call into the meeting.
- Registration closes at the time the meeting is scheduled to begin.
- A public access kiosk is located outside of the State Capitol Building for anyone without access to a phone or computer to join a meeting by video.

Neither registration nor use of the public access kiosk is a guarantee that you will be able to testify during the meeting. Committee chairs may determine that public testimony must be limited. For this reason, written testimony is encouraged even if you plan to speak.

Unless otherwise noted on the agenda, testimony is only accepted by committees for bills or topics scheduled for a public hearing. See the Oregon Legislature’s website for information on contacting individual legislators directly on bills or topics not scheduled for a public hearing.