

SB 19 B -B12, -B13 STAFF MEASURE SUMMARY

Conference Committee On SB 19

Prepared By: Chris Allanach, Legislative Revenue Officer

Meeting Dates: 6/18, 6/21

WHAT THE MEASURE DOES:

Directs the Department of Corrections (DOC) to transfer title of the Warner Creek Correctional Facility to Lake County by January 2, 2024. Requires the transfer to occur no later than 180 days after all adults have been transferred to another facility and DOC provides the county with written notice of the closure. Includes in the transfer the state's interest in mineral or geothermal resources and all fixtures installed in the facility except for those fixtures DOC determines are appropriate for transfer to another institution or facility. Permits DOC to withdraw the offer if it is not accepted within 30 days. Requires the county to bear transaction and closing costs, and to provide notice to the Department of Administrative Services of any subsequent sale, transfer, or nongovernmental use of the property for the duration of the period during which any state-issued bonds remain outstanding. Allows the county to amend its land use regulations under certain conditions. Permits DOC to sell, lease, transfer, or otherwise dispose of real property sited for construction or operation of a correctional facility. Directs DOC to transfer title of 140 acres of unimproved real property adjacent to the Two Rivers Correctional Institution to the Port of Umatilla by January 1, 2022. Permits DOC to withdraw the offer if it is not accepted within 30 days. Requires the port to bear transaction and closing costs. Declares emergency, effective on passage.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

-B12 Allows the Department of Corrections to partition property to facilitate the sale of the Two Rivers Correctional Institution. Allows the creation of a parcel of roughly 140 acres of unimproved real property and that may be considered surplus real property (as defined in ORS 270.005).

-B13 Allows the Department of Corrections to partition property to facilitate the sale of the Two Rivers Correctional Institution and create a parcel of roughly 140 acres of unimproved real property. Allows the Department so sell, exchange, lease, gift, or otherwise dispose of the property. If asked, the Department of Administrative Services shall assist with the disposition of the property.

BACKGROUND:

The Governor's Budget for the 2021-2023 biennium included the closure of three correctional facilities: Mill Creek Correctional Facility in Salem, Shutter Creek Correctional Institution in North Bend, and Warner Creek Correctional Facility in Lakeview. She attributed the closure of these facilities to a continued decline in the prison population, increased sentence commutations, and success of the Short Term Transitional Leave program. In May 2021, the Governor announced that she would not close the Warner Creek Correctional Facility.

The Port of Umatilla sold 280 acres to the state for the construction of the Two Rivers Correctional Facility approximately 20 years ago. The state built the facility on 140 acres of the 280 acres with plans to expand the facility to the remaining 140 acres at a future date. The Department of Corrections has since determined it will not expand the facility to the remaining 140 acres.