

SB 295-2
(LC 489)
3/4/21 (JLM/ps)

Requested by SENATE COMMITTEE ON JUDICIARY AND BALLOT MEASURE 110 IMPLEMENTATION (at the request of Association of Oregon Community Mental Health Programs)

**PROPOSED AMENDMENTS TO
SENATE BILL 295**

1 On page 13 of the printed bill, line 18, delete “if” and insert “to the court
2 stating that” and before the period insert “within five days after receiving
3 any information substantiating the defendant’s noncompliance with program
4 policies or unexcused absence from a program appointment”.

5 In line 29, after the period insert “The court shall include in the release
6 conditions a requirement that the defendant comply with all policies of the
7 program to which the defendant is released, attend all scheduled program
8 appointments and maintain regular contact with the defendant’s attorney. If
9 applicable, the court shall include in the release conditions a provision that
10 the defendant is prohibited from having contact with any victim named in
11 the charging instrument.

12 “(e) An order for the defendant to engage in community restoration ser-
13 vices under this subsection:

14 “(A) Must include the address to which the defendant will be released.

15 “(B) Must specify the duration of community restoration services.

16 “(C) May not require that the defendant engage in community restoration
17 services for a period of time exceeding the length of the presumptive sen-
18 tence for the offenses in the charging instrument.

19 “(D) Must include a statement that ORS chapter 90 does not apply to the
20 defendant’s residence at a facility for purposes of gaining or regaining fitness
21 to proceed.

1 “(E) Must indicate that the court will be notified within five days of any
2 violation of the conditions of release, and that upon such notice, a warrant
3 for the defendant’s arrest may be issued and the defendant may be subject
4 to a revocation of the release order.”.

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