

SENATE AMENDMENTS TO SENATE BILL 904

By COMMITTEE ON JUDICIARY

March 24

1 Delete lines 4 through 26 of the printed bill and insert:

2 “**SECTION 1.** ORS 420.081 is amended to read:

3 “420.081. (1) The total population of adjudicated youths confined in the youth correction facili-
4 ties may not exceed the design capacity of the facilities designated for close custody purposes by
5 the Director of the Oregon Youth Authority. The total population limit shall include [*adjudicated*
6 *youths in the youth correction facility who were waived by the juvenile court to be prosecuted as*
7 *adults.*] **persons placed in the physical custody of the Oregon Youth Authority under ORS**
8 **137.124.**

9 “(2) The director by rule shall determine reasonable standards for care and treatment of adju-
10 dicated youths housed in youth correction facilities[. *Within the total limit established under sub-*
11 *section (1) of this section, the Director of the Oregon Youth Authority] **and** shall establish and impose
12 a maximum allowable population level for each youth correction facility. The maximum allowable
13 population [*shall*] **level:***

14 “(a) **May** not exceed the design capacity for the facility [*and shall be further*];

15 “(b) **Must be** limited by the ability of the facility to meet the standard of care and treatment
16 established by rule under this subsection, protect communities, hold adjudicated youths accountable
17 for their behavior and improve the competency of adjudicated youths to become responsible and
18 productive members of their communities[.]; **and**

19 “(c) **Must take into consideration the ratio of population to staff assigned primarily or**
20 **exclusively for supervision and control of adjudicated youth.**

21 “(3) The director by rule shall establish criteria upon which the decision to place a youth in a
22 youth correction facility must be based, and which, in turn, shall be based upon behaviors and
23 characteristics of youths otherwise eligible for commitment to a youth correction facility.

24 “(4) After conferring with the juvenile court judges, the director shall develop and implement
25 by rule, a method of controlling admissions to the youth correction facilities so as not to exceed
26 maximum levels determined under subsections (1) and (2) of this section.”.

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