

1164 NW Bond Street • Bend, Oregon 97701 (541) 388-6520 • Fax: (541) 330-4691 Grand Jury Fax: (541) 330-4698 www.dcda.us

May 14, 2015

Senator Chip Shields Co-Chair Public Safety Sub-Committee Joint Ways and Means Oregon Legislative Assembly SENT VIA EMAIL

RE: Follow-up to April 13, 2015 testimony

Dear Co-Chair Shields:

Thank you for inviting me to testify on April 13, 2015 in front of your committee. It's always a pleasure to engage with legislators in regard to our shared goal of community safety. However, it was not a pleasure to share with you the fact that the Deschutes County District Attorney's Office had not implemented our 2014 justice reinvestment program plan. At the conclusion of my testimony I informed your committee that our performance was unacceptable, I vowed to improve it, and I committed to keeping committee members updated as to our progress. I'm happy to report we've made great strides.

- 1. This process is initiated by the court release officer completing a screening tool with easy to use pull down menus to determine if a defendant is presumptive prison but eligible for optional probation.
- 2. If a defendant is determined to be facing a presumptive prison sentence and to be eligible for a local sentence, the defendant's records are reviewed to see if they've previously received a discretionary local sentence when they were facing a presumptive prison sentence. If they have, they will not receive a local sentence.
- 3. The next step is to use Oregon's Public Safety Checklist to calculate the defendant's risk of committing another felony. If the risk score is above a to-be-determined number, our office will not offer a local probation sentence.
- 4. If the risk score is below the to-be-determined number, the DA will conduct a review of the evidence and make a determination as to whether the harm or loss from the crime was greater than usual for the type of crime involved. If the harm or loss was greater than usual, the DA will generally not offer a local sentence, but reserves the right to do so when circumstances warrant.

- 5. If the DA wishes at this point to continue considering offering a defendant a local sentence, the defendant is referred to parole and probation for a Level of Service/Case Management Inventory (LSCMI) assessment to assess their risk and to determine their needs if given a local sentence.
- 6. Based on the results on the LSCMI, the DA will decide whether to offer a local sentence.

Thank you for your interest in this important topic.

Sincerely John Hummel

John Hummel District Attorney

cc: All members of the Joint Ways and Means Public Safety Sub-Committee



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Senator Jackie Winters Committee Member Public Safety Sub-Committee Joint Ways and Means Oregon Legislative Assembly SENT VIA EMAIL

RE: Follow-up to April 13, 2015 testimony

Dear Senator Winters:

Thank you for inviting me to testify on April 13, 2015 in front of your committee. It's always a pleasure to engage with legislators in regard to our shared goal of community safety. However, it was not a pleasure to share with you the fact that the Deschutes County District Attorney's Office had not implemented our 2014 justice reinvestment program plan. At the conclusion of my testimony I informed your committee that our performance was unacceptable, I vowed to improve it, and I committed to keeping committee members updated as to our progress. I'm happy to report we've made great strides.

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Senator Alan Bates Committee Member Public Safety Sub-Committee Joint Ways and Means Oregon Legislative Assembly SENT VIA EMAIL

RE: Follow-up to April 13, 2015 testimony

Dear Senator Bates:

Thank you for inviting me to testify on April 13, 2015 in front of your committee. It's always a pleasure to engage with legislators in regard to our shared goal of community safety. However, it was not a pleasure to share with you the fact that the Deschutes County District Attorney's Office had not implemented our 2014 justice reinvestment program plan. At the conclusion of my testimony I informed your committee that our performance was unacceptable, I vowed to improve it, and I committed to keeping committee members updated as to our progress. I'm happy to report we've made great strides.

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Representative Jennifer Williamson Co-Chair Public Safety Sub-Committee Joint Ways and Means Oregon Legislative Assembly SENT VIA EMAIL

RE: Follow-up to April 13, 2015 testimony

Dear Co-Chair Williamson:

Thank you for inviting me to testify on April 13, 2015 in front of your committee. It's always a pleasure to engage with legislators in regard to our shared goal of community safety. However, it was not a pleasure to share with you the fact that the Deschutes County District Attorney's Office had not implemented our 2014 justice reinvestment program plan. At the conclusion of my testimony I informed your committee that our performance was unacceptable, I vowed to improve it, and I committed to keeping committee members updated as to our progress. I'm happy to report we've made great strides.

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Representative Jeff Barker Committee Member Public Safety Sub-Committee Joint Ways and Means Oregon Legislative Assembly SENT VIA EMAIL

RE: Follow-up to April 13, 2015 testimony

Dear Representative Barker:

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Representative Chris Gorsek Committee Member Public Safety Sub-Committee Joint Ways and Means Oregon Legislative Assembly SENT VIA EMAIL

RE: Follow-up to April 13, 2015 testimony

Dear Representative Gorsek:

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Representative Wayne Krieger Committee Member Public Safety Sub-Committee Joint Ways and Means Oregon Legislative Assembly SENT VIA EMAIL

RE: Follow-up to April 13, 2015 testimony

Dear Representative Krieger:

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Representative Gene Whisnant Committee Member Public Safety Sub-Committee Joint Ways and Means Oregon Legislative Assembly SENT VIA EMAIL

RE: Follow-up to April 13, 2015 testimony

Dear Representative Whisnant:

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