

Senate Bill 935

Sponsored by Senator STEINER HAYWARD, Representative PILUSO; Senators FREDERICK, WINTERS, Representative SANCHEZ

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Increases maximum transitional leave from 90 days to 180 days for Department of Corrections inmates not subject to certain specified sentences.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to transitional programs for Department of Corrections inmates; creating new provisions;
3 amending ORS 421.168; repealing section 16, chapter 649, Oregon Laws 2013; and declaring an
4 emergency.

5 **Be It Enacted by the People of the State of Oregon:**

6 **SECTION 1.** Section 16, chapter 649, Oregon Laws 2013, is repealed.

7 **SECTION 2.** ORS 421.168, as amended by section 15, chapter 649, Oregon Laws 2013, is
8 amended to read:

9 421.168. (1) The Department of Corrections shall establish a short-term transitional leave pro-
10 gram. The program shall provide inmates with an opportunity to secure appropriate transitional
11 support when necessary for successful reintegration into the community prior to the inmate's dis-
12 charge to post-prison supervision.

13 (2) The Department of Corrections shall identify each inmate who is eligible for the short-term
14 transitional leave program and shall, in conjunction with the supervisory authority for the county
15 to which the inmate will be released, assist each eligible inmate in preparing a transition plan and
16 in identifying and applying for an employment, educational or other transitional opportunity in the
17 community.

18 (3) If the inmate's transition plan is approved by the department and is an essential part of the
19 inmate's successful reintegration into the community, the department may grant a transitional leave
20 no more than [30] **180** days prior to the inmate's discharge date.

21 (4) An inmate is not eligible for transitional leave before having served six months of prison
22 incarceration.

23 (5) The department shall adopt rules to carry out the provisions of this section. The rules must
24 include a set of release conditions for inmates released on transitional leave status. An inmate on
25 transitional leave status is subject to immediate return to prison for any violation of the conditions
26 of release.

27 (6) The provisions of this section do not apply to inmates whose sentences were imposed under
28 ORS 137.635, **137.690**, 137.700, [or] 137.707 **or 813.011** or [any other] **under a** provision of law that
29 prohibits release on any form of temporary leave from custody.

30 **(7) Notwithstanding subsection (3) of this section, the department may grant a transi-**

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 tional leave no more than 90 days prior to the inmate's discharge date for an inmate sen-
2 tenced under ORS 164.061, 475.907, 475.925 or 475.930.

3 **SECTION 3.** The amendments to ORS 421.168 by section 2 of this 2017 Act apply to sen-
4 tences imposed on or after the effective date of this 2017 Act.

5 **SECTION 4.** This 2017 Act being necessary for the immediate preservation of the public
6 peace, health and safety, an emergency is declared to exist, and this 2017 Act takes effect
7 on its passage.

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