

To whom it may concern,

Please see attached testimony for the Senate Judiciary Committee hearing tomorrow, results from Measure 11 and youth justice community education efforts in Oregon (2 different surveys), and student education results in Portland the past 2 years.

Question 15 on the “NEW Leg Bill Measure 11 Survey Tables” document includes over 200 comments from Oregonians regarding Measure 11 and youth justice. The link for this anonymous survey is www.surveymonkey.com/r/measure11survey and the link for the other “Voter Ed” survey is www.surveymonkey.com/r/measure11

Blessings,

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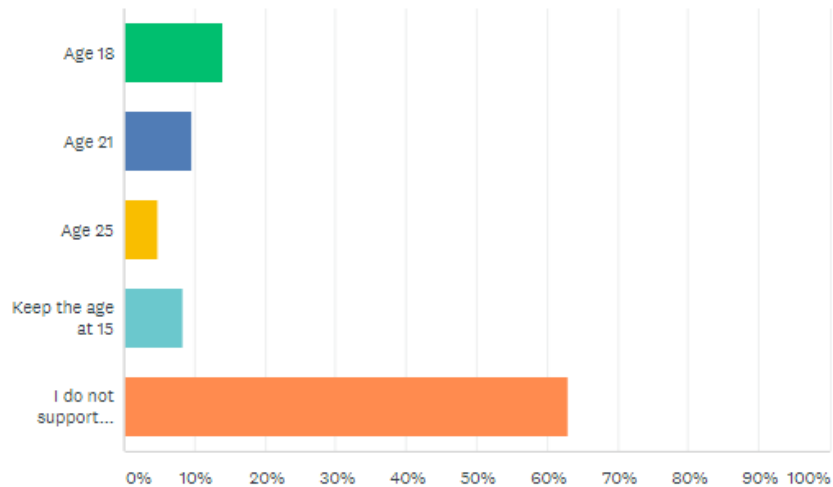


Oregon's Measure 11 Legislative Bill
Support Survey Results (8/1/18-12/6/18)

Question #1:

In Oregon, there are 21 different crimes that are considered Measure 11 offenses (https://www.oregon.gov/doc/resrch/Pages/measure_11.aspx). You can be convicted of a Measure 11 offense starting at the age of 15 and will serve a mandatory minimum sentence, meaning you will serve every day of your sentence. The least amount of time served under Measure 11 is 70 months (5 years, 10 months). I support changing the starting age of Measure 11 mandatory minimum sentencing in Oregon to:

Answered: 1,000 Skipped: 1

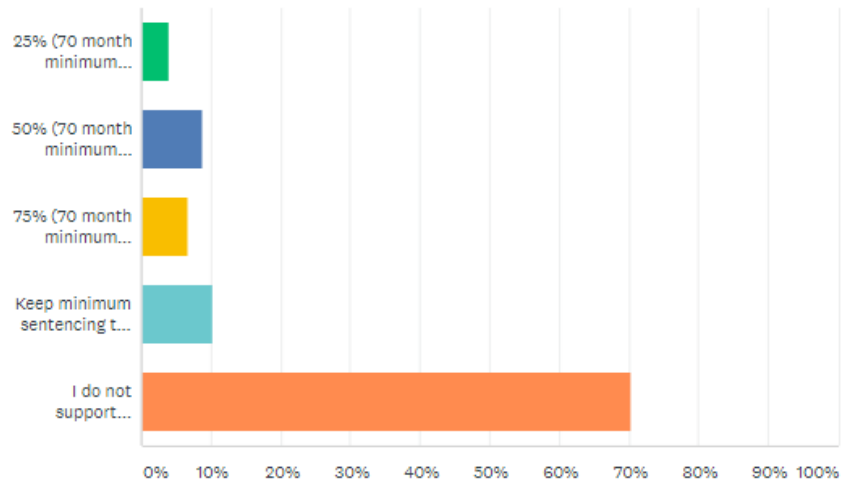


ANSWER CHOICES	RESPONSES
▼ Age 18	14.10% 141
▼ Age 21	9.60% 96
▼ Age 25	4.90% 49
▼ Keep the age at 15	8.40% 84
▼ I do not support Mandatory Minimum Sentencing	63.00% 630
TOTAL	1,000

Question #2:

A Measure 11 mandatory minimum sentence conviction starts at 70 months (5 years and 10 months) and goes up to 300 months (25 years) depending on the crime (http://www.classroomlaw.org/files/posts-pages/resources/lesson_plans/general_info.pdf). I support reducing all mandatory minimum sentences by:

Answered: 995 Skipped: 6

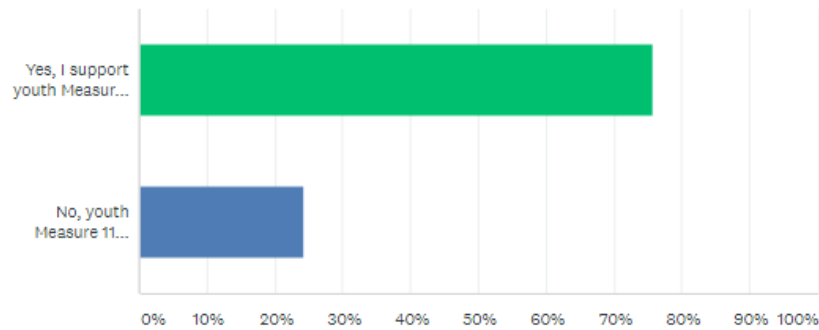


ANSWER CHOICES	RESPONSES
▼ 25% (70 month minimum sentence would change to 52.5 months)	3.92% 39
▼ 50% (70 month minimum sentence -> 35 months)	8.74% 87
▼ 75% (70 month minimum sentence -> 17.5 months)	6.73% 67
▼ Keep minimum sentencing the same, no change needed	10.25% 102
▼ I do not support Mandatory Minimum Sentencing	70.35% 700
TOTAL	995

Question #3:

Youth convicted of a Measure 11 crime, and youth who plea bargained (took a deal) out of Measure 11 to a lesser charge, will have a felony on their adult record as opposed to an expungable juvenile record. An adult record negatively impacts employment and housing opportunities after returning to the community. Do you support youth felony convictions being cleared from their adult record?

Answered: 994 Skipped: 7

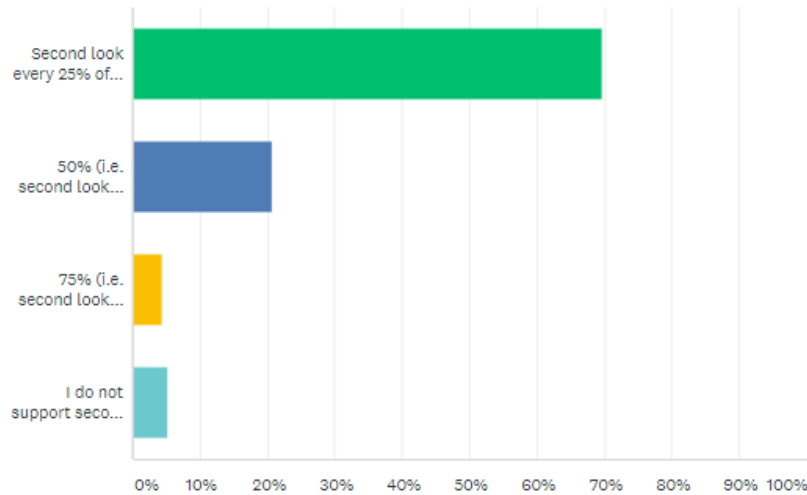


ANSWER CHOICES	RESPONSES
Yes, I support youth Measure 11 convictions and plea deal convictions being an expungable juvenile record	75.65% 752
No, youth Measure 11 convictions and plea deal convictions should be on their adult record	24.35% 242
TOTAL	994

Question #4:

Almost all individuals convicted of a Measure 11 crime serve every day of their sentence. Some juveniles are eligible for a “second look” while adults do not get a “second look”, which is a review hearing that takes place after 50% of the sentence has been served to determine if they are rehabilitated and ready to return to the community. I support second looks to determine eligibility for early release once an individual has served ____% of their sentence:

Answered: 999 Skipped: 2

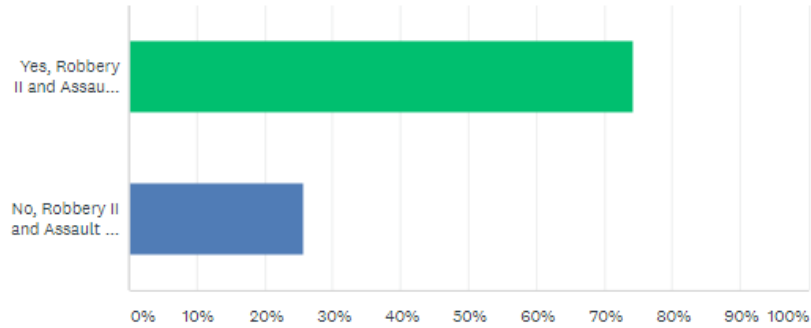


ANSWER CHOICES	RESPONSES	
▼ Second look every 25% of sentence served (i.e. second look every 20 months for an 80 month sentence)	69.67%	696
▼ 50% (i.e. second look after 40 months for an 80 month sentence)	20.72%	207
▼ 75% (i.e. second look after 60 months for an 80 month sentence)	4.40%	44
▼ I do not support second looks	5.21%	52
TOTAL		999

Question #5:

The least amount of time served for Measure 11 convictions are for Robbery II and Assault II (70 months), which accounts for about 30% of all juvenile Measure 11 convictions in Oregon (<https://www.oregon.gov/doc/RESRCH/docs/m11juv.pdf>). Do you support removing Robbery II and Assault II from the list of 21 Measure 11 offenses?

Answered: 986 Skipped: 15

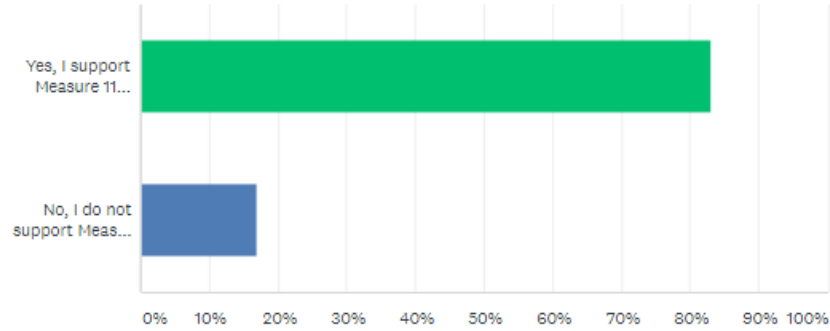


ANSWER CHOICES	RESPONSES	
▼ Yes, Robbery II and Assault II should not be Measure 11 offenses	74.24%	732
▼ No, Robbery II and Assault II should be kept Measure 11 offenses	25.76%	254
TOTAL		986

Question #6:

Do you support Measure 11 modifications (reforms) to apply retroactively to individuals previously charged with a Measure 11 crime?

Answered: 990 Skipped: 11

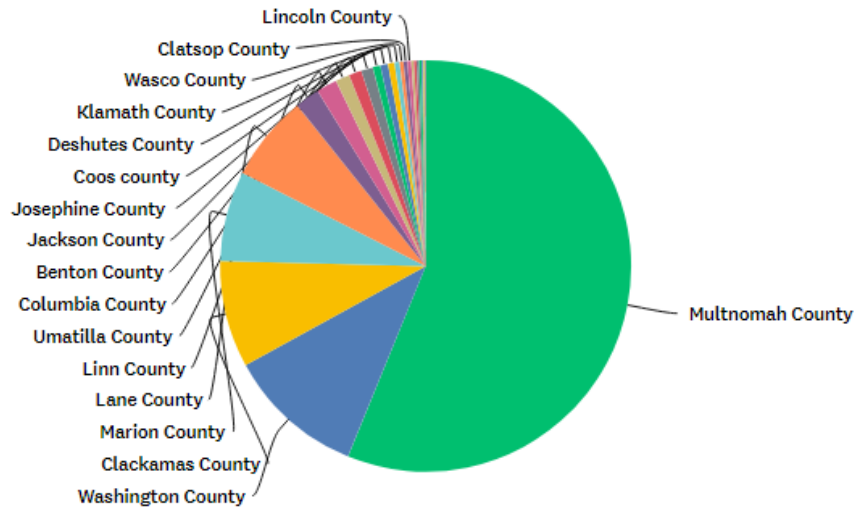


ANSWER CHOICES	RESPONSES
▼ Yes, I support Measure 11 modifications to apply retroactively to individuals previously charged with a Measure 11 crime	83.13% 823
▼ No, I do not support Measure 11 modifications to apply retroactively to individuals previously charged with a Measure 11 crime	16.87% 167
TOTAL	990

Question #7:

What is your county of residence?

Answered: 988 Skipped: 13

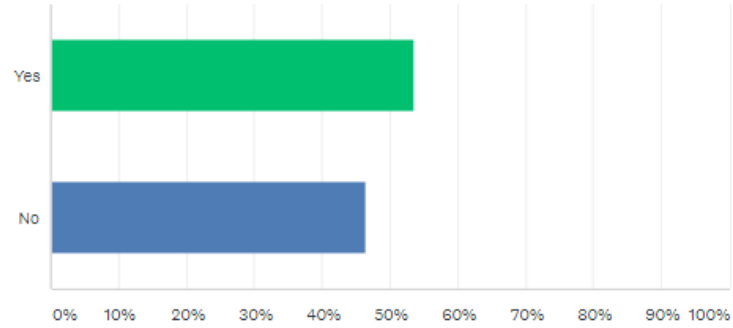


ANSWER CHOICES	RESPONSES	
▼ Multnomah County	56.17%	555
▼ Washington County	10.83%	107
▼ Clackamas County	8.40%	83
▼ Marion County	7.09%	70
▼ Lane County	6.78%	67
▼ Linn County	1.92%	19
▼ Umatilla County	1.62%	16
▼ Columbia County	1.11%	11
▼ Benton County	1.01%	10
▼ Jackson County	0.91%	9
▼ Josephine County	0.61%	6
▼ Coos county	0.61%	6
▼ Deshutes County	0.51%	5
▼ Klamath County	0.40%	4
▼ Wasco County	0.30%	3
▼ Clatsop County	0.30%	3
▼ Lincoln County	0.30%	3
▼ Tillamook County	0.20%	2
▼ Polk County	0.20%	2
▼ Douglas County	0.20%	2
▼ Malheur County	0.20%	2
▼ Yamhill County	0.10%	1
▼ Crook County	0.10%	1
▼ Hood River County	0.10%	1

Question #8:

Do you have children?

Answered: 987 Skipped: 14

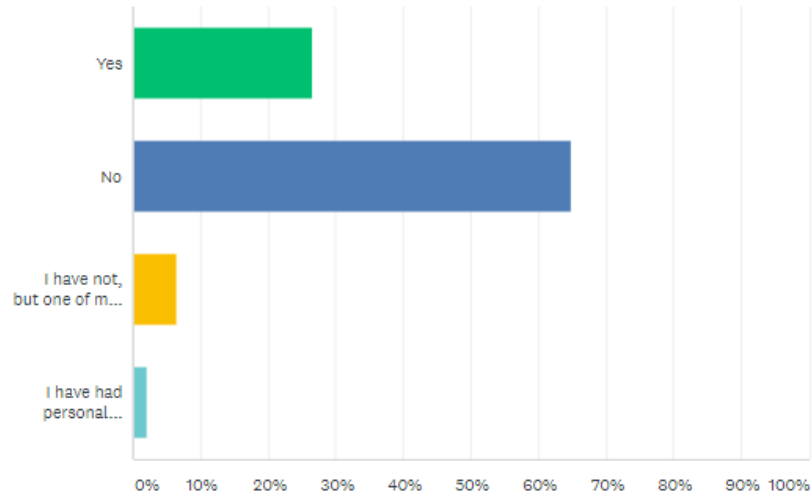


ANSWER CHOICES	RESPONSES	
▼ Yes	53.60%	529
▼ No	46.40%	458
TOTAL		987

Question #9:

Have you had personal contact with the judicial system (i.e. arrest, court for criminal matter, incarceration)?

Answered: 986 Skipped: 15

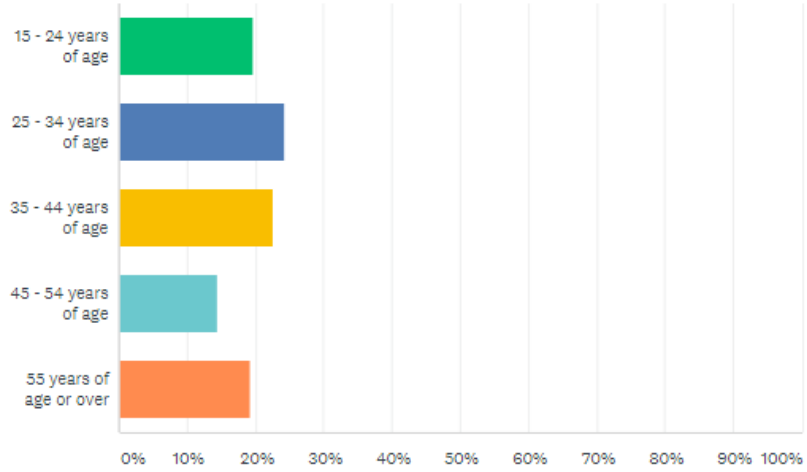


ANSWER CHOICES	RESPONSES
▼ Yes	26.67% 263
▼ No	64.91% 640
▼ I have not, but one of my children has had contact with the juvenile justice system	6.39% 63
▼ I have had personal contact with the system and one of my children has as well	2.03% 20
TOTAL	986

Question #10:

How old are you?

Answered: 987 Skipped: 14

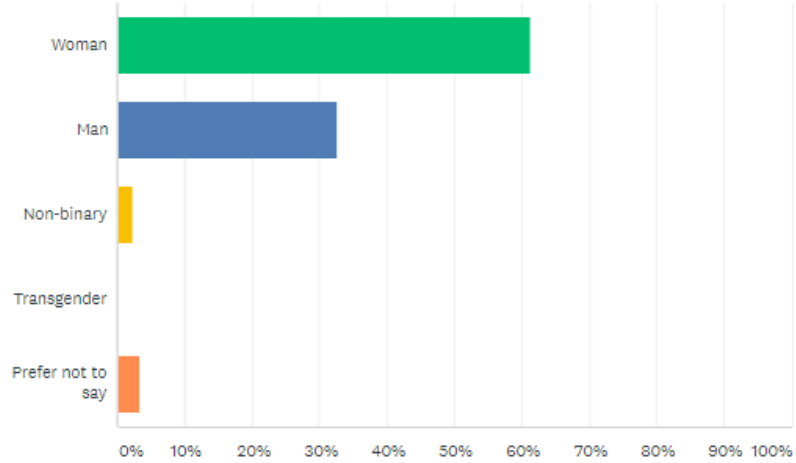


ANSWER CHOICES	RESPONSES
▼ 15 - 24 years of age	19.66% 194
▼ 25 - 34 years of age	24.21% 239
▼ 35 - 44 years of age	22.49% 222
▼ 45 - 54 years of age	14.39% 142
▼ 55 years of age or over	19.25% 190
TOTAL	987

Question #11:

What is your gender?

Answered: 990 Skipped: 11

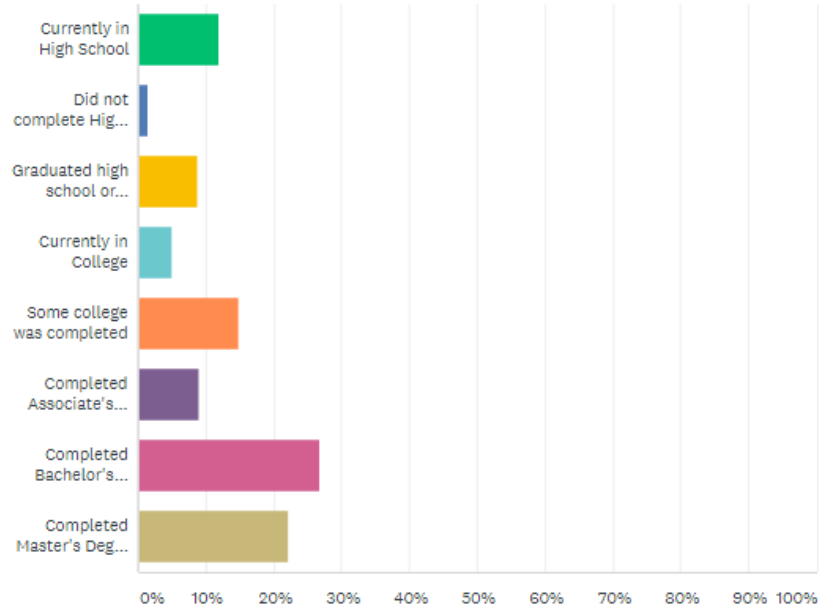


ANSWER CHOICES	RESPONSES
▼ Woman	61.31% 607
▼ Man	32.73% 324
▼ Non-binary	2.32% 23
▼ Transgender	0.30% 3
▼ Prefer not to say	3.33% 33
TOTAL	990

Question #12:

Highest level of education completed

Answered: 990 Skipped: 11

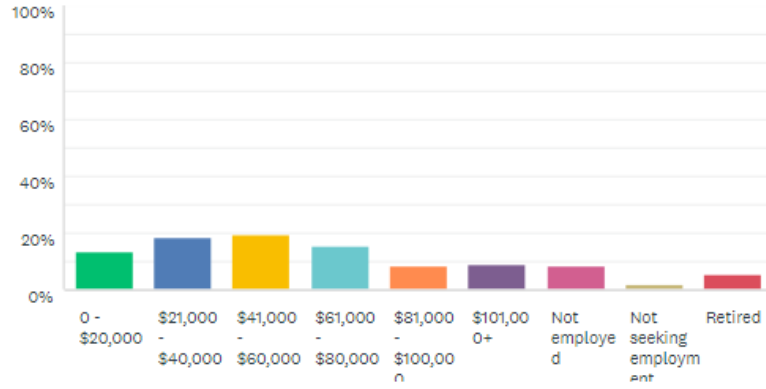


ANSWER CHOICES	RESPONSES
▼ Currently in High School	12.02% 119
▼ Did not complete High School Diploma or GED	1.41% 14
▼ Graduated high school or equivalent	8.79% 87
▼ Currently in College	4.95% 49
▼ Some college was completed	14.85% 147
▼ Completed Associate's degree	8.99% 89
▼ Completed Bachelor's degree	26.87% 266
▼ Completed Master's Degree or higher	22.12% 219
TOTAL	990

Question #13:

What is your yearly income?

Answered: 983 Skipped: 18

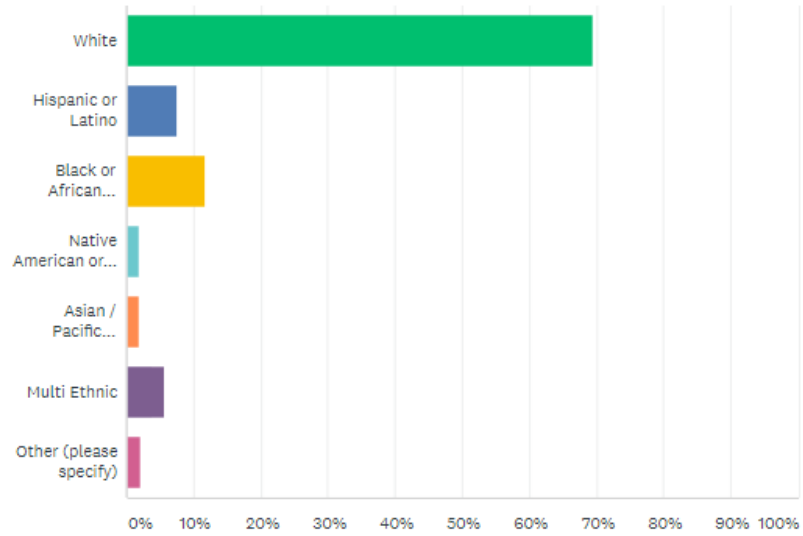


ANSWER CHOICES	RESPONSES
▼ 0 - \$20,000	13.53% 133
▼ \$21,000 - \$40,000	18.31% 180
▼ \$41,000 - \$60,000	19.43% 191
▼ \$61,000 - \$80,000	15.26% 150
▼ \$81,000 - \$100,000	8.75% 86
▼ \$101,000+	9.16% 90
▼ Not employed	8.34% 82
▼ Not seeking employment	1.93% 19
▼ Retired	5.29% 52
TOTAL	983

Question #14:

What is your ethnicity?

Answered: 987 Skipped: 14



ANSWER CHOICES	RESPONSES
▼ White	69.40% 685
▼ Hispanic or Latino	7.50% 74
▼ Black or African American	11.65% 115
▼ Native American or American Indian	1.82% 18
▼ Asian / Pacific Islander	1.82% 18
▼ Multi Ethnic	5.67% 56
▼ Other (please specify)	Responses 2.13% 21
TOTAL	987

Question #15: (250+ responses, 25% of respondents)

Showing 252 responses

reform or modify measure 11 its a bad law the people have spoken

12/2/2018 6:47 PM

[View respondent's answers](#) [Add tags](#) ▼

Yes change measure 11 make it retroactive some measure 11 inmates have already served long sentences and are just warehoused. If they have earned good time for positive behavior no other crimes or behavior issues they should earn good time or a reduction in sentence. These inmates have absolutely nothing to look forward to or strive to do better. Reform change or amend this law by the numbers most citizens do not want this. Legislatures need to take a look and make the change save money for the state move some people out end prison overcrowding and solve the problem of having to look at building other prisons

12/2/2018 12:56 PM

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Do away with mandatory minimum sentences. Or at least grant adults second chance look or a chance to earning good time credits which they already have. Especially if they are a good inmate in good standing without any conduct issues, or committing additional crimes while incarcerated. Currently we lock up and throw away the key

12/2/2018 8:51 AM

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Sentencing should be guided by legislation but open to the interpretation of judges based on circumstances of the offense committed, the effect on victims (if any), and conviction histories of the offenders.

12/1/2018 3:18 PM

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Sentences need to be combined with rehab, counseling & education to stop the ferris wheel

12/1/2018 7:21 AM

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Every case is different and should be handled accordingly.

11/30/2018 10:02 PM

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Measure 11 affected our family. Our son was sentenced to life with a 25 minimum for a crime he did not commit just for being there at the wrong time and with the wrong people. Please help reform or repeal Measure 11 this has been a total nightmare for our family. Our son with no previous record was in county jail for almost 2 years being let out of his cell for only 1 hour a day. He was not mentally fit all he wanted was to be out of there and he took a plea deal that he should have not taken. My son could be one of your kids in the future please help.

there is no point in having judges if you don't let them use their discretion. We are creating more criminals then we are averting. Most youth are scared to death when charged, and plea bargain whether they are guilty or not. Not a fair system, not a good way to address problems with our youth. If you don't care about that, it's an obscene waste of money!

11/30/2018 10:39 AM

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Measure 11, has filled our prisons with many people that do not belong there.

11/30/2018 10:05 AM

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I am a volunteer at Oregon State Penitentiary, for over 10 years.

11/30/2018 12:53 AM

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Let the judges be judges and decide case by case.

11/29/2018 11:26 PM

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Good behavior while incarcerated should help reduce Measure 11 time in prison. Having a good behavior incentive encourages the well-mannered behaviors expected after incarceration.

11/29/2018 11:27 AM

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Measure 11 is hurting families. Measure 11 should have been explained in more detail when presented for a vote years ago. Sentencing times have been lumped for all of those charged of the same crime instead of a case by case, and that is unlawful.

11/29/2018 10:11 AM

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My Family member has been in Prison for 10 years under measure 11. He has 4 more to go before he is released. He has done very well and he should get Good time, so he can come "Home" sooner. He holds down a job and is Honored houseing. His attorney worked with the Judge in his case to give him "the most time they could" even thou he had no previous convictions or crimes. He Lost his business, house and family due to his conviction. He has paid he debt. and should be release now in my opinion.

11/29/2018 9:32 AM

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Mandatory minimums give too much power to prosecutors, and a lack of early release options makes it so that people who have authentically reformed are still incarcerated many years later. We would all be better off with more reasonable sentences and a ban on treating juveniles as adults.

11/26/2018 1:30 PM

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My step-son is in prison from Measure 11 crime. It was 1st time offender of any type. The DA stacked the charges & his plea bargain was unfair & they wouldn't reduce it for anything. He got 30 yrs. in prison in 2012. He deserved to go to prison but not that sentence. Since then, others have done worse & only got 12-15 yr. sentences & some were repeat offenders. This law needs to go away & reduce sentences retroactive for those who received unfair sentences.

11/24/2018 9:19 PM

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Cases should be tried by the judge not DA and it should be case by case with consideration for things like first time offenders

11/21/2018 9:11 PM

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Keep fighting for reform of our criminally dysfunctional "justice" system

I feel that Measure 11 has given the DA a golden ticket to prosecute however they want. The power needs to go back to the judge and we need to reform Measure 11. People as first time offenders are sentenced under Measure 11 because prosecutors charge multiple M11 crimes and they are forced to plea bargain or they could spend the rest of their life behind bars. Lane County DA are proud that approximately 93% of their cases settle in plea deals which tells me people are afraid to go to trial. We need to reform M11 to be fair and equitable to the victims and the inmates. This effects everyone from both sides and I can say from experience that had I known this is what M11 did I would have never voted for it in the first place. My son is doing 75 months for a crime he didn't commit but he DA was just trying to make a crazy mother happy. That certainly isn't justice and it certainly isn't what our justice system was designed to accomplish. I can't tell you how much this has effected our family financially, emotionally, physically, and not knowing if he will make it out to see his grandmother still alive. Its horrible. I believe it fits some cases but I believe the prosecutors have abused the system that was designed to be systematically sound. This is not justice, this is draconian law.

11/8/2018 9:59 PM

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I believe that 95 percent of youth committed on measure 11 should not have to go to adult prison. They should get the opportunity to be on parole and use the skills that they have gained while in our juvenile correctional facility. This would also allow them to have access to transitional beds to be ready to return to their communities. This topic needs people from every aspect of this measure to talk together and hear each side all should have a voice not just the law makers. This also includes the victims.

It hurts me because my sister is in the system and I have to schedule to see my blood and make sure she ok and protected from people trying to tear her down.

11/8/2018 11:00 AM

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Do away with measure 11

11/8/2018 8:02 AM

[View respondent's answers](#) [Add tags](#) ▼

stop adding charger & making them up I think it would be better if we did away with 11 for ever and give the Judge the Power not the DA

11/7/2018 8:13 PM

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Give judges the discretion to apply sentences they deem appropriate in the context of restorative justice.

11/7/2018 7:49 PM

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mandatory minimums do not allow people to look at the individual receiving a sentence. Every person is different and every crime is different. A blanket sentence for all is not an effective sentence. Many individuals would benefit from counseling, a service scarcely offered in prison, instead of being taken away from society for a predetermined amount of time. It's only once they are released today many individuals receive counseling. The state has potential to save money and prison space if they would get rid of mandatory minimums and stay doing what's right for individuals.

11/7/2018 5:40 PM

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I hope Oregon will do away with minimum mandatory sentencing and replace it with something less onerous. Our corrections system should finally start focusing on correction, not punishment. The incarceration of our son, although as an adult, not a juvenile, had a devastating effect on him and our whole family. Changes need to be made.

11/7/2018 1:20 PM

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Mandatory minimums have ruined far more lives before they had started rather than do any justice in the world. We have the justice system and judges for a reason. Let judges do the job they have been asked to do.

8/16/2018 12:52 AM

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Former Law Enforcement Civilian Employee - required to provide testimony in juvenile cases at times. Almost 6 years of a 15 yr old's life behind bars is untenable.

8/16/2018 12:52 AM

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Measure 11 needs to be repealed as prosecutors over charge simple crimes to force plea bargains because they know even innocent people won't risk the time to be served if convicted by a jury of a M11 crime.

8/15/2018 9:21 PM

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I worked for the Multnomah County DA's Office during law school. It was there I became certain that Measure 11 perpetuates far more injustice than justice. My perception is that this was a commonly held belief among DDAs in the county.

8/22/2018 4:35 PM

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All youth regardless of crime should be given an opportunity for rehabilitation. We want them to turn into good citizens.

8/13/2018 12:52 PM

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Basically, Measure 11 is a TERRIBLE piece of legislation and should be repealed in its entirety.

8/13/2018 8:49 AM

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We need help to make them at an age they can be productive citizens after reform not be dependent on state funds.

8/10/2018 8:09 AM

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Mandatory minimum sentence lengths are arbitrary, based on nothing about rehabilitation, which should be the purpose of incarceration. Moreover, one-size-fits-all sentencing is not intelligent policy, and it is also abused by some prosecutors.

8/9/2018 1:07 PM

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I believe in restorative justice, not retributive justice; most especially for youth; more specifically to reduce recidivism; as everyone is an individual and every situation should be determined on a case-by-case basis. We want the best possible outcomes for our children —AND our community. A blanket one-size-fits-all policy creates winners and losers. It takes a village to raise a child — and that same village needs to take this into account, when those children fall from Grace. We are all more than the worst things we have done. When a child does fall through the cracks, society needs to take a good hard look in the mirror. A prison society makes prisoners of us all... We are all refugees and prisoners of the capitalists system. We need greater emphasis on educating our children and less on incarcerating them.

11/3/2018 12:14 PM

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A juveniles mine isn't fully developed by the age of 15! So why would we treat them as an adult! This is very unlogical! We can't continue to use science and data only when it i convient

8/30/2018 1:54 PM

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I do not support privatized prisons. I do not support any juvenile being jailed. I do not support withholding treatment from imprisoned substance abusers

8/30/2018 1:45 PM

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I oppose juveniles being tried as adults for any crime at all. If the crime was that bad they should likely be in a mental health facility not a prison.

Assault 2 and robbery 2 should not be lumped with sex crimes and attempted murder.

9/11/2018 12:51 PM

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We need to stop the punitive "justice". We are hurting families by denying people the opportunity to learn, grow, change and be a benefit to society. The idea that one wrong decision (or even several) is the only thing that defines a person going forward is disheartening and wrong.

9/11/2018 2:11 AM

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Measure 11 is a tragic thing! From the youth who are treated as if they are aware of or comprehend any of the court process to the anguish experienced before during and after IT IS UNACCEPTABLE(,)

9/9/2018 9:57 PM

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I served 97 months under measure 11 for crimes I committed when I was 14 years old. They couldn't prove I was 15 but instead said I "could" have been 15 when it took place. I was scared and tricked into taking a plea bargain with a chance for a second that never came. Now almost 10 years later and I cannot find a job or even place to live. This adult conviction for a crime I committed as a child has messed my life up completely. I wasn't even legally able to drive a car, but I was able to be charged as an adult. Measure 11 needs to be changed and not apply to minors, and fixed to give the judges power to decide who should and shouldn't be charged as an adult.

11/6/2018 12:48 PM

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My son is serving 100 months on. Man II VEHICULAR He was driving while intoxicated, wrecked the car and his passenger died. The DA stacked his charges. We did not understand the process and he was poorly represented. Had we known at the time we would have fired his attorney! My son Scott Harris should be home now, but they made his Failure to perform the duties of a driver as part of his M11 sentence. Now he won't get good time on his last 25 months. My son is a model inmate, no threat to society! He currently works with ODF as a wild land fire fighter. No trouble, just doing his time. He should be home, working and providing for his daughter.

11/6/2018 11:03 AM

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I intern at the public defender's office, work with incarcerated youth, and interview prisoners for my current research project, so I can say from first-hand experience that Measure 11 has had detrimental affects on the Oregon community. Measure 11 should be repealed, judges should not be bound by mandatory minimum sentences, and juveniles should not be convicted as adults.

11/5/2018 10:42 AM

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