

## SENATE AMENDMENTS TO SENATE BILL 495

By COMMITTEE ON JUDICIARY

March 18

1 On page 1 of the printed bill, delete lines 5 through 22 and insert:

2 **“SECTION 1. (1) As used in this section:**

3 **“(a) ‘Correctional facility’:**

4 **“(A) Means any place used for the confinement of youth offenders, detained juveniles,**  
5 **persons charged with or convicted of a crime or persons otherwise confined under a court**  
6 **order.**

7 **“(B) Includes but is not limited to a youth correction facility and a juvenile detention**  
8 **facility.**

9 **“(C) Applies to a state hospital or a secure intensive community inpatient facility only**  
10 **as to persons detained therein charged with or convicted of a crime, or detained therein after**  
11 **having been found guilty except for insanity of a crime under ORS 161.290 to 161.370.**

12 **“(b) ‘Inmate’ means a youth offender confined in a youth correction facility, a juvenile**  
13 **detained in a juvenile detention facility, or any person incarcerated or detained in a**  
14 **correctional facility who is accused of, convicted of or sentenced for a violation of criminal**  
15 **law or for the violation of the terms and conditions of pretrial release, probation, parole,**  
16 **post-prison supervision or a diversion program.**

17 **“(c) ‘Juvenile detention facility’ has the meaning given that term in ORS 169.005.**

18 **“(d) ‘Youth correction facility’ has the meaning given that term in ORS 420.005.**

19 **“(e) ‘Youth offender’ has the meaning given that term in ORS 419A.004.**

20 **“(2) An official of a correctional facility may not use a dog to extract an inmate from a**  
21 **cell.**

22 **“(3) Nothing in this section prohibits:**

23 **“(a) The use of a dog in a correctional facility for the purposes of tracking the location**  
24 **of an inmate or detecting contraband as defined in ORS 162.135.**

25 **“(b) The use of a dog in a correctional facility to quell a disturbance, prevent an inmate**  
26 **escape or address an immediate health or safety risk to inmates or staff members.**

27 **“(c) The use of dogs in a correctional facility as part of an inmate dog training program**  
28 **or for purposes relating to the rehabilitation, treatment, vocational education and skill-**  
29 **building of inmates.”.**

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