

SB 200 A STAFF MEASURE SUMMARY

Carrier: Rep. Kropf

House Committee On Judiciary

Action Date: 05/24/21

Action: Do Pass the A-Eng bill.

Vote: 10-0-0-0

Yeas: 10 - Bynum, Dexter, Helm, Kropf, Lewis, Morgan, Noble, Power, Wallan, Wilde

Fiscal: Has minimal fiscal impact

Revenue: No revenue impact

Prepared By: Amie Fender-Sosa, Counsel

Meeting Dates: 5/10, 5/12, 5/12, 5/24

WHAT THE MEASURE DOES:

Requires the district attorney in each county to develop and adopt written policies regarding guilty except for insanity (GEI) dispositions. Requires policies be available to the public by December 1, 2022.

ISSUES DISCUSSED:

- Encouraging thoughtfulness in GEI cases and consultation with the Psychiatric Security Review Board
- GEI cases are handled differently at various district attorney offices
- Currently, no GEI policy is required
- District attorneys are required to have policies on a variety of subjects

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

Each county in Oregon has an elected district attorney. Currently, district attorneys are required to have written policies on pretrial discovery, prosecutorial ethics, confidentiality, the use of certified law students, charging decisions for various types of crimes, the decision about whether to present evidence concerning seeking the death penalty, plea offers, civil compromise, requests for the imposition of fines and fees, and various other subjects.

Senate Bill 200 A would require the district attorney in each county to develop and adopt written policies regarding cases involving a guilty except for insanity defense.