

SB 339 -1 STAFF MEASURE SUMMARY

Senate Committee On Judiciary

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Meeting Dates: 3/20

WHAT THE MEASURE DOES:

Directs Oregon Criminal Justice Commission to study recidivism rates of persons convicted of property crimes, and to provide results of study to interim committees of Legislative Assembly no later than December 31, 2024. Sunsets January 2, 2025.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

-1 Replaces the measure. Authorizes a court to order a person convicted of harassment for touching a sexual or other intimate part of another, under ORS 166.065(4)(a)(A), to successfully complete a sex offender treatment program if recommended by the supervising probation officer and to submit to polygraph examinations at the direction of the supervising officer.

BACKGROUND:

Oregon statute provides that a court may sentence a defendant to probation and order them to follow general conditions unless specifically deleted by the court. In addition to the general conditions, the court may impose any special conditions of probation that are reasonably related to the crime of conviction or the needs of the defendant for the protection of the public or reformation of the offender. However, under ORS 137.540, a court may only impose conditions requiring an evaluation and/or sex offender treatment as recommended by a supervising probation officer if a person is on supervision for a sex offense under ORS 163.305-163.467.

SB 339, if amended as proposed, would add the crime of harassment for the touching of a sexual or intimate part of another to the list of crimes for which a court may order sex offender treatment as part of supervision requirements.