

Requested by Representative CHOTZEN

**PROPOSED AMENDMENTS TO
HOUSE BILL 3118**

1 On page 1 of the printed bill, delete lines 5 through 26.

2 On page 2, delete lines 1 through 25 and insert:

3 **“SECTION 1.** ORS 421.076 is amended to read:

4 *“421.076. [(1) The Department of Corrections may enter into a contract with*
5 *an inmate telephone services provider in which the provider provides inmate*
6 *telephone services or other inmate communications systems at the provider’s*
7 *cost and reimburses the department:]*

8 *“[(a) For the department’s internal and external costs to oversee and man-*
9 *age the inmate telephone services or communications system; and]*

10 *“[(b) To pay third party providers.]*

11 *“[(2) The department may not enter into a contract with an inmate tele-*
12 *phone services provider that authorizes the department to receive a fee or*
13 *commission for telephone services provided to inmates other than the re-*
14 *imbursement described in subsection (1) of this section.]*

15 **“(1)(a) The Department of Corrections shall enter into a contract,**
16 **or renegotiate an existing contract, with a third party to provide voice**
17 **communications services to all persons confined at a Department of**
18 **Corrections institution.**

19 **“(b) The department shall provide each person confined at a De-**
20 **partment of Corrections institution access to 60 minutes of voice**
21 **communications service per day.**

1 **“(2) The voice communications services provided under subsection**
2 **(1) of this section must be provided at no direct or indirect cost to the**
3 **person confined at the Department of Corrections institution or the**
4 **person who is communicating with the person confined at the De-**
5 **partment of Corrections institution.**

6 **“(3) The department may not receive any financial or in-kind com-**
7 **pensation from any third party provider in relation to the provision**
8 **of voice communications services under subsection (1) of this section.**

9 **“(4)(a) Except pursuant to rules adopted by the department, the**
10 **department may not limit access to voice communications services for**
11 **persons confined at a Department of Corrections institution.**

12 **“(b) Notwithstanding paragraph (a) of this subsection, the depart-**
13 **ment may not limit access to in-person visitations or voice communi-**
14 **cations services to offset the cost or time of administering this**
15 **section.**

16 **“(5)(a) The department shall submit a report in the manner pro-**
17 **vided by ORS 192.245, and may include recommendations for legis-**
18 **lation, to the interim committees of the Legislative Assembly related**
19 **to the judiciary no later than September 15 of each even-numbered**
20 **year.**

21 **“(b) The report must include:**

22 **“(A) A copy of any contract for voice communications services en-**
23 **tered into by the department and a third party under subsection (1)**
24 **of this section, including any amendments to the contract;**

25 **“(B) A detailed accounting of expenditures by the department dur-**
26 **ing the prior biennium to administer this section; and**

27 **“(C) Data on the usage of all voice communications services by**
28 **persons confined at a Department of Corrections institution, including**
29 **monthly data disaggregated by the type of communication.**

30 **“(6) The department may adopt rules necessary to administer this**

1 **section.**

2 **“(7) As used in this section, ‘voice communications services’ means**
3 **voice communication by telephone, cellular telephone, Voice over**
4 **Internet Protocol or other technology that allows for real-time audio**
5 **communication between people in different locations.”.**

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