

Senate Bill 870

Sponsored by Senator SHIELDS (at the request of Corinne Fletcher)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires State Board of Parole and Post-Prison Supervision to hold hearing when inmate who was under 18 years of age at time of offense completes 26 years of prison sentence. Specifies criteria by which person may be released on parole.

A BILL FOR AN ACT

1
2 Relating to incarceration of juvenile offenders; and providing for criminal sentence reduction that
3 requires approval by a two-thirds majority.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1. (1) This section applies only to persons who were under 18 years of age at**
6 **the time of the commission of the offense for which the persons were sentenced to a term**
7 **of imprisonment and who were sentenced to a term of imprisonment of at least 26 years.**

8 **(2) Notwithstanding ORS 137.707, 163.105 and 163.150:**

9 **(a) No more than 120 days, and not less than 60 days, before the date on which a person**
10 **has served 26 years of the term of imprisonment imposed as sentence, the State Board of**
11 **Parole and Post-Prison Supervision shall hold a hearing.**

12 **(b) At the hearing, if the board finds, by affirmative vote of a majority of its members,**
13 **that the person has been rehabilitated and reformed, that if released, the person would not**
14 **be a threat to the safety of the victim, the victim's family or the community and that the**
15 **person would comply with the conditions of parole, the board shall release the person on**
16 **parole.**

17 **(c) If the board determines that the person does not meet the requirements of paragraph**
18 **(b) of this subsection, the board shall deny release.**

19 **(d) If the board denies release, the person may petition the board in writing, no less than**
20 **two years after the denial, for a reconsideration hearing. Within 60 days after receipt of a**
21 **written petition for reconsideration, the board shall hold a reconsideration hearing to de-**
22 **termine whether the person meets the requirements of paragraph (b) of this subsection.**

23 **(3) The board shall adopt rules to implement this section.**
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NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.