



Oregon Board of Parole

& POST-PRISON SUPERVISION

Board Business Meeting Minutes Tuesday, June 23, 2015

Call to Order and Note of Attendance: The meeting was called to order at 1:02 p.m., and note of attendance made: Board Chair, Kristin Wings-Yanez; Board member, Michael Wu; Board member, Sid Thompson; Board Executive Director, Brenda Carney; Board staff, Shawna Harnden. No representation from DOC.

Meeting Minutes: Minutes from May 26, 2015; edits previously suggested. Thompson moved to approve the minutes, Wu seconded.

Chairperson Comments:

- Currently still in Legislative Session. Wings-Yanez advised the maximum date session could go to is July 11, 2015. Since there is still a significant amount of business that needs to be done, she expects it to go until the max date or very near. There are a couple of bills that directly affect the Board. HB 2320 is the clean-up bill for the Sex Offender Notification Level System from HB2549 in the 2013 session. There are policy pieces included in the bill that have to do with the juvenile sex offender registration; the Board has no position on those portions. The juvenile would serve the time ordered by the courts, and at the end of the sentence a judge would decide, based on risk, if that juvenile offender would have to register. This would change the timelines and potentially reduce the amount of juvenile registrants. Also, over the last couple of days, the bill picked up language from HB3436 which mandates a five member Board and that all hearings be conducted as panel hearings. The panel hearing language was placed in HB2320 to give the Board the capacity to do the sex offender tier workload in addition to the general work of the Board.
- Department of Corrections (DOC), the Board & Multnomah County Department of Criminal Justice asked National Institute of Corrections (NIC) for technical assistance on victims' services for post convictions. They gathered victim services information from stakeholders across the state to evaluate whether there are holes in our system. NIC held a meeting on June 11, 2015, to discuss the continuum of services for victims from conviction to death of offender. There is a meeting this August 2015 in Washington D.C., where it will be decided what the Oregon model will look like. Wings-Yanez advised she will be attending this meeting.
- Secretary of State has decided to audit our public records practices. The Board staff are working closely with the auditors. The audit is targeted to be completed by the end of July but the report will not be available until November.

Executive Director's Update:

- Public Safety Ways and Means Hearing was yesterday, June 22, 2015, regarding this biennium's budget, it was recommended to pass. Our fiscal was about 3 million dollars to allow over the next couple years: 2 new Board members, 5 Assessment Specialist where 2 of those are permanent and 3 are limited duration through the 2017-2019 Biennium, 1 Operations and Policy Analyst (OPA), 2 Hearings Officers, 1 Hearings Specialist and 1 Administrative Specialist.
- Carney has been working with Department of Administrative Services (DAS) Realty Services regarding a new location for the Board due to the increase in staff. They have advised our agency is at the top of the list; however, if renovations at the Capital building are going to be done, the occupants in the Capital Building will be moved to the potential locations they have for us, so we are waiting to hear back on that. Carney has had discussions with DOC on availability in our current building, but was informed there is no more space available.
- Started interviews for the Victims' Specialist position, Monday, June 22, 2015. This Wednesday, June 24, 2015, will be the second day of interviews.
- PBMIS roll out date has been pushed to August 2015. The developers discovered some issues that were not resolved with the previous analyst before she left. There is no more money involved, this only affects the timeline. Harnden requested everyone keep the master calendar up to date with appointments as she will be scheduling the user training piece of the new PBMIS system.
- July is going to be busy with Legislation still in session. Oregon Association of Community Corrections Directors (OACCD) is scheduled for first week in July at Newport. Last week of July is the Sex Offender Supervision Network (SOSN) meeting.

DOC Update:

- Nothing to report.

Old Business:

- Under HB2320, Sex Offender Notification Level system, the Board will need to adopt rules that tell us how to classify all the sex offenders that we need to classify from January 1, 2014, which means immediately and retroactively. The Board will be responsible for classifying all new registered sex offenders, since January 1, 2014, except those under Local Control, Probation, or = PSRB jurisdiction. The Board will have to immediately assess new registrants from January 1, 2014 and on. The triggering date is the date the offender is first required to register. That date for inmates is typically the date of their release. Those are the rules we need to adopt now. The Board is also responsible for classifying all the existing registrants, those still on supervision and those that have completed their supervision. These assessments need to be completed by December 1, 2018. On January 1, 2019, registrants can start to petition for reclassification and relief. The Board will need to create rules for this process will need rules created and the Board will be working in conjunction with stakeholders including community corrections, DAs, victim rights, offender support, and others. The policy decision on the initial classification will have to be discussed at the next Board Business

Meeting, which is at the end of July; however, Wings-Yanez advised a separate meeting may have to be held specifically for the discussion of these rules. There are a couple big policy decisions to be made: what scores determine which level a person is classified, and how will it be determined which predatory sex offenders are automatically classified as a high risk, level 3 sex offender. Until the bill is signed by the Governor, the Board does not have the authority to pass any laws.

- Measure 91 and conditions of supervision: July 1, 2015, recreational use of marijuana will become legal. The Board must decide whether to create a new special condition specifically for use of marijuana, similar to use of alcohol condition, or to allow the local supervisory authority to address it. Federal law still indicates use of marijuana as illegal. Wings-Yanez advised she believes the Board should allow the counties to create their own policies, which would lead to us addressing it, where alleged, as a GC10 violation. The majority of Community Corrections Directors have advised they prefer no special condition be created and to allow their individual agencies to address the use through a violation as decided by their own county's policy. A concern of creating a specific condition would be the implication that the Board approves marijuana use unless it has been specifically assigned as a condition; however, the Board's opinion is the use of marijuana is a Federal Law violation. The Board advised they want to review all sanctions that allege marijuana use behavior after July 1, 2015, as the violation. Harnden advised she would advise the Revocation Specialist, Malinda Boyer.

New Business:

- Internal human resource policies: Our Human Resources is done by DOC but we do not have our own human resource policies. Several of DOC policies are not relevant to our agency needs. Carney and Harnden have been drafting policy based off DOC and DAS policy. Wings-Yanez advised the Board is not ready to vote on the policy but they are unanimously in agreement for implementing the use of the new leave form that was created. Thompson suggested evaluating the process of the vacation leave as there isn't a policy in place currently. Harnden advised per the AFSCME contract, if two or more employees ask for the same time, and it cannot be resolved among those involved, the employee with most seniority gets to take that time.

Future Board Meetings:

- Monday, July 27 @ 10:00 a.m.

Meeting adjourned at 2:24 p.m.