



# Oregon Board of Parole

## & POST-PRISON SUPERVISION

### Board Business Meeting Minutes Monday December 20, 2010

**Call to Order and Note of Attendance:** The meeting was called to order at 9:05 a.m., and note of attendance made: Aaron Felton, Jeremiah Stromberg, Candace Wheeler, Darcey Baker, Michelle Mooney, Community Corrections Chief Mark Cadotte, and guests Lynda Beecher, and Kelly Porter. Excused from the meeting is DOC Director Max Williams.

**Approval of meeting minutes:** Meeting minutes for the October 7, 2010, October 18, 2010, and October 26, 2010, meetings were reviewed and adopted as submitted.

#### Chairperson's Comments – Aaron Felton

- **Year End Review:** Aaron wanted to acknowledge all that the Board has accomplished during the last year and how busy it was. Aaron is pleased with the direction the Board is going and with the dedication and hard work of all the staff and members.
- **Review of the Downs Hearings:** The hearing was held on December 8, 2010, and went very well. Aaron wanted to thank the Board staff, Oregon State Police, and Chemeketa Community College for the hard work that went into planning the hearing and carrying it out smoothly.

#### DOC Update:

- **Budget:** Last week the Legislative Emergency Board (E-Board) approved reallocating \$10.1 million to the DOC budget and \$9.9 million to community corrections. This action was made necessary when DOC was asked to cut \$51.9 million and \$33.8 million, respectively during the June and September 2010 allotment reductions. DOC was required to cut all designated funds from its budget, based on assurances from the Governor's Office and Legislative leadership that enough money would be returned to the agency in future E-Board actions to ensure inmate-releases would not occur. DOC is still anticipating reallocation of an additional \$28.1 million when the Legislature convenes in February.
- **Measure 73:** This measure was passed by voters in November and went into effect on December 2, 2010. This measure imposes longer sentences for repeat sex offenders and third time DUII offenders. Included in that bill was that the state shall reimburse counties for their costs of incarceration for those offenders who are pretrial and post-conviction.

DOC has already received a few inquiries from counties into this process. DOC worked with Department of Justice who drafted a letter that was sent to all counties advising them that the bill did not give DOC the authority to pay, and did not allocate any funds, and that counties should track these offenders and the issue will be addressed by the Legislature.

### **Executive Director Update – Jeremiah Stromberg**

- **Extraditions:** Jeremiah met with the Sheriff's Association to discuss the issue of where extradited offenders pending Morrissey hearings are being housed. The Sheriff's Association is open to continuing conversations about the best way to handle these offenders. There is no resolution yet, and Jeremiah will continue work with DOC and the other involved parties.
- **OACCD:** Next meeting scheduled to be held in Washington County in January.
- **Confidentiality (of Board documents) meeting:** The next meeting is scheduled for January 13, 2010.
- **Budget:** In January Jeremiah will begin working with the budget team to determine where the budget is for the last six months, and if any fixes will need to be requested in February during session.
- **Hearings Officer Training:** The Board has started the process of planning for the next annual hearings officer training. This training will be more concentrated training and will be limited to hearings officers and their managers.

### **Old Business:**

- **Matrix Discharge Letter:** A revised letter was drafted that included the edits suggested by Board members. The Board discussed that the letter should be sent to those offenders who complete their supervision successfully. The Board identified the three categories that will be evaluated to determine if an offender was successful, and would qualify to receive the letter.
  - **The criteria to be considered is:**
    - No violations for one year prior to discharge
    - No warrants or suspend/detains for one year prior to discharge
    - No other open supervision cases/offenses
- **Policy on Offenders as Informants:** The Board has updated the language and definitions used in the policy, and updated the form that parole officers should use to submit the request to the Board. The Board moved to adopt the updated policy and form. The policy and forms will be posted online.
- **OAR 255 Division 20:** At the last rules revision meeting the Board reviewed division 20 and proposed some minor amendments. The amendments include adding authority that

## **New Business:**

- **Coding Hearing Results on the Web:** Upon completion of a hearing, the hearing results are posted on the Board's website. Dues to space limitations and the complex nature of each decision, the coding currently used is not always consistent or clear to the public. Jeremiah and Marshall will begin working on a list of codes that will help explain to the public what the decision result means, and make the hearing results consistent.
- **Inactive/Active Supervision:** Recently there have been a lot of conversations and questions regarding the rules and processes of inactive/active supervision. DOC Research generates a list that is sent out to the field each month that lists all offenders who are within 60 days of their active supervision review (ASR/SSR) date. There is an inconsistency with how the parole officers are handling these lists. The field is responsible for submitting either a request to extend or a copy of the inactive letter to the Board to indicate what action they took. This appears to be a training issue for the field, and Jeremiah will work with Mark to address these concerns with OACCD. The Board determined that requests to extend offenders or move offenders to inactive must be submitted no more than 60 days prior to the ASR/SSR date. Requests received sooner than that will be returned to the parole officer. Offenders who are deported do not need to be extended just on that fact. Unless the parole officer is aware of an active violation, the deported offender can move to inactive. The Board will review the rules that apply to inactive/active supervision at the next rule revision meeting.
- **Domestic Partnerships:** The Board has received a question regarding domestic partnerships, and how the Board will handle these. The Board will review these on a case by case basis as they do with other cases, and will not make special exceptions. The Board will allow these subjects to live together unless it becomes an issue to the safety of the public, or reformation of the offender.
- **Notification per Division 10:** The Board previously had concerns that this obligation was not being handled and that the Board was not complying with statute. After speaking to staff, it was discovered that the Board is providing the required notice. The process will be evaluated to determine if there is a way to make it more efficient and cost effective.

## **Future Board Meetings:**

January 24, 2011

February 28, 2011

March 28, 2011

Meeting adjourned at 10:55 a.m.