

**DIVISION 70**

**CONDITIONS OF PAROLE AND POST-PRISON SUPERVISION**

**Conditions Not Limited by Exhibit J**

**255-070-0001**

- (1) The Board may order parole conditions pursuant to OAR 255-070-0015.
- (2) The Board shall approve post-prison supervision conditions pursuant to OAR 213-11-001.
- (3) Conditions of parole and post-prison supervision are not limited to those shown in Exhibit J.

Statutory Authority: (ORS 144.096, 144.102, 144.270)

History: (5/31/85; 11/3/86, temporary; 4/1/87; 4/15/88, temporary;  
5/19/88;7/1/88;

10/18/88; 4/5/90; 4/30/92, temporary; 10/9/92; 10/15/93, 11/09/98,  
9-15-99 Notice/Temp, 11-15-99, 05-22-00, 12/15/01-Notice/Temp,  
01-29-02, 04-15-02 – Notice/Temp, 06-17-02, 06-13-03–notice/temp,  
10-10-03, 01-14-04. **4/5/06**)

Permanently Effective 04/05/06

DIVISION 70

CONDITIONS OF PAROLE AND POST-PRISON SUPERVISION

Conditions Not Limited by Exhibit J  
255-070-0001

- (1) The Board may order parole conditions pursuant to OAR 255-070-0015.
- (2) The Board shall approve post-prison supervision conditions pursuant to OAR 213-11-001.
- (3) Conditions of parole and post-prison supervision are not limited to those shown in Exhibit J.

Statutory Authority: (ORS 144.096, 144.102, 144.270)

History: (5/31/85; 11/3/86, temporary; 4/1/87; 4/15/88, temporary; 5/19/88;7/1/88;  
10/18/88; 4/5/90; 4/30/92, temporary; 10/9/92; 10/15/93, 11/09/98,  
9-15-99 Notice/Temp, 11-15-99, 05-22-00, 12/15/01-Notice/Temp,  
01-29-02, 04-15-02 – Notice/Temp, 06-17-02, 06-13-03–notice/temp,  
10-10-03, 01-14-04)

PERM EFFECTIVE 01-14-04

DIVISION 70

CONDITIONS OF PAROLE AND POST-PRISON SUPERVISION

Conditions Not Limited by Exhibit J  
255-070-0001

- (1) The Board may order parole conditions pursuant to OAR 255-070-0015.
- (2) The Board shall approve post-prison supervision conditions pursuant to OAR 213-11-001.
- (3) Conditions of parole and post-prison supervision are not limited to those shown in Exhibit J.

Statutory Authority: (ORS 144.096, 144.102, 144.270)

History: (5/31/85; 11/3/86, temporary; 4/1/87; 4/15/88, temporary; 5/19/88;7/1/88;  
10/18/88; 4/5/90; 4/30/92, temporary; 10/9/92; 10/15/93, 11/09/98,  
9-15-99 Notice/Temp, 11-15-99, 05-22-00, 12/15/01-Notice/Temp,  
01-29-02, 04-15-02 – Notice/Temp, 06-17-02, 06-13-03–notice/temp,  
**10-10-03**)

PERM EFFECTIVE 10-10-03

DIVISION 70

CONDITIONS OF PAROLE AND POST-PRISON SUPERVISION

DIVISION 70

CONDITIONS OF PAROLE AND POST-PRISON SUPERVISION

Conditions Not Limited by Exhibit J

255-070-0001

- (1) The Board may order parole conditions pursuant to OAR 255-070-0015.
- (2) The Board shall approve post-prison supervision conditions pursuant to OAR 213-11-001.
- (3) Conditions of parole and post-prison supervision are not limited to those shown in Exhibit J.

Statutory Authority: (ORS 144.096, 144.102, 144.270)

History: (5/31/85; 11/3/86, temporary; 4/1/87; 4/15/88, temporary; 5/19/88; 7/1/88;  
10/18/88; 4/5/90; 4/30/92, temporary; 10/9/92; 10/15/93, 11/09/98,  
9-15-99 Notice/Temp, 11-15-99, 05-22-00, 12/15/01-Notice/Temp,  
01-29-02, 04-15-02 – Notice/Temp, 06-17-02, **06-13-03 – NOTICE/TEMP**)

TEMPORARY EFFECTIVE 06-13-03 to  
12-09-03  
perm effective 10-10-03

DIVISION 70

CONDITIONS OF PAROLE AND POST-PRISON SUPERVISION

Conditions Not Limited by Exhibit J  
255-070-0001

- (1) The Board may order parole conditions pursuant to OAR 255-070-0015.
- (2) The Board shall approve post-prison supervision conditions pursuant to OAR 213-11-001.
- (3) Conditions of parole and post-prison supervision are not limited to those shown in Exhibit J.

Statutory Authority: (ORS 144.096, 144.102, 144.270)

History: (5/31/85; 11/3/86, temporary; 4/1/87; 4/15/88, temporary; 5/19/88;7/1/88;  
10/18/88; 4/5/90; 4/30/92, temporary; 10/9/92; 10/15/93, 11/09/98,  
9-15-99 Notice/Temp, 11-15-99, 05-22-00, 12/15/01-Notice/Temp,  
01-29-02, 04-15-02 – Notice/Temp, **06-17-02**)

DIVISION 70

CONDITIONS OF PAROLE AND POST-PRISON SUPERVISION

Conditions Not Limited by Exhibit J  
255-070-0001

- (1) The Board may order parole conditions pursuant to OAR 255-070-0015.
- (2) The Board shall approve post-prison supervision conditions pursuant to OAR 213-11-001.
- (3) Conditions of parole and post-prison supervision are not limited to those shown in Exhibit J.

Statutory Authority: (ORS 144.096, 144.102, 144.270)

History: (5/31/85; 11/3/86, temporary; 4/1/87; 4/15/88, temporary; 5/19/88;7/1/88;  
10/18/88; 4/5/90; 4/30/92, temporary; 10/9/92; 10/15/93, 11/09/98,  
9-15-99 Notice/Temp, 11-15-99, 05-22-00, 12/15/01-Notice/Temp,  
01-29-02, **04-15-02 – Notice/Temp**)

TEMPORARY EFFECTIVE 04-15-02 to 10-11-02  
BECAME PERMANENT 06-17-02

**DIVISION 70**

**CONDITIONS OF PAROLE AND POST-PRISON SUPERVISION**

**Conditions Not Limited by Exhibit J**

**255-070-0001**

- (1) The Board may order parole conditions pursuant to OAR 255-070-0015.
- (2) The Board shall approve post-prison supervision conditions pursuant to OAR 213-11-001.
- (3) Conditions of parole and post-prison supervision are not limited to those shown in Exhibit J.

Statutory Authority: (ORS 144.096, 144.102, 144.270)

History: (5/31/85; 11/3/86, temporary; 4/1/87; 4/15/88, temporary; 5/19/88; 7/1/88;  
10/18/88; 4/5/90; 4/30/92, temporary; 10/9/92; 10/15/93, 11/09/98,  
9-15-99 Notice/Temp, 11-15-99, 05-22-00, 12/15/01-Notice/Temp)

Temporary effective 1/1/02 to 6/29/02  
became permanent 1/29/02

DIVISION 70

CONDITIONS OF PAROLE AND POST-PRISON SUPERVISION

Conditions Not Limited by Exhibit J  
255-070-0001

- (1) The Board may order parole conditions pursuant to OAR 255-070-0015.
- (2) The Board shall approve post-prison supervision conditions pursuant to OAR 213-11-001.
- (3) Conditions of parole and post-prison supervision are not limited to those shown in Exhibit J.

Statutory Authority: (ORS 144.096, 144.102, 144.270)

History: (5/31/85; 11/3/86, temporary; 4/1/87; 4/15/88, temporary; 5/19/88; 7/1/88;  
10/18/88; 4/5/90; 4/30/92, temporary; 10/9/92; 10/15/93, 11/09/98,  
9-15-99 Notice/Temp, 11-15-99, 05-22-00)

Permanent effective  
05/22/2000

DIVISION 70

CONDITIONS OF PAROLE AND POST-PRISON SUPERVISION

Conditions Not Limited by Exhibit J

255-070-0001

- (1) The Board may order parole conditions pursuant to OAR 255-070-0015.
- (2) The Board shall approve post-prison supervision conditions pursuant to OAR 213-11-001.
- (3) Conditions of parole and post-prison supervision are not limited to those shown in Exhibit J.

Statutory Authority: (ORS 144.096, 144.102, 144.270)

History: (5/31/85; 11/3/86, temporary; 4/1/87; 4/15/88, temporary; 5/19/88; 7/1/88;  
10/18/88; 4/5/90; 4/30/92, temporary; 10/9/92; 10/15/93, 11/09/98,  
9-15-99 Notice/Temp, 11-15-99)

Permanent effective 11/15/99

DIVISION 70

CONDITIONS OF PAROLE AND POST-PRISON SUPERVISION

Conditions Not Limited by Exhibit J

255-070-0001

- (1) The Board may order parole conditions pursuant to OAR 255-070-0015.
- (2) The Board shall approve post-prison supervision conditions pursuant to OAR 213-11-001.
- (3) Conditions of parole and post-prison supervision are not limited to those shown in Exhibit J.

Statutory Authority: (ORS 144.096, 144.102, 144.270)

History: (5/31/85; 11/3/86, temporary; 4/1/87; 4/15/88, temporary; 5/19/88; 7/1/88;  
10/18/88; 4/5/90; 4/30/92, temporary; 10/9/92; 10/15/93, 11/09/98)

Permanent effective

11-9-98

OREGON ADMINISTRATIVE RULES  
CHAPTER 255, DIVISION 70 — BOARD OF PAROLE

---

DIVISION 70

CONDITIONS OF PAROLE

Conditions Not Limited by Exhibit J  
255-70-001

- (1) The Board may order parole conditions pursuant to OAR 255-70-015.
- (2) The Board shall approve post-prison supervision conditions pursuant to OAR 253-11-001.
- (3) Conditions of parole and post-prison supervision are not limited to those shown in Exhibit J.
- ((4) Conditions may relate to one or more of three goals of supervision:
  - (a) System integrity, e.g., availability for supervision. System integrity conditions are intended to maintain a safe and orderly organization which functions effectively to achieve the purposes of parole and post-prison supervision.
  - (b) Just deserts, e.g., restitution. Just deserts conditions are intended to fulfil the desert punishments.
  - (c) Community safety, e.g., treatment programs, possess no weapons. Community safety conditions are intended to protect the public by managing the risk of repeat person-to-person and felony crimes and, where possible, intervening in crime-related dysfunctional behavior.]

Statutory Authority: (ORS 144.096, 144.102, 144.270)

History: (5/31/85; 11/3/86, temporary; 4/1/87; 4/15/88, temporary; 5/19/88;  
7/1/88; 10/18/88; 4/5/90; 4/30/92, temporary; 10/9/92)

Permanent effective 10/15/93

DIVISION 70

CONDITIONS OF PAROLE

Conditions Not Limited by Exhibit J  
255-70-001

- (1) The Board may order parole [C]conditions [of parole may be imposed by the Board] pursuant to OAR 255-70-015.
- (2) The Board shall approve post-prison supervision [C]conditions [of post-prison supervision may be approved by the Board] pursuant to OAR 253-11-001.
- (3) Conditions of parole and post-prison supervision are not limited to those shown in Exhibit J.
- (4) Conditions may relate to one or more of three goals of supervision:
  - (a) System integrity, e.g., availability for supervision. System integrity conditions are intended to maintain a safe and orderly organization which functions effectively to achieve the purposes of parole and post-prison supervision.
  - (b) Just deserts, e.g., restitution. Just deserts conditions are intended to fulfill the desert punishments.
  - (c) Community safety, e.g., treatment programs, possess no weapons. Community safety conditions are intended to protect the public by managing the risk of repeat person-to-person and felony crimes and, where possible, intervening in crime-related dysfunctional behavior.

Statutory Authority: (ORS 144.096, 144.102, 144.270)

History: (5/31/85; 11/3/86, temporary; 4/1/87; 4/15/88, temporary; 5/19/88; 7/1/88; 10/18/88; 4/5/90; 4/30/92, temporary; 10/9/92)

Permanent effective 10/9/92

OREGON ADMINISTRATIVE RULES  
CHAPTER 255, DIVISION 70 — BOARD OF PAROLE

DIVISION 70

CONDITIONS OF PAROLE

Conditions Not Limited by Exhibit J

255-70-001

- (1) Conditions of parole may be imposed by the Board pursuant to OAR 255-70-015.
- (2) Conditions of post-prison supervision may be approved by the Board pursuant to OAR 253-11-001.
- (3) Conditions of parole and post-prison supervision are not limited to those shown in Exhibit J.
- (4) Conditions may relate to one or more of three goals of supervision:
  - (a) System integrity, e.g., availability for supervision. System integrity conditions are intended to maintain a safe and orderly organization which functions effectively to achieve the purposes of parole and post-prison supervision.
  - (b) Just deserts, e.g., restitution. Just deserts conditions are intended to fulfill the desert punishments.
  - (c) Community safety, e.g., treatment programs, possess no weapons. Community safety conditions are intended to protect the public by managing the risk of repeat person-to-person and felony crimes and, where possible, intervening in crime-related dysfunctional behavior.

Statutory Authority: (ORS 144.096, 144.102, 144.270)

History: (5/31/85; 11/3/86, temporary; 4/1/87; 4/15/88, temporary; 5/19/88; 7/1/88; 10/18/88; 4/5/90; 4/30/92, temporary)

Temporary effective 4/30/92 to 10/26/92  
superceded by permanent filing 10/9/92

DIVISION 70

CONDITIONS OF PAROLE

Conditions Not Limited by Exhibit J

255-70-001 (5/31/85; 11/3/86, temporary; 4/1/87; 4/15/88, temporary; 5/19/88;  
7/1/88; 10/18/88; 4/5/90)

- (1) Conditions of parole may be imposed by the Board pursuant to OAR 255-70-015.
- (2) Conditions of post-prison supervision may be approved by the Board pursuant to OAR 253-11-001.
- (3) Conditions of parole and post-prison supervision are not limited to those shown in Exhibit J.

DIVISION 70

CONDITIONS OF PAROLE

Conditions of Parole  
255-70-001

Conditions of parole may be imposed by the Board pursuant to OAR [255-35-016] 255-70-015. Conditions of parole are not limited to those shown in Exhibit J.

DIVISION 70

CONDITIONS OF PAROLE

Conditions of Parole

255-70-001 Conditions of parole may be imposed by the Board pursuant to OAR 255-35-016. Conditions of parole are not limited to those shown in Exhibit J.

Temporary effective 11/3/86 to 5/1/87  
Became permanent 4/1/87

OREGON ADMINISTRATIVE RULES  
CHAPTER 255, DIVISION 70 — BOARD OF PAROLE

---

DIVISION 70

Stat. Auth.: ORS Ch. 144  
Hist: 2PB 1-1979, f. & ef. 2-1-79

CONDITIONS OF PAROLE

255-70-001      Conditions of Parole

Conditions of parole may be imposed by the Board  
pursuant to OAR 255-35-016. Conditions of parole are  
not limited to those shown in Exhibit J.

Permanent effective 5/31/85



## DIVISION 70

### CONDITIONS OF PAROLE AND POST-PRISON SUPERVISION

#### Offender Return to County of Residence

#### 255-070-0003

- (1) Unless the Board waives the condition, the Board shall order as a condition of parole or post-prison supervision that an offender reside for the first six months in the county where the offender resided [on the date of the last arrest for a crime resulting in imprisonment] at the time of the offense that resulted in the imprisonment.
- (2) (a) The Board or the Department of Corrections may establish the county of residency by obtaining the last address of record at the time of the offense from all of the available information in the following records:
  - (A) An Oregon driver's license, regardless of its validity;
  - (B) The Department of Revenue;
  - (C) The Department of State Police, Bureau of Criminal Identification;
  - (D) The Department of Human Resources; or
  - (E) The Department of Corrections.
  - (b) If the records do not disclose the county of residency, the Board or the Department shall find the offender resided in the county where she or he committed the crime.
  - (c) If the offender is serving multiple sentences, the county of residence shall be determined according to the date of the last arrest resulting in a conviction.
  - (d) In determining the offender's county of residence for purposes of this rule, the Board may not consider offenses committed by the offender while the offender was incarcerated in a Department of Corrections facility.
- (3) Upon motion of the Board, an offender, a victim, or a district attorney, the Board may waive the residency requirement after finding:
  - (a) the offender provided proof of a job with no set ending date in a county other than the established county of residence;
  - (b) the offender poses a significant danger to the victim;
  - (c) the victim or victim's family poses a significant danger to the offender residing in the county of residence.
  - (d) the offender has a spouse or biological or adoptive family, residing in other than the county of residence, who will be materially significant in aiding in the rehabilitation of the offender and in the success of the parole or post-prison supervision period;
  - (e) the Board requires that the offender participate in a treatment program which is not available in the county of residence;
  - (f) the offender desires release to another state or another state has a detainer; or
  - (g) other good cause.

Statutory Authority: (ORS 144.270(5))

History: (11/1/89; 10/15/91; 10/9/92, 9-15-99 – NOTICE/TEMP, 11-15-99, **02-01-07-PERM**)

Permanently Effective 02/01/07

DIVISION 70

**CONDITIONS OF PAROLE AND POST-PRISON SUPERVISION**

**Offender Return to County of Residence**

**255-070-0003**

- (1) Unless the Board waives the condition, the Board shall order as a condition of parole or post-prison supervision that an offender reside for the first six months in the county where the offender resided on the date of the last arrest for a crime resulting in imprisonment.
  - (2) (a) The Board or the Department of Corrections may establish the county of residency by obtaining the last address of record at the time of the offense from all of the available information in the following records:
    - (A) An Oregon driver's license, regardless of its validity;
    - (B) The Department of Revenue;
    - (C) The Department of State Police, Bureau of Criminal Identification;
    - (D) The Department of Human Resources; or
    - (E) The Department of Corrections.
  - (b) If the records do not disclose the county of residency, the Board or the Department shall find the offender resided in the county where she or he committed the crime.
  - (c) If the offender is serving multiple sentences, the county of residence shall be determined according to the date of the last arrest resulting in a conviction.
  - (d) In determining the offender's county of residence for purposes of this rule, the Board may not consider offenses committed by the offender while the offender was incarcerated in a Department of Corrections facility.
- (3) Upon motion of the Board, an offender, a victim, or a district attorney, the Board may waive the residency requirement after finding
    - (a) the offender provided proof of a job with no set ending date in a county other than the established county of residence;
    - (b) the offender poses a significant danger to the victim;
    - (c) the victim or victim's family poses a significant danger to the offender residing in the county of residence.
    - (d) the offender has a spouse or biological or adoptive family, residing in other than the county of residence, who will be materially significant in aiding in the rehabilitation of the offender and in the success of the parole or post-prison supervision period;
    - (e) the Board requires that the offender participate in a treatment program which is not available in the county of residence;
    - (f) the offender desires release to another state or another state has a detainer; or
    - (g) other good cause.

Statutory Authority: (ORS 144.270(5))

History: (11/1/89; 10/15/91; 10/9/92, 9-15-99 NOTICE/TEMP, 11-15-99)

Permanent effective 11/15/99

OREGON ADMINISTRATIVE RULES  
CHAPTER 255, DIVISION 70 — BOARD OF PAROLE

---

DIVISION 70

Offender Return to County of Residency  
255-70-003

- (1) Unless the Board waives the condition, the Board shall order as a condition of parole or post-prison supervision that an offender reside for the first six months in the county where the offender resided on the date of the last arrest for a crime resulting in imprisonment.
  
- (2) (a) The Board or the Department of Corrections may establish the county of residency by obtaining the last address of record at the time of the offense from all of the available information in the following records:
  - (A) An Oregon driver's license, regardless of its validity;
  - (B) The Department of Revenue;
  - (C) The Department of State Police, Bureau of Criminal Identification;
  - (D) The Department of Human Resources; [and] or
  - (E) The Department of Corrections.
  
- (b) If the records do not disclose the county of residency, the Board or the Department shall find the offender resided in the county where she or he committed the crime.
  
- (3) Upon motion of the Board, an inmate, a victim, or a district attorney, the Board may waive the residency requirement after finding:
  - (a) the inmate provided proof of a job with no set ending date in a county other than the established county of residence;
  - (b) the inmate poses a significant danger to the victim;
  - (c) the victim or victim's family poses a significant danger to the inmate residing in the county of residence;
  - (d) the inmate has a spouse or biological or adoptive family, residing in other than the county of residence, who will be materially significant in aiding in the rehabilitation of the offender and in the success of the parole or post-prison supervision period;
  - (e) the Board requires that the inmate participate in a treatment program which is not available in the county of residence;
  - (f) the inmate desires release to another state or another state has a detainer; or
  - (g) other good cause.

Statutory Authority: (ORS 144.270(5))  
History: (11/1/89; 10/15/91; 10/9/92)

Conditions of Parole  
Permanent effective 10/9/92

OREGON ADMINISTRATIVE RULES  
CHAPTER 255, DIVISION 70 — BOARD OF PAROLE

---

DIVISION 70

Offender Return to County of Residency (ORS 144.270(5))  
255-70-003 (11/1/89; 10/15/91)

- (1) Unless the Board waives the condition, the Board shall order as a condition of parole or post-prison supervision that an offender reside for the first six months in the county where the offender resided on the date of the last arrest for a crime resulting in imprisonment.
- (2) (a) The Board or the Department of Corrections may establish the county of residency [may be established] by obtaining the last address of record at the time of the offense from:
  - (A) An Oregon driver's license , regardless of its validity;
  - (B) The Department of Revenue;
  - (C) The Department of State Police, Bureau of Criminal Identification; [or]
  - (D) The Department of Human Resources [.] ; and
  - (E) The Department of Corrections.
- (b) If the records do not disclose the county of residency [cannot be established], the Board or the Department shall find the offender [shall be considered to have] resided in the county where she or he committed the crime [was committed].
- (3) Upon motion of the Board, an inmate, a victim, or a district attorney, the Board may waive the residency requirement after [making a] finding [that one of the following conditions has been met]:
  - (a) the inmate [provides] provided proof of a job with no set ending date in a county other than the established county of residence;
  - (b) the inmate poses a significant danger to the victim;
  - (c) the victim or victim's family poses a significant danger to the inmate residing in the county of residence;
  - (d) the inmate has a spouse or biological or adoptive family, residing in other than the county of residence, who will be materially significant in aiding in the rehabilitation of the offender and in the success of the parole or post-prison supervision period;
  - (e) the Board requires that the inmate [is required as a condition of parole or post-prison supervision to] participate in a treatment program which is not available in [or located in] the county of residence;
  - (f) the inmate desires [to be released] release to another state or [there is a detainer from] another state has a detainer; or
  - (g) other good cause.

Permanent effective 10/15/91

OREGON ADMINISTRATIVE RULES  
CHAPTER 255, DIVISION 70 — BOARD OF PAROLE

---

DIVISION 70

Offender to Return to County Where Resided at Time of Crime  
255-70-003

- (1) Unless the Board waives the condition, the Board shall order as a condition of parole or post-prison supervision that an offender reside for the first six months in the county where the offender resided on the date of the last arrest for a crime resulting in imprisonment.
  
- (2) (a) The county of residency may be established by obtaining the last address of record at the time of the offense from:
  - (A) An Oregon driver's license, regardless of its validity;
  - (B) The Department of Revenue;
  - (C) The Department of State Police, Bureau of Criminal Identification; or
  - (D) The Department of Human Resources.
  
- (b) If the county of residency cannot be established, the the offender shall be considered to have resided in the county where the crime was committed.
  
- (3) Upon motion of the Board, an inmate, a victim or a district attorney, the Board may waive the residency requirement after making a finding that one of the following conditions has been met:
  - (a) the inmate provides proof of a job with no set ending date in a county other than the established county of residence;
  
  - (b) the inmate poses a significant danger to the victim;
  
  - (c) the victim or victim's family poses a significant danger to the inmate residing in the county of residence.
  
  - (d) the inmate has a spouse or biological or adoptive family residing in other than the county of residence who will be materially significant in aiding in the rehabilitation of the offender and in the success of the parole or post-prison supervision period;
  
  - (e) the inmate is required as a condition of parole or post-prison supervision to participate in a treatment program which is not available in or located in the county of residence;
  
  - (f) the inmate desires to be released to another state or there is a detainer from another state;
  
  - (g) other good cause.



OREGON ADMINISTRATIVE RULES  
CHAPTER 255, DIVISION 70 — BOARD OF PAROLE

---

DIVISION 70

CONDITIONS OF PAROLE

- [255-70-005 Parolee Placement in Community Corrections Centers:  
Standards; Limitations
- (1) A parolee who is in danger of having his/her parole revoked because of difficulty in meeting the conditions of parole or a breakdown in his/her parole program may be placed in a community corrections center upon his/her written consent pursuant to Corrections Division rule on placement and ORS 144.420(3).
  - (2) A quorum of the Board must approve the placement when the parolee is to remain in a community corrections center more than 30 days or before a second placement in a community corrections center during a 12-month period. A quorum of the Board may overrule any placement and order the parolee's release.
  - (3) Voluntary termination of a parolee's placement in a community corrections center shall not be grounds for revocation of parole.]

Permanent effective 5/31/85

OREGON ADMINISTRATIVE RULES  
CHAPTER 255, DIVISION 70 — BOARD OF PAROLE

---

DIVISION 70

Stat. Auth.: ORS Ch. 144  
Hist: 2PB 1-1979, f. & ef. 2-1-79

CONDITIONS OF PAROLE

**Parolee Placement in Community Corrections Centers: Standards; Limitations**

255-70-005 (1) A parolee who is in danger of having his/her parole revoked because of difficulty in meeting the conditions of parole or a breakdown in his/her parole program may be placed in a community corrections center upon his/her written consent pursuant to Corrections Division rule on placement and ORS 144.420(3).

(2) A quorum of the Board must approve the placement when the parolee is to remain in a community corrections center more than 30 days or before a second placement in a community corrections center during a 12-month period. A quorum of the Board may overrule any placement and order the parolee's release.

(3) Voluntary termination of a parolee's placement in a community corrections center shall not be grounds for revocation of parole.

*(Subject to letter of agreement with Corrections Division)*

Permanent effective 2/1/79



DIVISION 70

CONDITIONS OF PAROLE

Guidelines on General Condition Relating to "Best Interest" Return  
255-70-010

[As used in the general conditions of the Order of Parole, revocation of parole when it is "in my best interest or in the best interest of society" shall refer to the following situations:]

- [(1) The parolee is suffering from an emotional or psychological disturbance which makes him/her substantially dangerous to self or others if left in the community and which may be indicated by threatening behavior in the form of:]
  - [(a) Some overt act showing a present capacity to carry out any statements or threats of violence; or]
  - [(b) The substantial duplication of circumstances and conduct which led to the initial incarceration.]
- [(2) The parolee's behavior cannot be adequately controlled if left in the community (e.g., demonstrated failure to follow through on a previously accepted mental health treatment program).]

DIVISION 70

CONDITIONS OF PAROLE

Guidelines on [Standard] General Condition Relating to "Best Interest" Return

255-70-010 As used in the [standard] general conditions of the Order of Parole, revocation of parole when it is "in my best interest or in the best interest of society" shall refer to the following situations:

(1) The parolee is suffering from an emotional or psychological disturbance which makes him/her substantially dangerous to self or others if left in the community and which may be indicated by threatening behavior in the form of:

(a) Some overt act showing a present capacity to carry out any statements or threats of violence; or

(b) The substantial duplication of circumstances and conduct which led to the initial incarceration.

(2) The parolee's behavior cannot be adequately controlled if left in the community (e.g., demonstrated failure to follow through on a previously accepted mental health treatment program).

Temporary effective 11/3/86 to 5/1/87  
Became permanent 4/1/87

OREGON ADMINISTRATIVE RULES  
CHAPTER 255, DIVISION 70 — BOARD OF PAROLE

---

DIVISION 70

CONDITIONS OF PAROLE

255-70-010 Guidelines on Standard Condition Relating to "Best Interest" Return

As used in the standard conditions of the Order of Parole, revocation of parole when it is "in my best interest or in the best interest of society" shall refer to the following situations:

- (1) The parolee is suffering from an emotional or psychological disturbance which makes him/her substantially dangerous to self or others if left in the community and which may be indicated by threatening behavior in the form of:
  - (a) Some overt act showing a present capacity to carry out any statements or threats of violence; or
  - (b) The substantial duplication of circumstances and conduct which led to the initial incarceration; [surrounding previous acting out of dangerous behavior] and,
- (2) The parolee's behavior cannot be adequately controlled if left in the community (e.g., demonstrated failure to follow through on a previously accepted mental health treatment program).

OREGON ADMINISTRATIVE RULES  
CHAPTER 255, DIVISION 70 — BOARD OF PAROLE

---

DIVISION 70

CONDITIONS OF PAROLE

**Guidelines on Standard Condition Relating to "Best Interest" Return**

**255-70-010** As used in the standard conditions of the Order of Parole, revocation of parole when it is "in my best interest or in the best interest of society" shall refer to the following situations:

(1) The parolee is suffering from an emotional or psychological disturbance which makes him/her substantially dangerous to self or others if left in the community and which may be indicated by threatening behavior in the form of:

(a) Some overt act showing a present capacity to carry out any statements or threats of violence; or

(b) The substantial duplication of circumstances and conduct surrounding previous acting out of dangerous behavior; and

(2) The parolee's behavior cannot be adequately controlled if left in the community (e.g., demonstrated failure to follow through on a previously accepted mental health treatment program).

Stat. Auth.: ORS Ch. 144

Hist: 2PB 1-1979, f. & cf. 2-1-79

Permanent effective 2/1/79



DIVISION 70

**CONDITIONS OF PAROLE AND POST-PRISON SUPERVISION**

Establishing Conditions

255-070-0015

- (1) The Board may order an exit interview prior to the inmate's release date to review the inmate's case and set or approve conditions. See Division 60 for exit interview procedures.
- (2) If the Board decides to waive an exit interview, it shall specify the parole condition(s) prior to release and shall include the conditions on an order of supervision.
- (3) If the Board decides to waive an exit interview, it shall specify, in an order given to the offender upon release from incarceration, the post-prison supervision condition(s).
- (4) Once the Board establishes the conditions, the Board may amend the conditions and issue an amended order by:
  - (a) considering a requested modification administratively, if the amendment is requested before the inmate's release on parole or post-prison supervision or if a condition is deleted after release; and
  - (b) citing to a hearing, if the amendment is requested after release and the offender does not consent in writing to the addition of conditions.
- (5) The Hearings Officer may amend the conditions, after a hearing, unless the offender waives the hearing. The Hearings Officer shall send notice of the amendment to the Board.
- (6) If the offender waives the right to a hearing and consents in writing to the addition of conditions, the supervising officer may amend the conditions. The officer shall send notice of the amendment to the Board.
- (7) If the Board does not override the Hearings Officer or supervising officer amended conditions, the Board shall issue an amended order of conditions, however, the condition is in effect from the date the supervising officer or Hearings Officer orders it.
- (8) The Board or the Hearings Officer shall conduct a hearing under section (4) and (5) of this rule applying rules governing violation hearings in Division 75.
- (9) When a supervisory authority requests amended conditions before the inmate is released on parole or post-prison supervision, the supervisory authority shall submit the request in writing or by teletype to the Board prior to the release date.
- (10) An offender may appeal the conditions of parole or post-prison supervision pursuant to the procedures of Division 80.

Statutory Authority: (ORS 144.096, 144.098, 144.102, 144.106, 144.125, 144.185, 144.270, 144.343)

History: (5/19/88, 4/5/90; 4/30/92, temporary, 10/9/92, 11/09/98)

Permanent effective

11-9-98

OREGON ADMINISTRATIVE RULES  
CHAPTER 255, DIVISION 70 — BOARD OF PAROLE

---

DIVISION 70

Establishing Conditions  
255-70-015

- (1) The Board may order an exit interview prior to the prisoner's release date to review the prisoner's case and set or approve conditions. See Division 60 for exit interview procedures.
- (2) If the Board decides to waive an exit interview, it shall specify the parole condition(s) [of parole to be added to the parole order at the prison term hearing] prior to release and shall include the conditions on a parole order.
- (3) If the Board decides to waive an exit interview, it shall specify, in an order given to the offender upon release from incarceration, the post-prison supervision condition(s) [of post-prison supervision]. [The decision may be made by administrative file pass.]
- (4) Once the Board establishes the conditions [have been established], the Board may amend the conditions and issue an amended order [may be altered according to the following procedures] by:
  - (a) [by administrative file pass] considering a requested modification administratively, if the [alteration] amendment is requested before the prisoner's release on parole or post-prison supervision or if a condition is deleted after release; and
  - (b) [at a cite to show cause] citing to a hearing, if the [alteration] amendment is requested after release and the offender does not consent in writing to the addition of conditions [pursuant to Exhibit P].
- (5) The Hearings Officer may amend the conditions, after a hearing, unless the offender waives the hearing. The Hearings Officer shall send notice of the amendment to the Board.
- (6) If the offender waives the right to a hearing and consents in writing to the addition of conditions, the supervising officer may amend the conditions. The officer shall send notice of the amendment to the Board.
- (7) If the Board does not override the Hearings Officer or supervising officer amended conditions, the Board shall issue an amended order of conditions, however, the condition is in effect from the date the supervising officer or Hearings Officer orders it.

Conditions of Parole

Permanent effective 10/9/92

OREGON ADMINISTRATIVE RULES  
CHAPTER 255, DIVISION 70 — BOARD OF PAROLE

---

DIVISION 70

- [(5)](8) The Board or the Hearings Officer shall conduct [A cite to show cause] a hearing under section [(1)] (4) and (5) of this rule [shall be conducted] [pursuant to] applying the rules governing [parole revocation] violation hearings in Division 75.
- [(6)](9) When a [parole officer or] supervisory authority requests [would like the Board to add] amended conditions [to the order,] before the prisoner is released on parole or post-prison supervision, the supervisory authority shall submit the request [must be submitted] in writing or by teletype to the Board [at least two weeks] prior to the release date.
- [(7)](10) An offender may appeal [T]the conditions of parole or post-prison supervision [may be appealed] pursuant to the procedures of Division 80.

Statutory Authority: (ORS 144.096, 144.098, 144.102, 144.106, 144.125,  
144.185, 144.270, 144.343)

History: (5/19/88; 4/5/90; 4/30/92, temporary; 10/9/92)

OREGON ADMINISTRATIVE RULES  
CHAPTER 255, DIVISION 70 — BOARD OF PAROLE

---

DIVISION 70

Establishing Conditions

255-70-015

- (1) The Board may order an exit interview prior to the prisoner's release date to review the prisoner's case and set or approve conditions. See Division 60 for exit interview procedures.
- (2) If the Board decides to waive an exit interview, it shall specify the condition(s) of parole [to be added to the parole order] at the prison term hearing and shall include the conditions on a parole order.
- (3) If the Board decides to waive an exit interview, it shall specify, in an order given to the offender upon release from incarceration, the condition(s) of post-prison supervision. The decision may be made by administrative file pass.
- (4) Once the Board establishes the conditions [have been established], the Board may amend the conditions and issue an amended order [may be altered according to the following procedures] by:
  - (a) [by administrative file pass] considering a requested modification administratively, if the [alteration] amendment is requested before the prisoner's release on parole or post-prison supervision or if a condition is deleted after release; and
  - (b) [at a cite to show cause] citing to a hearing, if the [alteration] amendment is requested after release and the offender does not consent in writing to the addition of conditions [pursuant to Exhibit P].
- (5) The Hearings Officer may amend the conditions, after a hearing. The Hearings Officer shall send notice of the amendment to the Board for approval.
- (6) If the offender waives the right to a hearing and consents in writing to the addition of conditions, the supervising officer may amend the conditions. The officer shall send notice of the amendment to the Board for approval.
- (7) If the Board approves the Hearings Officer or supervising officer amended conditions, the Board shall issue an amended order of conditions, however, the condition is in effect from the date the supervising officer or Hearings Officer orders it.

Temporary effective 4/30/92 to 10/26/92  
superceded by permanent filing 10/9/92

OREGON ADMINISTRATIVE RULES  
CHAPTER 255, DIVISION 70 — BOARD OF PAROLE

---

DIVISION 70

- [(5)](8) The Board or the Hearings Officer shall conduct [A cite to show cause] a hearing under section [(1)] (4) and (5) of this rule [shall be conducted] [pursuant to] applying the rules governing [parole revocation] violation hearings in Division 75.
- [(6)](9) When a [parole officer or] supervisory authority requests [would like the Board to add] amended conditions [to the order,] before the prisoner is released on parole or post-prison supervision, the supervisory authority shall submit the request [must be submitted] in writing or by teletype to the Board [at least two weeks] prior to the release date.
- [(7)](10) An offender may appeal [T]the conditions of parole or post-prison supervision [may be appealed] pursuant to the procedures of Division 80.
- (11) The temporary amendments made to this rule on April 30, 1992 shall apply only to supervisory authorities conducting intermediate sanction guidelines pilot projects pursuant to written agreement with the Board. All other supervisory authorities shall continue to use the permanent rule filed and effective on April 5, 1990.

Statutory Authority: (ORS 144.096, 144.098, 144.102, 144.106, 144.125,  
144.185, 144.270, 144.343)

History: (5/19/88; 4/5/90; 4/30/92, temporary)

Temporary effective 4/30/92 to 10/26/92  
superceded by permanent filing 10/9/92

OREGON ADMINISTRATIVE RULES  
CHAPTER 255, DIVISION 70 — BOARD OF PAROLE

---

DIVISION 70

Establishing Conditions

255-70-015 (5/19/88; 4 /5/90)

- (1) The Board may order an exit interview prior to the prisoner's [parole] release date to review the prisoner's case and set or approve [parole] conditions. See Division 60 for exit interview procedures.
- (2) If the Board decides to waive an exit interview, it shall specify the condition(s) of parole to be added to the parole order at the prison term hearing.
- (3) If the Board decides to waive an exit interview, it shall specify, in an order given to the offender upon release from incarceration, the condition(s) of post-prison supervision. The decision may be made by administrative file pass.
- [(3)](4) Once the conditions [of parole] have been established, the conditions may be altered according to the following procedures:
  - (a) by administrative file pass, if the alteration is before the prisoner's release on parole or post-prison supervision or if a condition is deleted after release; and
  - (b) at a cite to show cause hearing, if the alteration is after [parole] release and the offender does not consent to the addition of conditions pursuant to Exhibit P.
- [(4)](5) A cite to show cause hearing under section (1) of this rule shall be conducted pursuant to the rules governing parole revocation hearings in Division 75.
- [(5)](6) When a parole officer or supervisory authority would like the Board to add conditions to the [parole] order, before the prisoner is released on parole or post-prison supervision, the request must be submitted in writing or by teletype to the Board at least two weeks prior to the release date.
- (7) The conditions of parole or post-prison supervision may be appealed pursuant to the procedures of Division 80.

Permanent effective 4/5/90

OREGON ADMINISTRATIVE RULES  
CHAPTER 255, DIVISION 70 — BOARD OF PAROLE

---

DIVISION 70

Establishing the Conditions of Parole  
255-70-015

- (1) The Board may order an exit interview prior to the prisoner's parole release date to review the prisoner's case and set parole conditions.
- (2) If the Board decides to waive an exit interview, it shall specify the condition(s) of parole to be added to the parole order the prison term hearing.
- (3) Once the conditions of parole have been established, the conditions may be altered according to the following procedures:

  - (a) by administrative file pass, if the alteration is before the prisoner's release on parole; and
  - (b) at a cite to show cause hearing, if the alteration is after parole release.
- (4) A cite to show cause hearing under subsection (1) of this section shall be conducted pursuant to the rules governing parole revocation hearings in Division 75.
- (5) When a parole officer would like the Board to add conditions to the parole order, before the prisoner is released on parole, the request must be submitted to the Board at least two weeks prior to the release date.

Permanent effective 5/19/88