



Oregon Board of Parole

& POST-PRISON SUPERVISION

Board Business Meeting Minutes Monday, April 27, 2015

Call to Order and Note of Attendance: The meeting was called to order at 10:05 a.m., and note of attendance made: Board Chair, Kristin Wings-Yanez; Board member, Michael Wu; Department of Corrections (DOC) Release Services Manager, Hank Harris; Board Executive Director, Brenda Carney; Board staff, Shawna Harnden. Absent today is Board member, Sid Thompson.

Meeting Minutes: Minutes from March 30, 2015; edits previously suggested. Wings-Yanez moved to adopt, Carney seconded.

Chairperson Comments:

- Legislative session is going well. Biggest discussions are around the Sex Offender Notification Level System amendments and HB3436, which mandates a 5 member Board. HB2320 is the bill that holds the state agencies' clean-up amendments for the Notification Level System.
- Recreational marijuana use becomes legal under Oregon law in July. Wings-Yanez will be meeting with Jeremiah Stromberg, DOC Assistant Director of Community Corrections, and Chris Hoy, Oregon Association of Community Corrections Directors (OACCD) to discuss any policy changes that may need to occur.
- Association of Paroling Authorities International (APAI) has its yearly conference in Columbus Ohio from May 17 – 20, 2015. Wings-Yanez will be attending.
- Attended the Justice Re-investment Summit Kickoff on April 6, 2015. There were representatives from every county, the legislature, and other stakeholders. Counties discussed their progress and plans for the reinvestment dollars.
- Board Member Michael Wu is scheduled to attend the National Crime Victim Law Institute (NCVLI) annual conference May 28 – May 29, 2015.

Executive Director's Update:

- Budget – work session was on April 21, 2015; the Legislative Fiscal Officer has recommended the Governor's Recommended Budget, which includes the reclassification of one position, Board members' salary adjustments, and additional partial funding for psychological evaluation contracts.
- Meeting on May 8, 2015 with 12 counties regarding the Intergovernmental Agreement (IGA) payments for hearings officers that conduct Morrissey hearings on behalf of the Board. There are three options on the table, all of which include a significant reduction

in funding to the counties. This reduction stems from our budget being reduced and an overall 19% reduction in the amount of sanctions that require a hearings officer.

- Psychological evaluation contracts had been submitted to the Contract Department last month; however, due to a new template being required, they are still working on the drafts.
- Reclassifications – HR reported that they will be recommending a re-classification on two of the four positions to Department of Administrative Services (DAS). The two positions are the Hearings Specialist and Victims Specialist. HR will not support a re-class of the Records Specialist and Reception positions, but we are still waiting for the final analysis.
- Records office is completely caught up on the back log. They have reverted back to their permanent part-time job share schedule.
- New Employee Orientation (NEO) – two staff members, Adam Alexander and Delmar Grady, will be attending NEO from May 4 – May 15, 2015
- Retirement party for Debbie Wojciechowski, the Board’s Victims Specialist, will be Wednesday, May 6, 2015, from 3-5pm. Debbie has been with the Board for almost 26 years. Starting May 1, 2015, Debbie will be working for the Board as a part-time temporary employee.
- PBMIS re-write is going well. User testing is underway. DOC advised they are unable to proceed with regular updates for their system until the PBMIS development is done.
- Carney has been working on creating rough draft language for rules on the Sex Offender Notification Level System. Wings-Yanez advised that the initial classification of offenders leaving DOC custody/new registrants was to begin on January 1, 2014. Due to the timeframe, once the amendments get finalized, the rules will have to be temporary adopted and retroactive.

DOC Update:

- Harris has been working on automation for release plan tracking. Testing has begun in hopes of being ready to start working with the Board on an electronic process for release plans.
- Bethany Smith headed up a workgroup for a multi-disciplinary team regarding victim contact while the offender is incarcerated and then contact once they are out on supervision.

Old Business:

- OAR 255-005-0005 (59) Definition of Victim: The issue of what individuals fall under our definition of a victim was brought to the Board over a year ago. A working draft for changing the language for this item is now available. Wings-Yanez advised she would like everyone to review and proceed with the rule process at the next meeting.

New Business:

- Nothing to report.

Future Board Meetings:

- Tuesday, May 26 @ 10:00 a.m.

Meeting adjourned at 10:35 a.m.

BOARD OF PAROLE AND POST-PRISON SUPERVISION

DIVISION 5

DEFINITIONS

255-005-0005

Definitions

(59) "Victim":

(A) Any person determined by the prosecuting attorney, the court or the Board to have suffered direct financial, psychological, or physical harm as a result of a crime that is the subject of a proceeding conducted by the State Board of Parole and Post-Prison Supervision.

(B) Any person determined by the Board to have suffered direct financial, social, psychological, or physical harm as a result of some other crime connected to the crime that is the subject of a proceeding conducted by the State Board of Parole and Post-Prison Supervision. The term "some other crime connected to the crime that is the subject of the proceeding" includes: other crime(s) connected through plea negotiations, or admitted at trial to prove an element of the offense. The Board may request information from the District Attorney of the committing jurisdiction to provide substantiation for such a determination.

(C) Any person determined by the Board to have suffered direct financial, social, psychological, or physical harm as a result of some other crime connected to the sentence for which the offender seeks release that is the subject of a proceeding conducted by the State Board of Parole and Post-Prison Supervision. The term "connected to the sentence for which the offender seeks release" includes other crime(s) which were used as a basis for: a departure sentence, a merged conviction, a concurrent or a consecutive sentence, an upper end grid block sentence, a dangerous offender sentence, a sentence following conviction for murder or aggravated murder. The Board may request information from the District Attorney of the committing jurisdiction to provide substantiation for such a determination.

Stat. Auth.: ORS 144.050 & 144.140

Stats. Implemented:

Hist.: 2PB 2-1986(Temp), f. & ef. 11-13-86; 2PB 3-1986(Temp), f. & ef. 12-2-86; PAR 6-1988, f. & ef. 5-19-88; PAR 7-1988, f. & ef. 7-1-88; PAR 8-1988, f. & ef. 7-1-88; PAR 9-1988(Temp), f. & ef. 7-14-88; PAR 12-1988(Temp), f. & ef. 7-20-88; PAR 13-1988(Temp), f. & ef. 8-5-88; PAR 14-1988(Temp), f. & ef. 9-20-88; PAR 18-1988, f. & ef. 12-6-88; PAR 4-1989, f. & ef. 11-1-89; PAR 5-1990, f. & cert. ef. 10-5-90; PAR 5-1991, f. & cert. ef. 10-15-91; PAR 8-1992, f. & cert. ef. 10-9-92; PAR 1-1997, f. 3-11-97, cert. ef. 3-14-97; PAR 11-1997(Temp), f. & cert. ef. 11-14-97; PAR 1-1998, f. & cert. ef. 5-1-98; PAR 4-2000, f. & cert. ef. 2-15-00; PAR 1-2005, f. & cert. ef. 4-25-05; PAR 4-2010(Temp), f. 7-2-10, cert. ef. 7-6-10 thru 1-1-11; PAR 10-2010, f. & cert. ef. 12-1-10