

EXHIBIT D

GUIDELINE MATRIX
STANDARD VARIATIONS FROM THE RANGES UNDER RULE 255-35-016
ORS 144.120, 144.785
5/1/91, temporary; 10/15/91

CRIME CATEGORY	CRIMINAL HISTORY/RISK ASSESSMENT SCORE			
	11-9 Excellent	8-6 Good	5-3 Fair	2-0 Poor
1. (Panel)	3*	3	3	3
2. (Panel)	3	3	3	4
3. (Panel)	3	3	3	6
4. (Panel)	3	3	4	6
5. (Panel)	4	6	6	8
6. (Panel)	24	24	24	24
7. (Board)	36	36	36	36
8. (Board)	36	36	36	36

*All numbers represent standard variations in months.

The maximum variations allowed in crime categories 1 through 6 are:

- (a) For a panel: two standard variations.
- (b) For a panel with a concurring vote (3 concurring votes): three times the standard variation.
- (c) For four (4) concurring votes: four times the standard variation.
- (d) For five (5) concurring votes after a hearing before the Board pursuant to OAR 255-30-015; five times the standard variation.

The maximum variations allowed for Category 7 and 8 crimes are:

- (a) For a majority of concurring votes: up to two times the standard variation of 36 months (72 months).
- (b) For a unanimous concurring vote: up to three times the standard variation of 36 months (108 months).

The Board may deny parole pursuant to OAR 255-35-030.

EXHIBIT 0

GUIDELINE MATRIX
STANDARD VARIATIONS FROM THE RANGES UNDER RULE 255-35-035
(5/1/91, temporary; 10/15/91)

CRIME CATEGORY	CRIMINAL HISTORY/RISK ASSESSMENT SCORE			
	11-9 Excellent	8-6 Good	5-3 Fair	2-0 Poor
1 (Panel)	3*	3	3	3
2 (Panel)	3	3	3	4
3 (Panel)	3	3	3	6
4 (Panel)	3	3	4	6
5 (Panel)	4	6	6	8
6 (Panel)	24	24	24	24
7 (Board)	36	36	36	36
8 (Board)	36	36	36	36

*All numbers represent standard variations in months.

The maximum variations allowed for crime categories 1 through 6 are:

- (a) For a panel: two standard variations.
- (b) For a panel with a concurring vote (3 concurring votes): three times the standard variation.
- (c) For four (4) concurring votes: four times the standard variation.
- (d) For five (5) concurring votes after a hearing before the Board pursuant to OAR 255-30-015; five times the standard variation.

The maximum variations allowed for Category 7 and 8 crimes are :

- (a) [For three (3) concurring votes: the standard variation of 36 months.
- (b)] For [four (4)] a majority of concurring votes: up to two times the standard variation of 36 months (72 months).
- [[c)](b) For [five (5)] a unanimous concurring [votes] vote: up to three times the standard variation of 36 months (108 months).]

The Board may deny parole pursuant to OAR 255-35-030.

10/15/91

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Variations from the Range

Permanent effective 10/15/91

EXHIBIT D

GUIDELINE MATRIX
 STANDARD VARIATIONS FROM THE RANGES UNDER RULE 255-35-035
 (5/1/91, temporary)

CRIME CATEGORY	CRIMINAL HISTORY/RISK ASSESSMENT SCORE			
	11-9 Excellent	8-6 Good	5-3 Fair	2-0 Poor
1 (Panel)	3*	3	3	3
2 (Panel)	3	3	3	4
3 (Panel)	3	3	3	6
4 (Panel)	3	3	4	6
5 (Panel)	4	6	6	8
6 (Panel)	24	24	24	24
7 (Board)	36	36	36	36
8 (Board)	36	36	36	36

*All numbers represent standard variations in months.

The maximum variations allowed [for crime categories 1 through 6] are:

- (a) For a panel: two standard variations.
- (b) For a panel with a concurring vote (3 concurring votes): three times the standard variation.
- (c) For four (4) concurring votes: four times the standard variation.
- (d) For five (5) concurring votes after a hearing before the Board pursuant to OAR 255-30-015; five times the standard variation.

[The maximum variations allowed for Category 7 and 8 crimes are :

- (a) For three (3) concurring votes: the standard variation of 36 months.
- (b) For four (4) concurring votes: two times the standard variation of 36 months (72 months).
- (c) For five (5) concurring votes: three times the standard variation of 36 months (108 months).]

The Board may deny parole pursuant to OAR 255-35-030.

Temporary effective 5/1/91 to 10/27/91
 superceded by permanent filing 10/15/91

EXHIBIT D

GUIDELINE MATRIX
STANDARD VARIATIONS FROM THE RANGES UNDER RULE 255-35-035

CRIMINAL HISTORY/RISK ASSESSMENT SCORE
11-9 8-6 5-3 2-0
Excellent Good Fair Poor

CRIME CATEGORY		STANDARD VARIATIONS			
1	(Panel)	3*	3	3	3
2.	(Panel)	3	3	3	4
3.	(Panel)	3	3	3	6
4.	(Panel)	3	3	4	6
5.	(Panel)	4	6	6	8
6.	(Panel)	<u>24</u>	<u>24</u>	<u>24</u>	<u>24</u>
7.	(Board)	36	36	36	36
8.	(Board)	36	36	36	36

*All numbers represent standard variations in months.

The maximum variation allowed in crime categories 1 through 6 are:

- (a) For a panel: two standard variations.
- (b) For a panel with a concurring vote (3 concurring votes): three times the standard variation.
- (c) For four (4) concurring votes: four times the standard variation.
- (d) For five (5) concurring votes after a hearing before the Board pursuant to OAR 255-30-015; five times the standard variation.

The maximum variations allowed a Board pursuant for Category 7 and 8 crimes are:

- (a) For three (3) concurring votes: the standard variation of 36 months.
- (b) For four (4) concurring votes: two times the standard variation of 36 months (72 months).
- (c) For five (5) concurring votes: three times the standard variation of 36 months (108 months).

The Board may deny parole pursuant to OAR 255-35-030.

9/12/88

Temporary effective 9/20/88 to 3/18/89
but became permanent 12/6/88

EXHIBIT D

GUIDELINE MATRIX
STANDARD VARIATIONS FROM THE RANGES UNDER RULE 255-35-035

CRIME CATEGORY		CRIMINAL HISTORY/RISK ASSESSMENT SCORE			
		11-9 Excellent	8-6 Good	5-3 Fair	2-0 Poor
1	(Panel)	3*	3	3	3
2.	(Panel)	3	3	3	4
3.	(Panel)	3	3	3	6
4.	(Panel)	3	3	4	6
5.	(Panel)	4	6	6	8
6.	(Panel)	5	6	10	12
7.	(Board)	36	36	36	36
8.	(Board)	36	36	36	36

*All numbers represent standard variations in months.

The maximum variation allowed in crime categories 1 through 6 are:

- (a) For a panel: two standard variations.
- (b) For a panel with a concurring vote (3 concurring votes): three times the standard variation.
- (c) For four (4) concurring votes: four times the standard variation.
- (d) For five (5) concurring votes after a hearing before the Board pursuant to OAR 255-30-015; five times the standard variation.

The maximum variations allowed a Board pursuant for Category 7 and 8 crimes are:

- (a) For three (3) concurring votes: the standard variation of 36 months.
- (b) For four (4) concurring votes: two times the standard variation of 36 months (72 months).
- (c) For five (5) concurring votes: three times the standard variation of 36 months (108 months).

The Board may deny parole pursuant to OAR 255-35-030.

EXHIBIT D

GUIDELINE MATRIX
STANDARD VARIATIONS FROM THE RANGES UNDER RULE 255-35-035

CRIMINAL HISTORY/RISK ASSESSMENT SCORE

11-9 8-6 5-3 2-0
Excellent Good Fair Poor

CRIME CATEGORY	STANDARD VARIATIONS			
1 (Panel)	3*	3	3	3
2 (Panel)	3	3	3	4
3 (Panel)	3	3	3	6
4 (Panel)	3	3	4	6
5 (Panel)	4	6	6	8
(Panel)	5	6	10	12
7 (Full Board)	36	36	36	36

*All numbers represent standard variations in months.

The maximum variation allowed in crime categories 1 through 6 are:

- (a) For a panel: the standard variation.
- (b) For a panel with a concurring vote (3 concurring votes): two times the standard variation.
- (c) For four (4) concurring votes: Three times the standard variation.
- (d) For five (5) concurring votes after a hearing before the Full Board; four times the standard variation.

The maximum variations allowed the full Board for category 7 crimes are:

- (a) For three (3) concurring votes: the standard variation of 36 months.
- (b) For four (4) concurring votes: two times the standard variation of 36 months (72 months).
- (c) For five (5) concurring votes: three times the standard variation of 36 months (108 months).

The Board may deny parole pursuant to OAR 255-35-030.

EXHIBIT D

GUIDELINE MATRIX
STANDARD VARIATIONS FROM THE RANGES UNDER RULE 255-35-035

		CRIMINAL HISTORY/RISK ASSESSMENT SCORE			
		11-9 Excellent	8-6 Good	5-3 Fair	2-0 Poor
CRIME CATEGORY		STANDARD VARIATIONS			
1	(Panel)	3*	3	3	3
2.	(Panel)	3	3	3	4
3.	(Panel)	3	3	3	6
4.	(Panel)	3	3	4	6
5.	(Panel)	4	6	6	8
6.	(Panel)	5	6	10	12
7.	(Board)	36	36	36	36

*All numbers represent standard variations in months.

(1) The maximum variation allowed in crime categories 1 through 6 are:
(a) For a panel: the standard variation.

(b) For a panel with a concurring vote (3 concurring votes): two times the standard variation.

(c) For four (4) concurring votes: Three times the standard variation.

(d) For five (5) concurring votes after a hearing before a Board pursuant to OAR 255-30-015; four times the standard variation.

(2) The maximum variations allowed a Board pursuant to OAR 255-30-015 for Category 7 crimes are:

(a) For three (3) concurring votes: the standard variation of 36 months.

(b) For four (4) concurring votes: two times the standard variation of 36 months (72 months).

(c) For five (5) concurring votes: three times the standard variation of 36 months (108 months).

(3) The Board may deny parole pursuant to OAR 255-35-030.

80 Temporary effective 11/13/86 to 12/1/86.

Revert to previous exhibit until 7/1/88

EXHIBIT D

GUIDELINE MATRIX
STANDARD VARIATIONS FROM THE RANGES UNDER RULE 255-35-035

CRIMINAL HISTORY/RISK ASSESSMENT SCORE

11-9 8-6 5-3 2-0
Excellent Good Fair Poor

CRIME CATEGORY	STANDARD VARIATIONS			
1 (Panel)	3*	3	3	3
2 (Panel)	3	3	3	4
3 (Panel)	3	3	3	6
4 (Panel)	3	3	4	6
5 (Panel)	4	6	6	8
6 (Panel)	5	6	10	12
7 (Full Board)	36	36	36	36

*All numbers represent standard variations in months.

The maximum variation allowed in crime categories 1 through 6 are:

- (a) For a panel: the standard variation.
- (b) For a panel with a concurring vote (3 concurring votes): two times the standard variation.
- (c) For four (4) concurring votes: Three times the standard variation.
- (d) For five (5) concurring votes after a hearing before the Full Board; four times the standard variation.

The maximum variations allowed the full Board for category 7 crimes are:

- (a) For three (3) concurring votes: the standard variation of 36 months.
- (b) For four (4) concurring votes: two times the standard variation of 36 months (72 months).
- (c) For five (5) concurring votes: three times the standard variation of 36 months (108 months).

The Board may deny parole pursuant to OAR 255-35-030.

Amending Exhibit D under rule 255-35-035 as follows:

EXHIBIT D

GUIDELINE MATRIX
STANDARD VARIATIONS FROM THE RANGES UNDER RULE 255-35-035

CRIME CATEGORY	CRIMINAL HISTORY/RISK ASSESSMENT SCORE			
	11-9 Excellent	8-6 Good	5-3 Fair	2-0 Poor
1 Panel	3*	3	3	3
2 Panel	3	3	3	4
3 Panel	3	3	3	6
4 Panel	3	3	4	6
5 Panel	4	6	6	8
6 Panel	5	6	10	12
7 Full Board	36	36	36	36

*All numbers represent standard variations in months.

[Board variations may be twice the panel variation.]

The maximum variation allowed in crime categories 1 through 6 are:

- (a) For a panel: the standard variation.
- (b) For a two-member panel with a concurring vote (3 concurring votes): two times the standard variation.
- (c) For four concurring votes after a hearing before the full Board: three times the standard variation.
- (d) For five concurring votes after a hearing before the full Board: The Board may set aside the applicable range and/or variations therefrom and set a release date up to 50% of the maximum sentence.

The maximum variations allowed the full Board for category 7 crimes are:

- (a) For three concurring votes: the standard variation of 36 months.
- (b) For four concurring votes: two times the standard variation of 36 months (72 months).
- (c) For five concurring votes: three times the standard variation of 36 months (108 months).

The Board may deny parole pursuant to OAR 255-35-030.

EXHIBIT D

GUIDELINES MATRIX

STANDARD VARIATIONS FROM THE RANGES UNDER RULE 255-35-035

CRIMINAL HISTORY/RISK ASSESSMENT SCORE

11-9	8-6	5-3	2-0
Excellent	Good	Fair	Poor

CRIME CATEGORY	STANDARD VARIATIONS			
1 PANEL	3*	3	3	3
2 PANEL	3	3	3	4
3 PANEL	3	3	3	6
4 PANEL	3	3	4	6
5 PANEL	4	6	6	8
6 PANEL	5	6	10	12
7 FULL BOARD	36	36	36	36

*All numbers represent standard variations in months.

[Board variations may be twice the panel variation.]

The maximum variation allowed in crime categories 1 through 6 are:

- (a) For a panel: the standard variation.
- (b) For a two-member panel with a concurring vote (3 concurring votes): two times the standard variation.
- (c) For four concurring votes after a hearing before the full Board: three times the standard variation.
- (d) For five concurring votes after a hearing before the full Board: four times the standard variation.

The maximum variations allowed the full Board for category 7 crimes are:

- (a) For three concurring votes: the standard variation of 36 mo.
- (b) For four concurring votes: two times the standard variation of 36 months (72 months).
- (c) For five concurring votes: three times the standard variation of 36 months (108 months).

OREGON ADMINISTRATIVE RULES
CHAPTER 255-BOARD OF PAROLE

EXHIBIT D - GUIDELINES MATRIX

MAXIMUM VARIATIONS FROM THE RANGES UNDER RULE 255-35-035

		CRIMINAL HISTORY/RISK ASSESSMENT SCORE			
		11-9 EXCELLENT	8-6 GOOD	5-3 FAIR	2-0 POOR
<u>CRIME CATEGORY</u>					
1	PANEL	3*	3	3	3
2	PANEL	3	3	3	4
3	PANEL	3	3	3	6
4	PANEL	3	3	4	6
5	PANEL	4	6	6	8
6	PANEL	5	6	10	12
7	FULL BOARD	3 yrs**	3 yrs	3 yrs	3 yrs/NA

* All numbers in categories 1 - 6 represent allowed panel variations in months. Board variations may be twice the panel variation.

** Crime category 7 is subject to full Board action only.

Temporary effective 5-1-80 to 8-28-80
Permanent effective 5/15/80

**OREGON ADMINISTRATIVE RULES
CHAPTER 255 — BOARD OF PAROLE**

EXHIBIT D

GUIDELINES MATRIX

MAXIMUM VARIATIONS FROM THE RANGES UNDER RULE 255-35-035

CRIMINAL HISTORY/RISK ASSESSMENT SCORE

	11-9	8-6	5-3	2-0
	Excellent	Good	Fair	Poor

OFFENSE SEVERITY RATING		(All ranges in Categories 1-6 shown in months)			
Category 1	Panel	<u>+2</u>	<u>+2</u>	<u>+3</u>	<u>+4</u>
	Full Board	<u>+4*</u>	<u>+4</u>	<u>+6</u>	<u>+8</u>
Category 2	Panel	<u>+2</u>	<u>+3</u>	<u>+4</u>	<u>+6</u>
	Full Board	<u>+4</u>	<u>+6</u>	<u>+8</u>	<u>+12</u>
Category 3	Panel	<u>+3</u>	<u>+4</u>	<u>+6</u>	<u>+8</u>
	Full Board	<u>+6</u>	<u>+8</u>	<u>+12</u>	<u>+16</u>
Category 4	Panel	<u>+4</u>	<u>+6</u>	<u>+8</u>	<u>+10</u>
	Full Board	<u>+8</u>	<u>+12</u>	<u>+16</u>	<u>+20</u>
Category 5	Panel	<u>+6</u>	<u>+8</u>	<u>+10</u>	<u>+14</u>
	Full Board	<u>+12</u>	<u>+16</u>	<u>+20</u>	<u>+26</u>
Category 6	Panel	<u>+12</u>	<u>+14</u>	<u>+18</u>	<u>+24</u>
	Full Board	<u>+24</u>	<u>+26</u>	<u>+30</u>	<u>+36</u>
Category 7	Full Board	<u>+3 yrs</u>	<u>+3 yrs</u>	<u>+3 yrs</u>	<u>+3 yrs/NA</u>

*This figure indicates maximum upward or downward variations that may ordinarily be imposed by the full Board.

Permanent effective 2/1/79