



# OREGON DEPARTMENT OF CORRECTIONS

## Update on Commutations - March 11, 2021

\*\*\*UPDATED 3/18/21: Additional clarification has been added to the new criteria that were reported on March 11 (listed below in **bold**). The clarifications are listed below in *italics*\*\*\*

Governor Brown has changed, **and added new criteria**, for the review of adults in custody to be considered for early release. The Department of Corrections (DOC) will review individuals who are within 6 months of release and meet the following criteria:

- **Received a judgment that either does not allow for Short Term Transitional Leave (STTL) or allows for only 30 or 90 days of STTL;**
  - *In April, we will start Round 6 of commutations. For this round and future rounds, AICs will not be included who are eligible for **120-day** Short Term Trans Leave (STTL). If an AIC's judgement only allows for 30 or 90 days of STTL they will still be eligible for commutation.*
- **Received a judgment that does not allow for participation in the Alternative Incarceration Program (AIP);**
  - *For adults in custody (AICs) who have already been notified that they are approved for commutation and are in Alternative Incarceration Program (AIP), they are still eligible for commutation.*
  - *There are additional letters of approval being sent out the weeks of 3/15/21 and 3/22/21.*
  - *In April, we will start Round 6 of commutations. For this round and future rounds, AICs will not be included who are eligible for AIP.*
- Not be serving a sentence for a person crime;
- Have a record of good conduct for the last 12 months;
- Have a suitable housing plan prior to the date set for their early release;
- Have their out-of-custody health care needs assessed and adequately addressed prior to the date set for their early release; and
- Not present an unacceptable safety, security, or compliance risk to the community.

Please know that the criteria for medically vulnerable has not changed and individuals who meet the criteria will continue to be considered. DOC is providing Governor Brown with a list of individuals qualifying under the criteria listed above on a two-month rolling basis.

AICs can contact local institution health care staff for any questions about medical vulnerability. Due to the high volume of communications received regarding commutations, we are not able to reply to individually to AIC's questions. Please know that you will be notified in writing if you have been approved for commutation under this COVID early release program.

## Potential Early Release for Firefighters

Governor Brown will also consider early release for AICs who were deployed to fight the historic wildfires during the summer of 2020. AICs must meet the following criteria:



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- For the duration of their deployment during the 2020 wildfire season, met the criteria for fire crew participation, as outlined by DOC policy and procedures;
- Have a record of good conduct for the last 12 months;
- Have a suitable housing plan prior to the date set for their early release;
- Have their out-of-custody health care needs assessed and adequately addressed prior to the date set for their early release; and
- Not present an unacceptable safety, security, or compliance risk to the community.

This list will be provided to the Governor's Office by April 16, 2021. DOC's Executive Team will review the names of firefighters to ensure they meet the Governor's criteria. The strict criteria in this case-by-case review will greatly reduce the number of AICs who move forward for consideration. Many of those who fought fires will not have their sentence commuted, but this it should not take away from their courageous efforts during the summer of 2020.