



PERMANENT ADMINISTRATIVE ORDER

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CHAPTER 291

DEPARTMENT OF CORRECTIONS

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RULES:

291-167-0005, 291-167-0010, 291-167-0015

AMEND: 291-167-0005

RULE TITLE: Authority, Purpose and Policy

NOTICE FILED DATE: 06/17/2026

RULE SUMMARY: Amends rule for minor grammatical edits; and to align language in this rule with other department rules.

RULE TEXT:

(1) Authority: The authority for these rules is granted to the Director of Department of Corrections in accordance with ORS 169.070, 179.040, 423.020, 423.030, and 423.075.

(2) Purpose: To provide coordinated state services to local governments with respect to local correctional facilities and juvenile detention facilities within the State of Oregon.

(3) Policy: It is the policy of the Department of Corrections to designate employees within the state to:

(a) Provide technical assistance to local governments in planning and operation of county correctional facilities.

(b) Inspect local facilities for compliance with standards established in ORS 169.070, 169.076 to 169.078, 169.740, 419A.052, 419A.061 and 419B.180.

- (c) Take appropriate action to ensure compliance as provided in ORS 169.080;
- (d) Review plans for new construction or major renovation of local correctional facilities, temporary holds, lockups, and juvenile detention facilities providing advisory recommendation on safety and security as provided in ORS 169.085.
- (e) Develop, publish, distribute, and maintain a manual of recommended guidelines for the operation of local correctional facilities, lockups, temporary holds, and juvenile detention facilities as provided in ORS 169.090.

STATUTORY/OTHER AUTHORITY: ORS 169.070, 179.040, 423.020, 423.030, 423.075

STATUTES/OTHER IMPLEMENTED: ORS 169.070 - 169.750, 179.040, 419A.052, 419A.061, 419B.180, 423.020, 423.030, 423.075

AMEND: 291-167-0010

RULE TITLE: Definitions

NOTICE FILED DATE: 06/17/2026

RULE SUMMARY: Amends rule to change the term "inmate" to "adult in custody"; and make minor grammatical edits.

RULE TEXT:

- (1) Adult in Custody: For the purposes of these rules, a person held with criminal charges or sentenced to the facility.
- (2) Detainee: A person held with no criminal charges.
- (3) Juvenile Detention Facility: A facility as described in ORS 419A.050 and 419A.052 and which includes local correctional facilities and lockups where juveniles are detained.
- (4) Local Confinement Facility: Any facility operated by local government entity for the purpose of holding or lodging adults in custody, detainees, or juveniles.
- (5) Local Correctional Facility: A jail or prison for the reception and confinement of adults in custody that is provided, maintained, and operated by a county or city and holds people for more than 36 hours.
- (6) Lockup: A facility for the temporary detention of arrested persons held up to 36 hours, excluding holidays, Saturdays and Sundays, but the period in lockup shall not exceed 96 hours after booking.
- (7) Major Renovation: A plan to alter a local confinement facility to the extent that security, supervision of adults in custody, or general operation is changed. Major renovation is the restructuring or adding to any portion of a building which is designed and used for confinement, that equals 50 percent of the total value of that area, or 50 percent of the total square feet of space.
- (8) Temporary Hold: A facility, the principal purpose of which is the temporary detention of an adult in custody or detainee for four or less hours while awaiting court appearance or transportation to a local correctional facility.

STATUTORY/OTHER AUTHORITY: ORS 169.070, 179.040, 423.020, 423.030, 423.075

STATUTES/OTHER IMPLEMENTED: ORS 169.070 - 169.750, 179.040, 419A.052, 419A.061, 419B.180, 423.020, 423.030, 423.075

AMEND: 291-167-0015

RULE TITLE: Procedures

NOTICE FILED DATE: 06/17/2026

RULE SUMMARY: Amends rule for minor grammatical edits or clarifications.

RULE TEXT:

The state jail inspector:

(1) Shall provide technical assistance, inspection of facilities, and review renovation and new construction plans for all confinement facilities within the state and take appropriate action to ensure compliance with standards established in ORS 169.076 to 169.078, 419A.052 and 419B.180.

(2) Will respond to requests for assistance from county commissioners, sheriffs, county legal counsel, mayors, chiefs of police, and city attorneys within a reasonable time frame agreed upon with the requesting parties.

(3) Will routinely inspect local confinement facilities and report their findings with respect to the appropriate statutory standards to the authorities responsible for the facility's operation and control.

(a) County adult confinement facilities reports will be forwarded to the facility director, county commissions, and sheriff of the county.

(b) Juvenile confinement facility reports will be forwarded to the chair of the county commissioners, juvenile court director, or facility manager.

(c) City confinement facility reports will be forwarded to chief of police, mayor, or city manager.

(4) Will establish and maintain a file for each of the confinement facilities within the state and for those contracted out of state which contains:

(a) Most recent inspection report;

(b) Fire Marshall inspection report;

(c) Health and sanitation inspections; and

(d) Other pertinent correspondence and information relevant to the facility.

(5) Will, for local confinement facilities found to be noncompliant with the applicable standards:

(a) Notify the appropriate authority responsible for the facility's operation in writing, specifying the violation or condition of non-compliance and providing a reasonable timeframe for correction.

(b) If compliance is not met, the state jail inspector will notify the Director of the Department of Corrections who shall refer the matter to the Attorney General for action as authorized by ORS 169.080.

(6) Will review new construction and major renovation plans submitted by local government and make appropriate recommendations to the local government agency within 45 days of submission of the plans.

STATUTORY/OTHER AUTHORITY: ORS 169.070, 179.040, 423.020, 423.030, 423.075

STATUTES/OTHER IMPLEMENTED: ORS 169.070 - 169.750, 179.040, 419A.052, 419A.061, 419B.180, 423.020, 423.030, 423.075