

SENATE COMMITTEE ON  
JUDICIARY  
SUBCOMMITTEE ON JUVENILE JUSTICE

Hearing Room  
Tapes - 3

MEMBERS PRESENT:  
SEN. JEANNETTE HAMBY, CHAIR  
SEN. DICK SPRINGER, delayed  
SEN. SHIRLEY STULL, delayed

STAFF PRESENT:  
BILL TAYLOR, Committee Counsel  
JULIE CLEMENTE, Committee Assistant

MEASURES HEARD:  
Public Hearing  
- SB 1 - Establishes Department of Youth Authority

These minutes contain materials which paraphrase and/or summarize  
statements made during this session. Only text enclosed in quotation marks

report a speaker's exact words. For complete contents of the proceedings,  
please refer to the tapes.

TAPE 1, SIDE A

03 CHAIR HAMBY: Brings the committee to order  
- Introduces herself  
- Shares her personal agenda  
Think about amendments needed for SB 1  
Needs multi-tiered system - options for kids remanded to adult court  
No moneys  
How many beds needed/more cost effective options  
Something needed immediately

Opens Public Hearing on SB 1

Witnesses: Rick Hill, Acting Assistant Administrator for Juvenile  
Corrections, Children's Services Division  
Ann Glaze, Legislative Fiscal Office

50 CHAIR HAMBY: What are we looking at in true beds state-wide on the remand  
questions (Measure 7)?

61 RICK HILL, Acting Assistant Administrator for Juvenile Corrections,  
Children's Services Division: Presents informational documents regarding SB

1:

[EXHIBIT C - Measure 11 Issues]  
[EXHIBIT D - Measure 11 (15-18 year olds) Statewide Conviction Estimate]  
[EXHIBIT E - Draft-Summary 2/2/95 BJS]

Wants clarify numbers by walking people through the history.  
- Anticipating the need for 200/300 close custody beds.  
- Cap today is at 531 beds  
- Measurable increases in violent crime arrest rate

88 HILL: Not all 400 beds will be funded by operating costs of the State -

80 operated by counties  
80 to be rebuilt

Designed budgets that 4 institutions would be closed and move operating  
funds to the new operating facilities.  
Additional funds for gang intervention funding/county juvenile departments

119 HILL: Measure 11 became a reality. 16, 17 & 18 year olds would first  
start in juvenile system. At age 19 would go into adult system. Need  
secure facilities.

161 HILL: It's guess work - Refers to [EXHIBIT D] Took figures that  
Multnomah County could give them. Projection from data taken from Multnomah

County projected on a state-wide basis.  
- Governor's recommended budget today continues to include construction around  
costs for the 4-100 bed secure facilities to be regionally placed the state.

180 HILL: Refers to [EXHIBIT C] -Measure 11 issues. Explains document to  
those assembled  
Attempt to be more specific with data.  
Actually contacted every county in the state and get actual numbers

227 HILL: Continues to explain in detail [EXHIBIT C]  
- Not all counties count things same way  
- Information tends to break down

238 HILL: Refers to Draft Summary 2/2/95 [EXHIBIT E] - continuing to explain

in detail

- In his opinion most accurate of surveys

269 HILL: SB 1 task force recommendation calls for tiers; boot camps, regional academies

- Not in governor's budget this session

282 HILL: Have contracted with private consultants to do a thorough study about needed beds in Oregon without a cap.

- 10 years of commitment data from counties in Oregon

295 SEN. STULL: Report is expected when?

300 HILL: Received a preliminary draft this morning. Will have for Committee for next Wednesday.

306 ANN GLAZE, Legislative Fiscal Office Analyst, explains [EXHIBIT B] Proposed SB 1 - Very Preliminary Fiscal Impact Figures

- Reviewed estimated total costs as opposed to amount now in governor's budget
- Maximum security facilities
- Only item on page / not general fund
- Juvenile corrections usually is general fund supported endeavor

348 GLAZE: Boot Camps should be called Youth Accountability Centers [EXHIBIT B]

380 GLAZE: Regional Academy/ difficult to quantify

- Area is ripe for creative ideas

407 CHAIR HAMBY: Figures on exhibits very soft

Witnesses: Michael Livingston, Assistant Attorney General, Department of Justice, Appellate Division  
Craig Campbell, Coordinator, Juvenile Justice Task Force, Department of Justice  
Virginia Vanderbilt, Legislative Counsel

427 MICHAEL LIVINGSTON, Assistant Attorney General, Department of Justice, Appellate Division: Introduces himself and explains his credentials

- Is working with Governor's Task Force on Juvenile Justice
- Participated in drafting process - SB 1

446 CHAIR HAMBY: Witnesses working together

- have recommendations in language for amendments

451 VIRGINIA VANDERBILT, Legislative Counsel's Office: Introduces herself

- Charged with putting rough draft into LC form for Committee

TAPE 2, SIDE A

40 VANDERBILT: Proceeds to review changes made in draft's language

- Second Look
- Continuing jurisdiction
- Getting money to proper places
- Youth Care Centers

70 VANDERBILT: Whole effective date of Measure 11

- April 1, 1995

80 LIVINGSTON: Confirms that items Ms.Vanderbilt identified were items that should have clarified.

92 CRAIG CAMPBELL, Coordinator, Juvenile Justice Task Force, Department of Justice: Offers Committee to obtain background information

- development of issues
- development of proposals

104 BILL TAYLOR, COMMITTEE COUNSEL: Asks witness Livingston if he has anything further

111 LIVINGSTON: Helps to view bill in broad terms outlined

- Measure 11 - second look
- Recommended changes in Juvenile Code should not be overlooked
- system needs reworking

139 Witnesses: Dennis Maloney, Director, Deschutes Community Corrections  
Gina Wood, Children and Families Commission  
Mark McDonnell, Multnomah County District Attorney's Office

148 DENNIS MALONEY, Director, Deschutes Community Corrections: Introduced himself and

- Offers testimony to shape legislation and make cost effective.
- Task Force developed policy statement about juvenile justice
- Child's welfare and protection of community

191 MALONEY: Suggests changes in wording in policy statement

- Three points

230 MALONEY: Commission on Children and Families in '89/'91

- relatively young commission
- leveraged 7.2 million dollars of community resources 27% of their total budget
- '91/'93 leverage increased 36.6 million dollars or 60% of entire budget

271 MALONEY: Continues with testimony

- Portions of bill which trouble him
- Does not support a state management; supports county management
- Innovate as much as can/access resources not accustomed to accessing

- Use excess surplus property available
- Partnerships with local counties and communities

355 GINA WOOD, Juvenile Justice Specialist, Children and Families Commission: This commission receives federal funds, thus must comply with mandates under the Juvenile Justice and Delinquency Prevention Formula Grant in the State.

- Institutionalization of status offenders
- Sight and sound separation
- Jail removal
- Minority representation of the juvenile justice system

400 WOOD: Continues her testimony. Violent Offender Incarceration and Truth in Sentencing Incentive Grant Program.

- Partnership between federal, state and local governments in addressing the problems associated with the incarceration and punishment of violent offenders.

448 WOOD: Continues her testimony

- Statute provides 7.9 billion dollars (Crime Bill) to be available over a 6-year period.
- Deadline of March 7th for comment by states and local communities

TAPE 1, SIDE B

55 MARK McDONNELL, Deputy District Attorney, in charge of Juvenile Unit, Multnomah County District Attorney's Office: Begins his testimony.

- Present juvenile system lacks credibility
- Most importantly, with the juveniles themselves

93 McDONNELL: Keep resources we have in the juvenile system to deal with first time offenders. Has proposed a number of amendments to SB 1 - refers to [EXHIBIT F] Amendments to ORS Chapter 419A, 419B, and 419C.

130 McDONNELL: Proposed a number of changes in limiting the courts' discretion.

- 172 McDONNELL: Creation of Department of Youth Authority important
  - Budget of Juvenile Corrections needs to be made more visible
  - currently hidden.
  - Put the Department of Juvenile Corrections in the hands of an agency whose emphasis is public safety.

199 McDONNELL: - Need for independent evaluations of programs

208 CHAIR HAMBY: Asks Livingston if there are expert evaluators available.

226 LIVINGSTON: Connect with institutions of higher education to see if they could do more research activities.

266 Witnesses: Craig Campbell, Lobbyist, Oregon Chiefs of Police  
John Hodgson - Chief of Police, City of Roseburg

276 JOHN HODGSON, Chief of Police, City of Roseburg. Serving as Chair of the Sub Committee on Juvenile Issues, OACP Committee on Governmental Affairs: Presents his written testimony [EXHIBIT G] and additional documents - Appendix A [EXHIBIT H].

300 HODGSON: Makes reference to Map of Oregon County Detention Facilities and the Counties They Serve [EXHIBIT F]

340 TERRY HART, Chief of Police, City of West Linn: Submits testimony in support for basics of SB 1. [No Exhibit]

- Concept of local juvenile diversion programming.
- Partnership or network of local police, juvenile courts, juvenile departments and human service agencies providing for 1st/2nd type offenders
- less serious crimes
- Arrested, but not likely to receive many services

TAPE 2, SIDE B

40 SEN. SPRINGER: Kids not a priority for Douglas County?

58 HODGSON: Kids were a priority. When new jail was built, they had a juvenile section.

- Closed under Fry decision - 1980's
- Contracts with Coos Bay, refers to Map [EXHIBIT F]

60 HART: Continues his testimony

87 CHAIR HAMBY: Chief Hodgson, prepared testimony stated your association would not support the inclusion of the Department of Youth Authority in with any other department - needs to stand alone.

90 HODGSON: Yes. Believe a House Bill that is proposing it become a part of the Department of Human Resources. Feels that same problems would occur.

94 CHAIR HAMBY: Many members in both chambers feel the Department of Youth Authority should be looked at very carefully.

- Get the most for every dollar
- Work in partnership
- Look at it as a corrections issue

125 MICHAEL LIVINGSTON, Assistant Attorney General, Department of Justice, Appellate Division: Called upon for additional comments

- Examine system
- Apply different standards

169 LIVINGSTON: continues with comments. Pointed out major areas of concern

where there is no disagreement.

186 SEN. STULL: OPENS PUBLIC TESTIMONY

Witnesses: Erin Thurber, private citizen  
Robert Richardson, Portland Gang Initiative  
Pam Patten, Morrison Center Child and Family Services

189 ERIN THURBER: Testifies on SB 1. [No Exhibit]  
- Personal experience - son was victim of an armed assault at school

242 THURBER: Policies of Children's Services should be reviewed.

250 ROBERT RICHARDSON, Portland Youth Redirection, Gang Specialist &  
Liaison, presents testimony [No Exhibit]  
- When we say we are going to deal with juvenile delinquency, what happens  
when juvenile comes back to community.  
- When he returns, will not have any higher standards  
- Return to community healthier

366 RICHARDSON: Keep a line of communication and ownership

404 PAM PATTON, Morrison Center Child and Family Services: Testifies on SB  
1. [No exhibit]  
- Services presently being delivered to juvenile justice youth does not  
work.  
- Morrison Center has two programs  
- Adjudicated, addicted adolescents both male and female  
- Sex offender program - adjudicated sex offenders, males only  
- Programs are presented nationally as models  
- Treatment approaches that work

456 PATTON: Deal with whole needs of the child  
- Other parts need to be dealt with

TAPE 3, SIDE A

54 SEN. STULL: Do you take kids into your program other than Measure 11  
kids?

55 PATTON: No, about 70% are Measure 11 and will be lost to the prison  
system.

80 BILL TAYLOR: Shares schedule for next meetings. Breaks SB 1 down into  
sections  
- Meetings scheduled for Mondays/Wednesdays - 3:00 p.m.

144 CHAIR HAMBY: Adjourns meeting at 5:20 p.m.

Submitted by:

Reviewed by:

JULIE CLEMENTE  
Committee Assistant

BILL TAYLOR  
Committee Administrator/Counsel

EXHIBIT LOG:

A -- SB 1 -- Staff -- 62 pages  
B -- Preliminary Fiscal Impact Figures on SB 1 -- Ann Glaze -- 1 page  
C -- Measure 11 Issues -- Rich Hill -- 1 page  
D -- Measure 11 (15-18 year olds) Statewide Conviction Estimate -- Rich  
Hill -- 1 page  
E -- Draft Summary 2/2/95 BJS -- Rich Hill -- 1 page  
F -- Amendments to ORS Chapter 419A, 419B and 419C -- Mark McDonnell -- 23

pages

G -- Testimony in favor of SB 1 -- John Hodgson -- 4 pages  
H -- Appendix A (Preamble to guide policy) -- John Hodgson -- 2 pages  
I -- Oregon County Detention Facilities and the Counties They Serve -- John  
Hodgson -- 2 pages