

**Enrolled**  
**House Bill 2327**

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Corrections Division)

CHAPTER.....

AN ACT

Relating to corrections; amending ORS 144.310 and 421.120; and declaring an emergency.

**Be It Enacted by the People of the State of Oregon:**

Section 1. ORS 144.310 is amended to read:

144.310. (1) When a paroled prisoner has performed the obligations of *[his]* parole for such time as satisfies the State Board of Parole that *[his]* the prisoner's final release is not incompatible with *[his]* the prisoner's welfare and that of society, the board may make a final order of discharge and issue to the paroled prisoner a certificate of discharge; but no such order of discharge shall be made within a period of less than *[one year]* six months after the date of release on parole, except that when the period of the sentence imposed by the court expires at an earlier date, a final order of discharge shall be made and a certificate of discharge issued to the paroled prisoner not later than the date of expiration of the sentence.

(2) A paroled prisoner shall be subject to active parole supervision during the first six months of the period of parole. The board may require a more extended period of active supervision if, in a manner provided by rule, it finds that a six-month period of supervision is incompatible with the welfare of the parolee or of society. In making a determination whether to require active parole supervision for a period longer than six months, the board may consider the extent and availability of Corrections Division resources.

(3) The board may extend or renew the period of active parole supervision or delay discharge of a parolee if it finds, in the manner provided in ORS 144.343, that the parolee has violated the conditions or terms of parole.

(4) During the pendency of any parole violation proceedings, the running of time periods set forth in this section is stayed and the board has jurisdiction over the parolee until the proceedings are resolved.

Section 2. ORS 421.120 is amended to read:

421.120. (1) Each inmate confined in execution of the judgment of sentence upon any conviction in the penal or correctional institution, for any term other than life, and whose record of conduct shows that *[he]* the inmate faithfully has observed the rules of the institution, shall be entitled to a deduction from the term of *[his]* sentence to be computed as follows:

(a) From the term of a sentence of not less than six months nor more than one year, one day shall be deducted for every six days of such sentence actually served in the penal or correctional institution.

(b) From the term of a sentence of more than one year, one day shall be deducted for every two days of such sentence actually served in the penal or correctional institution.

(c) From the term of any sentence, one day shall be deducted for every 15 days of work actually performed in prison industry, or in meritorious work in connection with prison maintenance and operation, or of enrollment in an educational activity as certified by the educational director of the institution during the first

year of prison employment or educational activity, and one day shall be deducted for every seven days of such work actually performed or educational activity certified after the first year to and including the fifth year of prison employment or educational activity certified, and one day for every six days of such work actually performed or educational activity certified after the fifth year of prison employment.

(d) From the term of any sentence, one day shall be deducted for every 10 days of work actually performed in agriculture during the first year of prison employment, and one day for every six days of such work actually performed thereafter.

(e) From the term of any sentence one day shall be deducted for every six days' work performed at work camp during the first year of prison employment, and one day for every four days thereafter. Once the four-day rate is achieved it may be applied to subsequent work or education release programs while the inmate is serving the same term.

(f) The deductions allowed in paragraphs (c), (d) and (e) of this subsection shall be in addition to those allowed in paragraphs (a) and (b) of this subsection.

(g) In this subsection, "prison employment" includes actual work in prison industry, meritorious work in connection with prison maintenance and operation, actual work in agriculture and actual work at work camp.

(h) The Corrections Division shall develop pursuant to the rulemaking provisions of ORS 183.310 to 183.500 a uniform procedure for granting, retracting and restoring deductions allowed in paragraphs (a) to (g) of this subsection.

(2) When a paroled inmate violates any condition of [his] parole, no deduction from the term of [his] sentence, as provided in subsection (1) of this section, shall be made for service by such inmate in the penal or correctional institution prior to [his] acceptance and release on parole, except when authorized by the State Board of Parole upon recommendation of the superintendent thereof.

(3) Except when granted by the State Board of Parole under ORS 144.310, a discharge of an inmate from a sentence imposed after the effective date of this 1981 Act, upon a date determined under this section, shall be upon the condition that the inmate be subject to a period of supervision in the same manner as a paroled inmate, except that the maximum period of supervision shall be six months and upon violation of the terms imposed upon the conditional discharge the maximum period of reincarceration shall be 90 days. However, the period of supervision, reincarceration or both shall in no case cause the length of the inmate's term to exceed the maximum term imposed by the court.

**SECTION 3.** This Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this Act takes effect on its passage.

Passed by House April 29, 1981

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Chief Clerk of House

.....  
Speaker of House

Received by Governor:

..... M., ....., 1981

Approved:

..... M., ....., 1981

.....  
Governor

Filed in Office of Secretary of State:

..... M., ....., 1981

Passed by Senate July 10, 1981

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President of Senate

.....  
Secretary of State

1981 Regular Legislative Session  
FISCAL ANALYSIS OF PROPOSED LEGISLATION  
Prepared by the Executive Department and the Legislative Fiscal Office

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MEASURE NUMBER: HB 2327 A-Engrossed  
STATUS: Including Amendments by House April 23  
SUBJECT: Requires change of time period for State Board of Parole to  
          issue certificate of discharge to parolee who has performed  
          obligations of parole.  
GOVERNMENT UNIT AFFECTED: Department of Human Resources Corrections  
                                  Division  
BUDGET AND MANAGEMENT ANALYST: Kathleen Dewoina 4-27-81  
LEGISLATIVE FISCAL ANALYST: Vickie Gates 4-27-81

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EFFECT ON EXPENDITURES: This proposal is included in the Governor's  
Recommended budget.

EFFECT ON REVENUES: none

ORGANIZATIONAL IMPACT: none

EFFECT ON POSITIONS: none

COMMENTS:

This proposal is necessary to implement the Governor's Recommended Budget. If the proposal is not passed, the Corrections Division would need an additional \$2.9 million General Fund and 58.0 full-time equivalent positions (Parole and Probation Officers and related clerical and supervisory staff) to continue the current program prescribed by statute.

The legislation is also anticipated by the Corrections Division to eventually impact prison bed space needs by 120 beds. This avoidance may be reduced by requiring parole supervision of inmates currently discharged without supervision. The Governor's Recommended budget did anticipate those bed space savings when institutional need were forecast. Costs associated with institutional confinement would vary from \$265,000 GF to \$1.2 million depending upon whether only consumables or total services costs were used in calculating possible impact. Bed space savings are associated with persons returned for technical rules violations.

~~A-Engrossed~~

## House Bill 2327

~~Ordered by the House April 23~~  
~~(Including Amendments by House April 23)~~

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Corrections Division)

### SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

**[Requires] Permits State Board of Parole to issue certificate of discharge to parolee who has performed obligations of parole for six months rather than allowing board to issue certificate within a period of not less than one year.**

**Requires active supervision over parolees for first six months of parole period. Permits parole board to provide for longer period if necessary. Provides for stay of running of parole time period during time parole violation proceedings are ongoing. Requires six months of active supervision for inmates given early release. Provides for maximum 90-day period of reincarceration upon violation of conditions of discharge.**

**Declares an emergency, effective on passage.**

### ~~A BILL FOR AN ACT~~

Relating to corrections; amending ORS 144.310 and 421.120; and declaring an emergency.

**Be It Enacted by the People of the State of Oregon:**

Section 1. ORS 144.310 is amended to read:

144.310. (1) When a paroled prisoner has performed the obligations of *[his]* parole for such time as satisfies the State Board of Parole that *[his]* the prisoner's final release is not incompatible with *[his]* the prisoner's welfare and that of society, the board may make a final order of discharge and issue to the paroled prisoner a certificate of discharge; but no such order of discharge shall be made within a period of less than *[one year]* six months after the date of release on parole, except that when the period of the sentence imposed by the court expires at an earlier date, a final order of discharge shall be made and a certificate of discharge issued to the paroled prisoner not later than the date of expiration of the sentence.

(2) A paroled prisoner shall be subject to active parole supervision during the first six months of the period of parole. The board may require a more extended period of active supervision if, in a manner provided by rule, it finds that a six-month period of supervision is incompatible with the welfare of the parolee or of society. In making a determination whether to require active parole supervision for a period longer than six months, the board may consider the extent and availability of Corrections Division resources.

(3) The board may extend or renew the period of active parole supervision or delay discharge of a parolee if it finds, in the manner provided in ORS 144.343, that the parolee has violated the conditions or terms of parole.

(4) During the pendency of any parole violation proceedings, the running of time periods set forth in this section is stayed and the board has jurisdiction over the parolee until the proceedings are resolved.

Section 2. ORS 421.120 is amended to read:

421.120. (1) Each inmate confined in execution of the judgment of sentence upon any conviction in the penal or correctional institution, for any term other than life, and whose record of conduct shows that *[he]* the

NOTE: Matter in bold face in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted; complete new sections begin with SECTION.

1 inmate faithfully has observed the rules of the institution, shall be entitled to a deduction from the term of [his]  
2 sentence to be computed as follows:

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4 deducted for every six days of such sentence actually served in the penal or correctional institution.

5 (b) From the term of a sentence of more than one year, one day shall be deducted for every two days of  
6 such sentence actually served in the penal or correctional institution.

7 (c) From the term of any sentence, one day shall be deducted for every 15 days of work actually performed  
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15 in agriculture during the first year of prison employment, and one day for every six days of such work actually  
16 performed thereafter.

17 (e) From the term of any sentence one day shall be deducted for every six days' work performed at work  
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19 rate is achieved it may be applied to subsequent work or education release programs while the inmate is serving  
20 the same term.

21 (f) The deductions allowed in paragraphs (c), (d) and (e) of this subsection shall be in addition to those  
22 allowed in paragraphs (a) and (b) of this subsection.

23 (g) In this subsection, "prison employment" includes actual work in prison industry, meritorious work in  
24 connection with prison maintenance and operation, actual work in agriculture and actual work at work camp.

25 (h) The Corrections Division shall develop pursuant to the rulemaking provisions of ORS 183.310 to  
26 183.500 a uniform procedure for granting, retracting and restoring deductions allowed in paragraphs (a) to (g) of  
27 this subsection.

28 (2) When a paroled inmate violates any condition of [his] parole, no deduction from the term of [his]  
29 sentence, as provided in subsection (1) of this section, shall be made for service by such inmate in the penal or  
30 correctional institution prior to [his] acceptance and release on parole, except when authorized by the State  
31 Board of Parole upon recommendation of the superintendent thereof.

32 (3) Except when granted by the State Board of Parole under ORS 144.310, a discharge of an inmate from a  
33 sentence imposed after the effective date of this 1981 Act, upon a date determined under this section, shall be upon  
34 the condition that the inmate be subject to a period of supervision in the same manner as a paroled inmate, except  
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36 conditional discharge the maximum period of reincarceration shall be 90 days. However, the period of supervision,  
37 reincarceration or both shall in no case cause the length of the inmate's term to exceed the maximum term imposed  
38 by the court.

39 SECTION 3. This Act being necessary for the immediate preservation of the public peace, health and  
40 safety, an emergency is declared to exist, and this Act takes effect on its passage.

OREGON STATE SENATE  
61st Legislative Assembly  
**STAFF MEASURE ANALYSIS**

Measure: H.B. 2327 as amended

Title: Relating to corrections; amending ORS 144.310 and 421.210; declaring an emergency

Committee: Justice

Hearing Dates: Public Hearing 5/28/81; Work Session 7/7/81

Explanation Prepared By: Felicia M. Gniewosz, Legal Counsel

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**Problem addressed.**

The present law in ORS 144.310 calls for a minimum parole period of one year and the corrections division is looking at the most effective means of proper supervision while conserving bed space.

**Function and purpose of measure as reported out.**

Section 1 amends ORS 144.310 to provide that six months shall be the minimum period of parole and during this period, the parolee shall be actively supervised. The Board of Parole may set a longer parole term but only if the Board finds that the welfare of the prisoner or society so requires.

The committee also amended the bill to provide that inmates who are sentenced after the effective date of the Act and who are discharged early from their sentence as a result of credit for time served or work performed in prison, are subject to parole-type supervision for up to six months. The new Section 2 amending ORS 421.120 was added to provide that a period of supervision for all inmates who are released from the custody of the Corrections Division.

Section 1 is expected to save 120 prison beds and to free approximately \$2.9 million for others, principally probation, uses. Section 2 will have a mixed bedspace impact. Persons who would otherwise choose to serve out their time will be encouraged to leave prison on parole so they cannot avoid some period of supervision. However, after 1983, as many as 18 beds may be occupied by those who return for violating conditions imposed under ORS 421.120.

**Major issues discussed.**

1. The reasons for concluding six months be the minimum period of parole (a) it is more desirable to supervise any person convicted, but probation is more cost-effective; (b) parole officers need a minimum of six months to establish a relationship and help readjustment to society; (c) some persons require more than six months supervision; and (d) in some cases unsupervised parole is effective.
2. The fact that testimony indicated that failure to pass the bill would result in allowing 18 felons per month to be released with no supervision during their initial readjustment, while 2,000 parolees are retained. The issue is that caseloads would influence judges to use prison instead of probation, since there has to be a balance between resources available.

None

Fiscal: yes

(Attach additional sheets as necessary)

**A-Engrossed**  
**House Bill 2327**

Ordered by the House April 23  
(Including Amendments by House April 23)

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Presession filed (at the request of Corrections Division)

**SUMMARY**

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

**[Requires]** Permits State Board of Parole to issue certificate of discharge to parolee who has performed obligations of parole for six months rather than allowing board to issue certificate within a period of not less than one year.

**Requires active supervision over parolees for first six months of parole period. Permits parole board to provide for longer period if necessary. Provides for stay of running of parole time period during time parole violation proceedings are ongoing. Requires six months of active supervision for inmates given early release. Provides for maximum 90-day period of reincarceration upon violation of conditions of discharge.**

**Declares an emergency, effective on passage.**

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(3) The board may extend or renew the period of active parole supervision or delay discharge of a parolee if it finds, in the manner provided in ORS 144.343, that the parolee has violated the conditions or terms of parole.

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Section 2. ORS 421.120 is amended to read:

421.120. (1) Each inmate confined in execution of the judgment of sentence upon any conviction in the penal or correctional institution, for any term other than life, and whose record of conduct shows that *[he]* the

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22 allowed in paragraphs (a) and (b) of this subsection.

23 (g) In this subsection, "prison employment" includes actual work in prison industry, meritorious work in  
24 connection with prison maintenance and operation, actual work in agriculture and actual work at work camp.

25 (h) The Corrections Division shall develop pursuant to the rulemaking provisions of ORS 183.310 to  
26 183.500 a uniform procedure for granting, retracting and restoring deductions allowed in paragraphs (a) to (g) of  
27 this subsection.

28 (2) When a paroled inmate violates any condition of [his] parole, no deduction from the term of [his]  
29 sentence, as provided in subsection (1) of this section, shall be made for service by such inmate in the penal or  
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31 Board of Parole upon recommendation of the superintendent thereof.

32 (3) Except when granted by the State Board of Parole under ORS 144.310, a discharge of an inmate from a  
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36 conditional discharge the maximum period of reincarceration shall be 90 days. However, the period of supervision,  
37 reincarceration or both shall in no case cause the length of the inmate's term to exceed the maximum term imposed  
38 by the court.

39 SECTION 3. This Act being necessary for the immediate preservation of the public peace, health and  
40 safety, an emergency is declared to exist, and this Act takes effect on its passage.



# SENATE COMMITTEE REPORT

Date July 7, 1981

Mr. President:

Your Committee on JUSTICE to whom was referred House Bill 2327A, having had the same under consideration, respectfully report it back recommending:

X (adoption) passage.

(adoption) passage with amendments.

(adoption) passage with amendments to the engrossed measure.

that the measure be printed engrossed and rereferred to committee for further consideration.

that the measure be returned to the President's Desk for rereferral. (Letter of explanation attached.) (SR 9.05(1))

(adoption) passage with amendments to resolve conflicts. (SR 9.35)

that be substituted therefor. (SR 9.45)

Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Voting Aye: Brown, Jernstedt, Kulongoski, Smith

Voting Nay: Fadeley, Wyers

Excused: Gardner

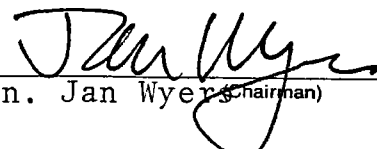
NOT CONCURRING (SR 9.15 (2)) Senator(s) \_\_\_\_\_

Referred to Committee on Ways and Means by prior reference.

Submit:

2 copies if no amdts.

7 copies if amdts.

  
Sen. Jan Wyers (chairman)

Sen. Jernstedt will lead floor discussion.

Ordered by the House April 23  
(Including Amendments by House April 23)

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OREGON LEGISLATIVE ASSEMBLY--1981 Regular Session

A - Engrossed  
**House Bill 2327**

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Corrections Division)

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Requires State Board of Parole to issue certificate of discharge to parolee who has performed obligations of parole for six months rather than allowing board to issue certificate within a period of not less than one year.  
Declares an emergency, effective on passage.

**A BILL FOR AN ACT**

Relating to <sup>corrections</sup> ~~parole~~ and <sup>and 421.120</sup> ~~amending~~ ORS 144.310; and declaring an emergency.

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144.310. <sup>(1)</sup> When a paroled prisoner has performed the obligations of [his] parole for <sup>restore</sup> ~~such time as satisfies~~ <sup>the prisoner's</sup> ~~the~~ <sup>restrie</sup> ~~period of six months after the date of release on parole~~, the State Board of Parole <sup>that</sup> ~~that~~ <sup>his</sup> ~~his~~ <sup>final release is not</sup> ~~incompatible with his welfare and that of society~~, the board may <sup>restore</sup> ~~shall~~ make a final order of discharge and issue to the paroled prisoner a certificate of discharge; <sup>restore</sup> ~~but no such order of discharge shall be made within a period~~ <sup>six months</sup> ~~of less than one year~~ after the date of release on parole, except that ~~However~~ when the period of the sentence imposed by the court expires at an earlier date, a final order of discharge shall be made and a certificate of discharge issued to the paroled prisoner not later than the date of expiration of the sentence.

INSERT  
①

① (2) A paroled prisoner shall be subject to active parole supervision during the first six months of the period of parole. The board may require a more extended period of active supervision if, in a manner provided by rule, it finds that a six-month period of supervision is incompatible with the welfare of the parolee or of society. In making a determination whether to require active parole supervision for a period longer than six months, the board may consider the extent and availability of Corrections Division resources.

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the four-day rate is achieved it may be applied to subsequent work or education release programs while the inmate is serving the same term.

<sup>2</sup>(f) The deductions allowed in paragraphs (c), (d) and (e) of this subsection shall be, in addition to those allowed in paragraphs (a) and (b) of this subsection.

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<sup>2</sup>(h) The Corrections Division shall develop pursuant to the rulemaking provisions of ORS 183.310 to 183.500 a uniform procedure for granting, retracting and restoring deductions allowed in paragraphs (a) to (g) of this subsection.

<sup>2</sup>(2) When a paroled inmate violates any condition of [his] parole, no deduction from the term of [his] sentence, as provided in subsection (1) of this section, shall be made for service by such inmate in the penal or correctional institution prior to [his] acceptance and release on parole, except when authorized by the State Board of Parole upon recommendation of the superintendent thereof.

<sup>2</sup>(3) Except when granted by the State Board of Parole under ORS 144.310, a discharge of an inmate from a sentence imposed after the effective date of this <sup>1951</sup> Act, upon a date determined under this section, shall be upon the condition that the inmate be subject to a period of supervision in the same manner as a paroled inmate, except that the maximum period of supervision shall be six months and upon violation of the terms imposed upon the conditional discharge the maximum period of reincarceration shall be 90 days. However, the period of supervision, reincarceration or both shall in no case cause the length of the inmate's term to exceed the maximum term imposed by the court.

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**A BILL FOR AN ACT**

Relating to corrections; amending ORS 144.310 and 421.120; and declaring an emergency.

**Be It Enacted by the People of the State of Oregon:**

Section 1. ORS 144.310 is amended to read:

144.310. (1) When a paroled prisoner has performed the obligations of *[his]* parole for such time as satisfies the State Board of Parole that *[his]* the prisoner's final release is not incompatible with *[his]* the prisoner's welfare and that of society, the board may make a final order of discharge and issue to the paroled prisoner a certificate of discharge; but no such order of discharge shall be made within a period of less than *[one year]* six months after the date of release on parole, except that when the period of the sentence imposed by the court expires at an earlier date, a final order of discharge shall be made and a certificate of discharge issued to the paroled prisoner not later than the date of expiration of the sentence.

(2) A paroled prisoner shall be subject to active parole supervision during the first six months of the period of parole. The board may require a more extended period of active supervision if, in a manner provided by rule, it finds that a six-month period of supervision is incompatible with the welfare of the parolee or of society. In making a determination whether to require active parole supervision for a period longer than six months, the board may consider the extent and availability of Corrections Division resources.

(3) The board may extend or renew the period of active parole supervision or delay discharge of a parolee if it finds, in the manner provided in ORS 144.343, that the parolee has violated the conditions or terms of parole.

(4) During the pendency of any parole violation proceedings, the running of time periods set forth in this section is stayed and the board has jurisdiction over the parolee until the proceedings are resolved.

Section 2. ORS 421.120 is amended to read:

421.120. (1) Each inmate confined in execution of the judgment of sentence upon any conviction in the penal or correctional institution, for any term other than life, and whose record of conduct shows that *[he]* the

**NOTE:** Matter in bold face in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted; complete new sections begin with **SECTION**.

1 inmate faithfully has observed the rules of the institution, shall be entitled to a deduction from the term of [his]  
2 sentence to be computed as follows:

3 (a) From the term of a sentence of not less than six months nor more than one year, one day shall be  
4 deducted for every six days of such sentence actually served in the penal or correctional institution.

5 (b) From the term of a sentence of more than one year, one day shall be deducted for every two days of  
6 such sentence actually served in the penal or correctional institution.

7 (c) From the term of any sentence, one day shall be deducted for every 15 days of work actually performed  
8 in prison industry, or in meritorious work in connection with prison maintenance and operation, or of  
9 enrollment in an educational activity as certified by the educational director of the institution during the first  
10 year of prison employment or educational activity, and one day shall be deducted for every seven days of such  
11 work actually performed or educational activity certified after the first year to and including the fifth year of  
12 prison employment or educational activity certified, and one day for every six days of such work actually  
13 performed or educational activity certified after the fifth year of prison employment.

14 (d) From the term of any sentence, one day shall be deducted for every 10 days of work actually performed  
15 in agriculture during the first year of prison employment, and one day for every six days of such work actually  
16 performed thereafter.

17 (e) From the term of any sentence one day shall be deducted for every six days' work performed at work  
18 camp during the first year of prison employment, and one day for every four days thereafter. Once the four-day  
19 rate is achieved it may be applied to subsequent work or education release programs while the inmate is serving  
20 the same term.

21 (f) The deductions allowed in paragraphs (c), (d) and (e) of this subsection shall be in addition to those  
22 allowed in paragraphs (a) and (b) of this subsection.

23 (g) In this subsection, "prison employment" includes actual work in prison industry, meritorious work in  
24 connection with prison maintenance and operation, actual work in agriculture and actual work at work camp.

25 (h) The Corrections Division shall develop pursuant to the rulemaking provisions of ORS 183.310 to  
26 183.500 a uniform procedure for granting, retracting and restoring deductions allowed in paragraphs (a) to (g) of  
27 this subsection.

28 (2) When a paroled inmate violates any condition of [his] parole, no deduction from the term of [his]  
29 sentence, as provided in subsection (1) of this section, shall be made for service by such inmate in the penal or  
30 correctional institution prior to [his] acceptance and release on parole, except when authorized by the State  
31 Board of Parole upon recommendation of the superintendent thereof.

32 (3) Except when granted by the State Board of Parole under ORS 144.310, a discharge of an inmate from a  
33 sentence imposed after the effective date of this 1981 Act, upon a date determined under this section, shall be upon  
34 the condition that the inmate be subject to a period of supervision in the same manner as a paroled inmate, except  
35 that the maximum period of supervision shall be six months and upon violation of the terms imposed upon the  
36 conditional discharge the maximum period of reincarceration shall be 90 days. However, the period of supervision,  
37 reincarceration or both shall in no case cause the length of the inmate's term to exceed the maximum term imposed  
38 by the court.

39 SECTION 3. This Act being necessary for the immediate preservation of the public peace, health and  
40 safety, an emergency is declared to exist, and this Act takes effect on its passage.

## HOUSE AMENDMENTS TO HOUSE BILL 2327

By COMMITTEE ON JUDICIARY

April 23

1 In line 2 of the printed bill, delete "parole" and insert "corrections" and after "144.310" insert "and  
2 421.120".

3 In line 5, after the period insert "(1)" and after "for" restore the bracketed material and delete "a".

4 In line 6, delete the boldfaced material and restore the bracketed material and delete "his" and insert "the  
5 prisoner's".

6 In line 7, restore the bracketed material and delete "his" and insert "the prisoner's" and delete "shall".

7 In line 8, delete the period and restore the bracketed material.

8 In line 9, restore the bracketed material and delete "one year" and insert "six months" and delete  
9 "However,".

10 After line 11, insert:

11 "(2) A paroled prisoner shall be subject to active parole supervision during the first six months of the  
12 period of parole. The board may require a more extended period of active supervision if, in a manner provided  
13 by rule, it finds that a six-month period of supervision is incompatible with the welfare of the parolee or of  
14 society. In making a determination whether to require active parole supervision for a period longer than six  
15 months, the board may consider the extent and availability of Corrections Division resources.

16 "(3) The board may extend or renew the period of active parole supervision or delay discharge of a parolee  
17 if it finds, in the manner provided in ORS 144.343, that the parolee has violated the conditions or terms of  
18 parole.

19 "(4) During the pendency of any parole violation proceedings, the running of time periods set forth in this  
20 section is stayed and the board has jurisdiction over the parolee until the proceedings are resolved.

21 "Section 2. ORS 421.120 is amended to read:

22 "421.120. (1) Each inmate confined in execution of the judgment of sentence upon any conviction in the  
23 penal or correctional institution, for any term other than life, and whose record of conduct shows that [*he*] the  
24 inmate faithfully has observed the rules of the institution, shall be entitled to a deduction from the term of [*his*]  
25 sentence to be computed as follows:

26 "(a) From the term of a sentence of not less than six months nor more than one year, one day shall be  
27 deducted for every six days of such sentence actually served in the penal or correctional institution.

28 "(b) From the term of a sentence of more than one year, one day shall be deducted for every two days of  
29 such sentence actually served in the penal or correctional institution.

30 "(c) From the term of any sentence, one day shall be deducted for every 15 days of work actually  
31 performed in prison industry, or in meritorious work in connection with prison maintenance and operation, or  
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5 "(d) From the term of any sentence, one day shall be deducted for every 10 days of work actually  
6 performed in agriculture during the first year of prison employment, and one day for every six days of such  
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9 camp during the first year of prison employment, and one day for every four days thereafter. Once the four-day  
10 rate is achieved it may be applied to subsequent work or education release programs while the inmate is serving  
11 the same term.

12 "(f) The deductions allowed in paragraphs (c), (d) and (e) of this subsection shall be in addition to those  
13 allowed in paragraphs (a) and (b) of this subsection.

14 "(g) In this subsection, 'prison employment' includes actual work in prison industry, meritorious work in  
15 connection with prison maintenance and operation, actual work in agriculture and actual work at work camp.

16 "(h) The Corrections Division shall develop pursuant to the rulemaking provisions of ORS 183.310 to  
17 183.500 a uniform procedure for granting, retracting and restoring deductions allowed in paragraphs (a) to (g) of  
18 this subsection.

19 "(2) When a paroled inmate violates any condition of [his] parole, no deduction from the term of [his]  
20 sentence, as provided in subsection (1) of this section, shall be made for service by such inmate in the penal or  
21 correctional institution prior to [his] acceptance and release on parole, except when authorized by the State  
22 Board of Parole upon recommendation of the superintendent thereof.

23 "(3) Except when granted by the State Board of Parole under ORS 144.310, a discharge of an inmate from a  
24 sentence imposed after the effective date of this 1981 Act, upon a date determined under this section, shall be upon  
25 the condition that the inmate be subject to a period of supervision in the same manner as a paroled inmate, except  
26 that the maximum period of supervision shall be six months and upon violation of the terms imposed upon the  
27 conditional discharge the maximum period of reincarceration shall be 90 days. However, the period of supervision,  
28 reincarceration or both shall in no case cause the length of the inmate's term to exceed the maximum term imposed  
29 by the court."

30 In line 12, delete "2" and insert "3".



## HOUSE AMENDMENTS TO HOUSE BILL 2327

By COMMITTEE ON JUDICIARY

April 23

1 In line 2 of the printed bill, delete "parole" and insert "corrections" and after "144.310" insert "and  
2 421.120".

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6 In line 7, restore the bracketed material and delete "his" and insert "the prisoner's" and delete "shall".

7 In line 8, delete the period and restore the bracketed material.

8 In line 9, restore the bracketed material and delete "one year" and insert "six months" and delete  
9 "However,".

10 After line 11, insert:

11 "(2) A paroled prisoner shall be subject to active parole supervision during the first six months of the  
12 period of parole. The board may require a more extended period of active supervision if, in a manner provided  
13 by rule, it finds that a six-month period of supervision is incompatible with the welfare of the parolee or of  
14 society. In making a determination whether to require active parole supervision for a period longer than six  
15 months, the board may consider the extent and availability of Corrections Division resources.

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17 if it finds, in the manner provided in ORS 144.343, that the parolee has violated the conditions or terms of  
18 parole.

19 "(4) During the pendency of any parole violation proceedings, the running of time periods set forth in this  
20 section is stayed and the board has jurisdiction over the parolee until the proceedings are resolved.

21 "Section 2. ORS 421.120 is amended to read:

22 "421.120. (1) Each inmate confined in execution of the judgment of sentence upon any conviction in the  
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24 inmate faithfully has observed the rules of the institution, shall be entitled to a deduction from the term of [*his*]  
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28 "(b) From the term of a sentence of more than one year, one day shall be deducted for every two days of  
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30 "(c) From the term of any sentence, one day shall be deducted for every 15 days of work actually  
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5 “(d) From the term of any sentence, one day shall be deducted for every 10 days of work actually  
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10 rate is achieved it may be applied to subsequent work or education release programs while the inmate is serving  
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12 “(f) The deductions allowed in paragraphs (c), (d) and (e) of this subsection shall be in addition to those  
13 allowed in paragraphs (a) and (b) of this subsection.

14 “(g) In this subsection, ‘prison employment’ includes actual work in prison industry, meritorious work in  
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16 “(h) The Corrections Division shall develop pursuant to the rulemaking provisions of ORS 183.310 to  
17 183.500 a uniform procedure for granting, retracting and restoring deductions allowed in paragraphs (a) to (g) of  
18 this subsection.

19 “(2) When a paroled inmate violates any condition of [his] parole, no deduction from the term of [his]  
20 sentence, as provided in subsection (1) of this section, shall be made for service by such inmate in the penal or  
21 correctional institution prior to [his] acceptance and release on parole, except when authorized by the State  
22 Board of Parole upon recommendation of the superintendent thereof.

23 “(3) Except when granted by the State Board of Parole under ORS 144.310, a discharge of an inmate from a  
24 sentence imposed after the effective date of this 1981 Act, upon a date determined under this section, shall be upon  
25 the condition that the inmate be subject to a period of supervision in the same manner as a paroled inmate, except  
26 that the maximum period of supervision shall be six months and upon violation of the terms imposed upon the  
27 conditional discharge the maximum period of reincarceration shall be 90 days. However, the period of supervision,  
28 reincarceration or both shall in no case cause the length of the inmate’s term to exceed the maximum term imposed  
29 by the court.”.

30 In line 12, delete “2” and insert “3”.

## House Bill 2327

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Corrections Division)

### SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure as introduced.

Requires State Board of Parole to issue certificate of discharge to parolee who has performed obligations of parole for six months rather than allowing board to issue certificate within a period of not less than one year.

Declares an emergency, effective on passage.

### A BILL FOR AN ACT

Relating to parole; amending ORS 144.310; and declaring an emergency.

**Be It Enacted by the People of the State of Oregon:**

Section 1. ORS 144.310 is amended to read:

144.310. When a paroled prisoner has performed the obligations of *[his]* parole for *[such time as satisfies]* a period of six months after the date of release on parole, the State Board of Parole *[that his final release is not incompatible with his welfare and that of society, the board may]* shall make a final order of discharge and issue to the paroled prisoner a certificate of discharge. *[; but no such order of discharge shall be made within a period of less than one year after the date of release on parole, except that]* However, when the period of the sentence imposed by the court expires at an earlier date, a final order of discharge shall be made and a certificate of discharge issued to the paroled prisoner not later than the date of expiration of the sentence.

**SECTION 2.** This Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this Act takes effect on its passage.

# HOUSE COMMITTEE REPORT

Salem, Oregon April 22, 19 81

①

Mr. Speaker:

Your Committee on Judiciary to whom was referred HB 2327 having had the same under consideration, respectfully reports it back with the recommendation that it:

- ☐ Do pass. ☒ Do pass with \_\_\_\_\_ House amendments (x) and be printed engrossed.
- ☐ Be adopted. ☐ Be adopted with \_\_\_\_\_ House amendments ( ) and be printed engrossed.
- ☐ Be referred to: ( ) Ways and Means by prior reference.

( ) \_\_\_\_\_.

See attached amendments:

HB 2327  
Amendments  
House Judiciary  
(4-pages)

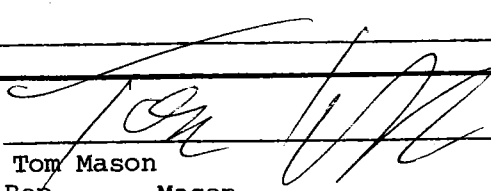
## FOR INFORMATION ONLY-NOT PART OF COMMITTEE REPORT

Voting no: Courtney

Voting aye: Bugas, Cohen, Lombard, Mason, Rutherford, Springer, Smith

Excused: Hendriksen

Submit: 2 copies if no amendments  
7 copies if amendments  
7 copies if to be printed engrossed  
Refer: 1 copy for committee file

  
Tom Mason  
Rep. Mason will lead  
floor discussion on this measure.

Chairman

①

HB 2327  
AMENDMENTS  
HOUSE JUDICIARY

In line 2 of the printed bill, delete "parole" and insert "corrections" and after "144.310" insert "and 421.120".

In line 5, after <sup>*the period*</sup> ~~"144.310"~~ insert "(1)" and after "for" restore the bracketed material and delete "a".

In line 6, delete the bold faced material and restore the bracketed material and delete "his" and insert "the prisoner's".

In line 7, restore the bracketed material and delete "his" and insert "the prisoner's" and delete "shall".

In line 8, delete the period and restore the bracketed material.

In line 9, restore the bracketed material and delete "one year" and insert "six months" and delete "However,".

After line 11, insert:

"(2) A paroled prisoner shall be subject to active parole supervision during the first six months of the period of parole. The board may require a more extended period of active supervision if, in a manner provided by rule, it finds that a six-month period of supervision is incompatible with the welfare of the parolee or of society. In making a determination whether to require active parole supervision for a period longer than six months, the board may consider the extent and availability of Corrections Division resources.

"(3) The board may extend or renew the period of active parole supervision or delay discharge of a parolee if it finds, in the manner provided in ORS 144.343, that the parolee has violated the conditions or terms of parole.

"(4) During the pendency of any parole violation proceedings, the running of time periods set forth in this section is stayed and the

1 board has jurisdiction over the parolee until the proceedings are  
2 resolved.

3 "Section 2. ORS 421.120 is amended to read:

4 "421.120. (1) Each inmate confined in execution of the judgment  
5 of sentence upon any conviction in the penal or correctional  
6 institution, for any term other than life, and whose record of  
7 conduct shows that [he] the inmate faithfully has observed the rules  
8 of the institution, shall be entitled to a deduction from the term  
9 of [his] sentence to be computed as follows:

10 "(a) From the term of a sentence of not less than six months nor  
11 more than one year, one day shall be deducted for every six days of  
12 such sentence actually served in the penal or correctional  
13 institution.

14 "(b) From the term of a sentence of more than one year, one day  
15 shall be deducted for every two days of such sentence actually  
16 served in the penal or correctional institution.

17 "(c) From the term of any sentence, one day shall be deducted  
18 for every 15 days of work actually performed in prison industry, or  
19 in meritorious work in connection with prison maintenance and  
20 operation, or of enrollment in an educational activity as certified  
21 by the educational director of the institution during the first year  
22 of prison employment or educational activity, and one day shall be  
23 deducted for every seven days of such work actually performed or  
24 educational activity certified after the first year to and including  
25 the fifth year of prison employment or educational activity  
26 certified, and one day for every six days of such work actually  
27 performed or educational activity certified after the fifth year of  
28 prison employment.

1       "(d) From the term of any sentence, one day shall be deducted  
2 for every 10 days of work actually performed in agriculture during  
3 the first year of prison employment, and one day for every six days  
4 of such work actually performed thereafter.

5       "(e) From the term of any sentence one day shall be deducted for  
6 every six days' work performed at work camp during the first year of  
7 prison employment, and one day for every four days thereafter. Once  
8 the four-day rate is achieved it may be applied to subsequent work  
9 or education release programs while the inmate is serving the same  
10 term.

11       "(f) The deductions allowed in paragraphs (c), (d) and (e) of  
12 this subsection shall be in addition to those allowed in paragraphs  
13 (a) and (b) of this subsection.

14       "(g) In this subsection, 'prison employment' includes actual  
15 work in prison industry, meritorious work in connection with prison  
16 maintenance and operation, actual work in agriculture and actual  
17 work at work camp.

18       "(h) The Corrections Division shall develop pursuant to the  
19 rulemaking provisions of ORS 183.310 to 183.500 a uniform procedure  
20 for granting, retracting and restoring deductions allowed in  
21 paragraphs (a) to (g) of this subsection.

22       "(2) When a paroled inmate violates any condition of [his]  
23 parole, no deduction from the term of [his] sentence, as provided in  
24 subsection (1) of this section, shall be made for service by such  
25 inmate in the penal or correctional institution prior to [his]  
26 acceptance and release on parole, except when authorized by the  
27 State Board of Parole upon recommendation of the superintendent  
28 thereof.

"(3) Except when granted by the State Board of Parole under ORS 144.310, a discharge of an inmate from a sentence imposed after the effective date of this <sup>1981</sup> Act, upon a date determined under this section, shall be upon the condition that the inmate be subject to a period of supervision in the same manner as a paroled inmate, except that the maximum period of supervision shall be six months and upon violation of the terms imposed upon the conditional discharge the maximum period of reincarceration shall be 90 days. However, the period of supervision, reincarceration or both shall in no case cause the length of the inmate's term to exceed the maximum term imposed by the court."

In line 12, delete "2" and insert "3".



1981 Regular Legislative Session  
FISCAL ANALYSIS OF PROPOSED LEGISLATION  
Prepared by the Executive Department and the Legislative Fiscal Office

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MEASURE NUMBER: HB 2327

STATUS: Original Filing

SUBJECT: Requires change of time period for State Board of Parole to issue certificate of discharge to parolee who has performed obligations of parole.

GOVERNMENT UNIT AFFECTED: Department of Human Resources Corrections Division

BUDGET AND MANAGEMENT ANALYST: Kathleen Dewoina 1-28-81

LEGISLATIVE FISCAL ANALYST: Vickie Gates 1-28-81

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EFFECT ON EXPENDITURES: This proposal is included in the Governor's Recommended budget.

EFFECT ON REVENUES: none

ORGANIZATIONAL IMPACT: none

EFFECT ON POSITIONS: none

COMMENTS:

This proposal is necessary to implement the Governor's Recommended Budget. If the proposal is not passed, the Corrections Division would need an additional \$2.9 million General Fund and 58.0 full-time equivalent positions (Parole and Probation Officers and related clerical and supervisory staff) to continue the current program prescribed by statute.

HOUSE OF REPRESENTATIVES

61st Legislative Assembly

STAFF MEASURE ANALYSIS

Measure: HB 2327 as amended

Committee: Judiciary

Hearing Dates: January 28, March 23 and April 3, 1981

Explanation Prepared by: Stephen L. Griffith, Legal Counsel

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Function of Measure:

Presently, the law calls for a minimum parole period of one year. ORS 144.310. The original bill would have imposed a maximum term of six months. The Committee amended section 1 to provide that six months shall be the minimum period of parole. During this period, the parolee will be actively supervised. The Board of Parole may set a longer parole term, but in that case parole will be supervised only if the Board finds that the welfare of the prisoner or society so requires. The result is the product of several conclusions. (1) While it is desirable to supervise any person who has been convicted of a crime, probation is a more cost-effective program than parole, and probably more deserving of scarce dollars. (2) A minimum of six months of parole is needed if the parole officer is to establish a relationship with the parolee and help in the latter's readjustment to society. (3) Some persons very definitely require more than six months of supervision if their parole is to be successful. (4) In some cases, unsupervised parole is an effective tool to insure that an ex-offender does not take up troublesome habits.

The Committee also amended the bill to provide that inmates who are sentenced after the effective date of the Act, and who are discharged early from their sentence as a result of credit for time served or work performed in prison, are subject to parole-type supervision for up to six months. Some inmates now serve their "flat time" rather than submit to supervision. From a correctional standpoint, those who waive parole are the very ones who need supervision. A new section 2 amending ORS 421.120 was therefore added, to provide, in effect, a period of supervision for all inmates who are released from the custody of the Corrections Division.

Section 1 is expected to save 120 prison beds and to free approximately \$2.9 million for other, principally probation, uses. Section 2 will have a mixed bedspace impact. Persons who would otherwise choose to serve out their time will be encouraged to leave prison on parole as they cannot avoid some period of supervision. On the other hand, after 1983, as many as 18 beds may be occupied by those who return for violating conditions imposed under ORS 421.120.

The bill carries an emergency clause.

VOTING: Aye - Bugas, Cohen, Lombard, Mason, Rutherford, Smith, Springer

No - Courtney

Excused - Hendriksen

BILL CARRIER: Rep. Mason

OREGON STATE SENATE  
61st Legislative Assembly

**STAFF MEASURE ANALYSIS**

Measure: H.B. 2327 as amended

Title: Relating to corrections; amending ORS 144.310 and 421.210; declaring an emergency

Committee: Justice

Hearing Dates: Public Hearing 5/28/81; Work Session 7/7/81

Explanation Prepared By: Felicia M. Gniewosz, Legal Counsel

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**Problem addressed.**

The present law in ORS 144.310 calls for a minimum parole period of one year and the corrections division is looking at the most effective means of proper supervision while conserving bed space.

**Function and purpose of measure as reported out.**

Section 1 amends ORS 144.310 to provide that six months shall be the minimum period of parole and during this period, the parolee shall be actively supervised. The Board of Parole may set a longer parole term but only if the Board finds that the welfare of the prisoner or society so requires.

The committee also amended the bill to provide that inmates who are sentenced after the effective date of the Act and who are discharged early from their sentence as a result of credit for time served or work performed in prison, are subject to parole-type supervision for up to six months. The new Section 2 amending ORS 421.120 was added to provide that a period of supervision for all inmates who are released from the custody of the Corrections Division.

Section 1 is expected to save 120 prison beds and to free approximately \$2.9 million for others, principally probation, uses. Section 2 will have a mixed bedspace impact. Persons who would otherwise choose to serve out their time will be encouraged to leave prison on parole so they cannot avoid some period of supervision. However, after 1983, as many as 18 beds may be occupied by those who return for violating conditions imposed under ORS 421.120.

- Major issues discussed.
1. The reasons for concluding six months be the minimum period of parole (a) it is more desirable to supervise any person convicted, but probation is more cost-effective; (b) parole officers need a minimum of six months to establish a relationship and help readjustment to society; (c) some persons require more than six months supervision; and (d) in some cases unsupervised parole is effective.
  2. The fact that testimony indicated that failure to pass the bill would result in allowing 18 felons per month to be released with no supervision during their initial readjustment, while 2,000 parolees are retained. The issue is that caseloads would influence judges to use prison instead of probation, since there has to be a balance between resources available.

None

Fiscal: yes

(Attach additional sheets as necessary)

1981 Regular Legislative Session  
FISCAL ANALYSIS OF PROPOSED LEGISLATION  
Prepared by the Executive Department and the Legislative Fiscal Office

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MEASURE NUMBER: HB 2327 A-Engrossed

STATUS: Including Amendments by House April 23

SUBJECT: Requires change of time period for State Board of Parole to issue certificate of discharge to parolee who has performed obligations of parole.

GOVERNMENT UNIT AFFECTED: Department of Human Resources Corrections  
Division

BUDGET AND MANAGEMENT ANALYST: Kathleen Dewoina 4-27-81

LEGISLATIVE FISCAL ANALYST: Vickie Gates 4-27-81

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EFFECT ON EXPENDITURES: This proposal is included in the Governor's Recommended budget.

EFFECT ON REVENUES: none

ORGANIZATIONAL IMPACT: none

EFFECT ON POSITIONS: none

COMMENTS:

This proposal is necessary to implement the Governor's Recommended Budget. If the proposal is not passed, the Corrections Division would need an additional \$2.9 million General Fund and 58.0 full-time equivalent positions (Parole and Probation Officers and related clerical and supervisory staff) to continue the current program prescribed by statute.

The legislation is also anticipated by the Corrections Division to eventually impact prison bed space needs by 120 beds. This avoidance may be reduced by requiring parole supervision of inmates currently discharged without supervision. The Governor's Recommended budget did anticipate these bed space savings when institutional need were forecast. Costs associated with institutional confinement would vary from \$265,000 GF to \$1.2 million depending upon whether only consumables or total services costs were used in calculating possible impact. Bed space savings are associated with persons returned for technical rules violations.

1981 Regular Legislative Session  
FISCAL ANALYSIS OF PROPOSED LEGISLATION  
Prepared by the Executive Department and the Legislative Fiscal Office

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MEASURE NUMBER: HB 2327

STATUS: Original Filing

SUBJECT: Requires change of time period for State Board of Parole to issue certificate of discharge to parolee who has performed obligations of parole.

GOVERNMENT UNIT AFFECTED: Department of Human Resources Corrections Division

BUDGET AND MANAGEMENT ANALYST: Kathleen Dewoina 1-28-81

LEGISLATIVE FISCAL ANALYST: Vickie Gates 1-28-81

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EFFECT ON EXPENDITURES: none

EFFECT ON REVENUES: none

ORGANIZATIONAL IMPACT: none

EFFECT ON POSITIONS: none

COMMENTS:

This proposal is necessary to implement the Governor's Recommended Budget. If the proposal is not passed, the Corrections Division would need an additional \$2.9 million General Fund. and 58.0 full-time equivalent positions (Parole and Probation Officers and related clerical and supervisory staff) to continue to current program prescribed by statute.

1 MEASURE SUMMARY

2 Directs certificate of discharge to parolee six months after  
3 parole release unless sentence expired sooner.

4 Declares an emergency, effective on passage.

COPIES SENT 12/17/80  
REVENUE ☒  
FISCAL ☒

A BILL FOR AN ACT

Relating to parole; amending ORS 144.310; and declaring an  
emergency.

Be It Enacted by the People of the State of Oregon:

Section 1. ORS 144.310 is amended to read:

144.310. When a paroled prisoner has performed the obligations  
of [his] parole for [such time as satisfies] a period of six months  
after the date of release on parole, the State Board of Parole [that  
his final release is not incompatible with his welfare and that of  
society, the board may] shall make a final order of discharge and  
issue to the paroled prisoner a certificate of discharge. [; but no  
such order of discharge shall be made within a period of less than  
one year after the date of release on parole, except that] However,  
when the period of the sentence imposed by the court expires at an  
earlier date, a final order of discharge shall be made and a  
certificate of discharge issued to the paroled prisoner not later  
than the date of expiration of the sentence.

SECTION 2. This Act being necessary for the immediate  
preservation of the public peace, health and safety, an emergency is  
declared to exist, and this Act takes effect on passage.

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V CROSS OUT INAPPLICABLE WORDS V

(1)

BILL ~~RESOLUTION~~ } NUMBER 2327  
                  ~~MEMORIAL~~ }

## Title:

Relating to parole; amending ORS 144.310; and declaring an emergency.

Sponsored by  
Committee on:

At the request of:

CORRECTIONS DIVISION

All agencies, organizations and persons that  
have formally requested the measure are named  
herein in accordance with ORS 171.127.

*[Signature]*  
CHIEF SPONSOR

- ( ) Ordered printed by the Speaker pursuant to House  
Rule 12.00A (5). Presession Filed
- ( ) Pre-session Filed and Printed pursuant to House  
Rule 12.00A (2) (3).
- ( ) Pre-session Filed pursuant to House Rule 12.00A  
(2) (6).

## SPONSORSHIP

12.00A Pre-session Filing and Printing. (1) Any member or member-elect of the House may, on or after forty-five days prior to January 1 of the odd years, pre-file any number of measures with the Chief Clerk for introduction.

(2) Every measure so pre-filed shall be signed by the member or members offering it and shall be delivered in person or by certified mail to the Chief Clerk.

(3) When authorized in writing by the member the Chief Clerk shall order the measure printed, however, no printed pre-filed measure shall be withdrawn or distributed until the House is convened, organized and ready for the business of the session.

(4) Every measure introduced at the request of a person, state agency or legislative interim committee shall indicate that it is introduced by request and the identity of the requester.

(5) In lieu of bearing the name of member or members sponsoring it, a measure that is pre-session filed and prepared for printing or printed pursuant to this rule shall bear a statement that introduction is by order of the Speaker and by request, indicating the identity of the requester.

(6) Any measure pre-filed and not ordered printed may be withdrawn by the sponsor or sponsors prior to the first reading upon written request to the Chief Clerk.

1981 JAN 8 PM 1 55