



Advisory Commission on Prison Terms and Parole Standards

2575 Center Street NE, Suite 100

Salem, Oregon 97301

Advisory Commission on Prison Terms & Parole Standards Meeting Minutes Thursday, January 12, 2012

Call to Order and Note of Attendance: The meeting was called to order at 2:00 p.m., and note of attendance made: Chairperson Aaron Felton, Member Jeremiah Stromberg, Member Candace Wheeler, Advisory Commission Secretary Jay Scroggin, Judge Dale Penn, Member Liani Reeves, Legal Counsel Steven Wolfe and Jeremy Rice. Attending via telephone were Judge Michael Sullivan and Judge Julie Frantz. Members of the public attending: Katie Suver, Jen and Leanma Remy, Rosemary Brewer, Glen Engweiler, Lindsey Perry, Kim Miller, Catherine Myers, Howard McKinley, and Cheryl Cunio.

Approval of Minutes: Meeting minutes from the December 16, 2011 meeting were approved and adopted with a minor correction to the second bullet under New Business to strike the I after the word murder.

Chair/Vice-Chair Update: Chair Felton made minor changes to the Agenda adding to New Business 'ex post facto' and moving items 1 and 2 under New Business to Old Business.

Old Business

- **Review and discussion regarding history of crime seriousness ratings for murder and aggravated murder:** Both murder and aggravated murder are rated 7 or 8 and are treated the same. There is no proportionality issue. The challenge for the courts is what was in place at the time of crime commitment. This is a continuation of the standards that were in existence before 1992.
- **Continue discussion of Proposal from Board of Parole and Post-Prison Supervision for amendment to crime seriousness ratings for aggravated murder:** Going back to the old rules A1 and A2 we would be adding the 7's and 8's back in. There was a slight change in the wording from the proposal concerning division 32-37 dealing with adults. This would allow the Board to apply it to a broad range of dates. There will be no vote on this proposal at this meeting. The vote will be taken after the public testimony on February 10 at the Oregon State Archives Building.

New Business

- **Discussion and Consideration of Proposal from Board of Parole and Post-Prison Supervision for amendment to administrative rules regarding juvenile aggravated murders:** The Juvenile Aggravated Murder (JAM) rules were adopted by the Board of Parole and Post-Prison Supervision in 1999 to address an issue concerning JAM population. The Oregon Supreme Court ruled this year that the Board could not hold Murder Review hearings for JAM population to determine their likeliness to be rehabilitated. The Oregon Supreme Court said not to hold the Murder Review hearing but Prison Term hearing. Potential equal protection issues were raised..

This proposal is to repeal the current JAM rules and move the JAM people to the adult matrix that was in place at the time of crime commitment. There will not be any more people coming into the JAM category. There are five inmates who will be impacted by this change. A copy of this proposal will be posted on the Oregon Board of Parole and Post-Prison Supervision website.

Future Meetings: February 10, 2012 from 9:00 am - 12:00 pm with Public Testimony. This meeting will be in the conference room at the Oregon State Archives Building located at 800 Summer Street NE, Salem Oregon 97310.

Meeting adjourned at 3:20 p.m.