

CRIME VICTIMS' SERVICES DIVISION * CRIME VICTIMS' RIGHTS SECTION
TASK FORCE ON VICTIMS' RIGHTS ENFORCEMENT
MEETING MINUTES



Date: Monday, October 24, 2016

Committee: **Task Force on Victims' Rights Enforcement**

Attendees: Brad Berry, Debra Bridges, Juliet Britton, Mark Cotter, David Delsman, Melissa Franz (for Kimberly Dailey), Suzanne Gray (for Michele Roland-Schwartz), Dennis Holmes, Kim Larson, John Stein, Terry Thompson, and Robyn Varner (for Michael Wu)
Guests: Dana Carelle, David Factor, Daniel Parr

Phone Attendees: Rosemary Brewer, Marc Brown, Matt English, Chanpone Sinlapasai-Okamura, Guest: Steve Berger

Staff Attendees: Shannon Sivell, Helen O'Brien, and Sherree Rodriguez

Introductions and welcome – Helen O'Brien

Seantel Heisel has vacated her position with Oregon Youth Authority (OYA). OYA will appoint a replacement for the Task Force position.

Minutes - The group reviewed and adopted the July 25, 2016 minutes.

Oregon Association of Community Corrections Directors (OACCD) – Steve Berger

The Oregon Association of Community Corrections Directors has been strategizing how to improve the victim experience in the post-conviction process. Earlier in the year, Helen O'Brien attended an OACCD meeting where she gave an overview on crime victims' rights, with a focus on corrections, and she talked about the Post- Conviction Advisory Network group (PCAN). Through continued collaborative efforts PCAN has become an official OACCD workgroup, meaning a nomination for an official liaison to OACCD will be forthcoming. PCAN has also created a Quick Reference Guide for P.O's on the topic of what information can be provided to crime victims. The guide will be presented at the next full OACCD meeting in November with an eye toward statewide practice implementation. Steve provided the Quick Reference Guide for review by the Task Force for further input. The group is encouraged to provide feedback as soon as possible since it is set for presentation on November 17.

Odyssey eCourt and Crime Victims' Rights – David Factor/Daniel Parr

Daniel Parr and David Factor provided information on the Odyssey eCourt system, which replaced OJIN to improve access to the Oregon courts system. The task force was given the opportunity to submit questions prior to the meeting. Areas of concern to the Task Force include confidential victim information becoming accessible to the public and to offenders. Configuration changes to the eCourt system can be quickly processed, while policy and programming changes take two to three years. There are committees in place to address nuances of the system and various concerns. David Factor invited the Task Force to continue to provide input as it is very helpful in moving forward.

PSRB/Sex Offender and Victim No-Contact Issues at Oregon State Hospital – Juliet Britton

The Psychiatric Security Review Board (PSRB) has been in place for 40 years and have about 200 sex offenders (SO) under their supervision to date. Those in the Oregon State Hospital (OSH) are all at the lowest level of offense, and consequently, none is on the public website. The tier system does not measure danger, but measures the predictability of future offenses. Supervisory authorities do have latitude upon release in notifying the public.

OSH hospital licensing rules do not allow for restrictions on phone and mail contacts. There have been several cases of patients contacting family members of victims. PSRB does not have legal authority to limit this contact. Juliet will reach out to the District Attorneys (DA) and request they include an initial no-contact order. David Factor will forward this to judges. ODAA is a good venue for training around this issue.

ACTION: Juliet will seek General Counsel advice to determine if PSRB/State Hospital Review Panel has the authority to limit contact while a patient is committed as well as work with DA's to alternatively prevent contact through protective orders or no contact language in the guilty except for insanity order.

Updates and Goals: Task Force and Subcommittees

Immigrant Crime Victims' Rights Subcommittee –Helen O'Brien

No updates

Juvenile Justice Subcommittee – Terry Thompson

Terry Thompson is retiring in January. Dana Carelle is to be his replacement on the Task Force. The Oregon Juvenile Department Directors Association Conference occurred the third week prior of October and the presentation by this subcommittee, including a victims' rights toolkit, was well received. Currently, there are only five counties with dedicated victim work in the Juvenile Departments and the toolkit is designed to be helpful to communities wishing to improve services with or without a dedicated staff member.

Best Practice – Rosemary Brewer, Helen O'Brien

DOJ worked with Department of Corrections to update their new letter asking for access to victim impact statements to be used in post-sentence report on inmates. This group has updated the Victim Impact Best Practice Guide to include information about the post-sentence report process.

Bench Card Update – Kim Larson

Kim and Melissa Franz and Helen O'Brien have met once to begin updating the Victim's Rights Bench Card, which has not been reviewed since 2008. Additionally, they have identified a law student to work on this project updating legal references. Judge Delsman will participate in reviewing the document as needed. The Task Force will have an opportunity to weigh in when the project is further along.

Meeting adjourned at 3:30 pm.

2017 Task Force Meeting Schedule (1:30 to 3:30 pm)

- January 30
- April 24
- July 31
- October 30