



Attorney General's Task Force on Victims' Rights Enforcement
Meeting Minutes
October 24, 2022; 1:30 to 2:20 pm
Teams Video Meeting

Attendees: Brad Berry, Alison Bort, Rosemary Brewer, Saydyie DeRosia, Jeff Howes, Judge Andrew Lavin, Debbi Martin, Robyn Masella, John Stein, Carrie Walker

Absent: Beth Brownhill, Bridget Budbill, Rhea Dumont, Luis Garcia, Meg Garvin, David Jackson, Wendy Lang, Robyn Masella, Sarah Purce, Kimberly Rose, Adam Turbo

Crime Victim and Survivor Services Division (CVSSD) Attendees: Johanna Costa, Helen O'Brien, Sherree Rodriguez

Guest: Aaron Knott

Welcome – Helen O'Brien welcomed the group.

Minutes – The task force approved the minutes from the July 2022 meeting.

Multnomah County New Issuing Policy – Aaron Knott

Aaron Knott, the Policy Director for Multnomah County District Attorney's (DA) Office discussed the county's revision of processes in order to provide a more equitable experience for immigrants and refugees. They noted that consequences that flow directly from the cumulative effects of a criminal charge or conviction can be starkly inequitable and disproportionate, particularly for non-citizens accused of a crime and their families. The revised policy states that Deputy DAs are to consider the immigration consequences to a defendant in charging and disposing cases and to seek an immigration neutral resolution once informed that such consequences may exist. This policy is not meant to convey that non-citizens should be given a more lenient sentence, but instead to avoid the imposition of disproportionate consequences as much as possible, consistent with public safety and the safety of the victim.

Prosecutor Cert vs. Victims' Rights Request Form – Helen O'Brien

Department of Justice (DOJ) has asked Oregon Judicial Department (OJD) to review and consider removing a question from the Prosecutor Certification form.

No Bail & Clemency – Helen O'Brien

There was an open discussion with general comments about number of cases and capacity needs.

Subcommittee Updates

Immigrant Subcommittee

Aaron Knott provided the Multnomah County Policy Update to the group. The FBI Trafficking Unit updated the group, and toolkit updates are almost complete. They will work on a drafting a model policy for police re: how U-Visas are reviewed and processed.

Juvenile Justice Subcommittee Update – Debbi Martin

Dana Vidoni-Carelle has moved off the task force and Wendy Lange from Curry County has been appointed in her place, though she was unable to attend this meeting.

The group has recently worked on the Oregon Youth Authority (OYA) infographic and plan on working on an OYA 101 document for victims. They hope to do an updated training for victims' rights and how to



document in the Juvenile Justice Information System (JJIS) that all existing & new probation/parole officers will receive. They are working on a human trafficking assessment and response, hoping to be consistent with assessments used by the Department of Human Services. The group is gathering information for Oregon Judicial Department's (OJD) juvenile delinquency program improvements. OJD is considering developing a bench card, which will include victim's rights.

Post-Conviction Advocacy Network (PCAN) Subcommittee – Saydyie DeRosia

They had an in-person meeting earlier in October, setting meetings for 2023 and organizing their work. The group discussed an annual parole officer training for all counties, recently Multnomah County has adopted this practice.

The victim notification system, currently known as VINEs is on track to be fully implemented at the first of the year. Saydyie asked the group to send her name ideas for the new program.

The group noted concerns about pending commutation of sentences as this will bring additional concerns for victims.

Psychiatric Security Review Board (PSRB) Update – Alison Bort

A recent judicial decision has significantly decreased the amount of time the PSRB has to work with some patients. Judge Mosman's decision significantly limits the competency restoration timelines of defendants admitted to the Oregon State Hospital. For alleged violent felonies, the current statute provides 3 years for restoration while the Mosman decision reduces that to one year. There are many implications for this change, but in terms of the impact on PSRB and victims, they anticipate that DAs will be motivated to petition for the ORS 426.701 civil commitments (which are transferred to PSRB jurisdiction) in lieu of dismissing charges or petitioning for traditional civil commitment. This would cause an increase in this caseload (currently they have 29). Historically, victims involved in ORS 426.701 commitments have not been well-educated about how that commitment type works, namely because the DOJ does not represent the state and so Crime Victim and Survivor Services (CVSSD) is not involved. Rather, it is the DA from the county of commitment who represents the state, and so victim services come from the county of commitment. The CVSSD program has been providing education for county victim advocates as a general practice. Upon notice of an upcoming hearing the PSRB Hearings Officer coordinates with CVSSD and the county victim advocate to ensure that victims understand this commitment type, their rights to make victim impact statements, attend hearings, receive orders, etc. See this link for more information about the [Mossman decision](#).

Meeting adjourned at 2:20 pm

Next Meeting: January 30