

INFORMATION THAT CAN BE RELEASED TO VICTIMS OF JUVENILE OFFENSES

Oregon Constitution Art. I § 42 – “(1) ...the following rights are hereby granted to victims in all prosecutions for crimes and in juvenile court delinquency proceedings:”

(b) The right, upon request, to obtain information about the conviction, sentence, imprisonment, criminal history and future release from physical custody of the criminal defendant or convicted criminal and equivalent information regarding the alleged youth offender or youth offender

ORS 419A.255 – Maintenance; disclosure; exceptions to confidentiality

(6) Notwithstanding any other provision of law, and subject to subsection (8) of this section, the following are not confidential and not exempt from disclosure:

- a. The name and date of birth of the youth or adjudicated youth;
- b. The basis for the juvenile court’s jurisdiction over the youth or adjudicated youth;
- c. The date, time and place of any juvenile court proceeding in which the youth or adjudicated youth is involved;
- d. The act alleged in the petition that if committed by an adult would constitute a crime if jurisdiction is based on ORS 419C.005;
- e. That portion of the juvenile court order providing for the legal disposition of the youth or adjudicated youth when jurisdiction is based on ORS 419C.005;
- f. The names and addresses of the youth or adjudicated youth’s parents or guardians.

(7) Notwithstanding any other provision of law, and subject to subsection (8) of this section, when a youth has been taken into custody under ORS 419C.080, the following information shall be disclosed unless, and only for so long as, there is a clear need to delay disclosure in the course of a specific investigation, including the need to protect the complaining party or the victim:

- a. The youth’s name and age and whether the youth is employed or in school;
- b. The youth offense for which the youth was taken into custody;
- c. The name and age of the adult complaining party and the adult victim, unless the disclosure of such information is otherwise prohibited or restricted;
- d. The identity of the investigating and arresting agency;
- e. The time and place that the youth was taken into custody and whether there was resistance, pursuit or a weapon used in taking the youth into custody.

(8) Except as provided in ORS 419A.300 and unless otherwise directed by the court, only the juvenile court, the county juvenile department and the Oregon Youth Authority may disclose the information under subsections (6) and (7) of this section if the information is subject to disclosure.

ORS 420A.122 – Notice of release or discharge of adjudicated youth

- (1) Prior to an adjudicated youth’s release or discharge from a **youth correction facility**, the Oregon Youth Authority shall notify the victim (if requested) of the release or discharge.
- (2) The youth authority shall include in the notification:
 - (a) The adjudicated youth’s name and date of birth;
 - (b) The names and addresses of the adjudicated youth’s parents or guardians;
 - (c) The name and contact information of the attorney for the adjudicated youth, if known;
 - (d) The name and contact information of the individual to contact for further information about the notification;
 - (e) The adjudicated youth’s date of release or discharge;
 - (f) The type of placement to which the adjudicated youth is released;
 - (g) The specific offense that brought the adjudicated youth within the jurisdiction of the juvenile court;
 - (h) Any terms of parole including, but not limited to, whether school attendance is a condition of release;
 - (i) Any other conditions required by the court.

QUICK REFERENCE GUIDE:

INFORMATION YOU CAN RELEASE TO VICTIMS UPON REQUEST

- ✓ Youth's name, age (date of birth), and whether the youth is employed or in school
- ✓ Names and addresses of the youth's parents or guardians
- ✓ Offense for which the youth was taken into custody
- ✓ Identity of the investigating and arresting agency
- ✓ Time and place that the youth was taken into custody and whether there was resistance, pursuit or a weapon used in taking the youth into custody
- ✓ Basis for the juvenile court's jurisdiction over the youth
- ✓ Act alleged in the petition that if committed by an adult would constitute a crime
- ✓ Date, time and place of any juvenile court proceeding in which the youth is involved
- ✓ Portion of the juvenile court order providing for the legal disposition of the youth
- ✓ Information about the conviction, sentence, imprisonment, criminal history and future release from physical custody of the alleged youth offender or youth offender
- ✓ Name and age of the adult complaining party and the adult victim, unless the disclosure of such information is otherwise prohibited or restricted