

1 BEFORE THE BOARD OF COUNTY COMMISSIONERS

2 FOR MULTNOMAH COUNTY, OREGON

3 ORDINANCE NO. 896

4 An ordinance amending MCC 2.70.230 relating to Convict Employment, and
5 declaring an emergency.

6 (Underlined sections are new replacements; [bracketed] sections are deleted.)

7 Multnomah County ordains as follows:

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10 Sections I. Findings.

11 MCC 2.70.230(E) currently requires that convicts in county correctional facilities
12 who perform authorized employment are entitled to credit against their sentence unless
13 otherwise ordered by the court.

14 ORS 169.120 provides that prisoners in a local correctional facility who are
15 engaged in authorized work are entitled to either credit in time against their sentence, or
16 compensation, or both.

17
18 SB1145 amended ORS 144.108 to provide for sanctions for violations of post-
19 prison supervision condition imposed by the State Board of Parole and Post Prison
20 Supervision (SBP) to include incarceration in local county jails.

21 MCC 2.70.230(E) currently does not allow the Sheriff the discretion to deny work
22 time credit to offenders sentenced to local jail time by the SBP, despite the fact that the
23 SBP has the authority to deny such credit in its sentencing guidelines.

24
25 The Board of County Commissioners finds it is in the best interests of the citizens
26 of Multnomah County that county ordinances should be amended to be consistent with
changes in state law;

1 Section II. Amendment of MCC 2.70.230 (E).

2 MCC 2.70.230 (E) is hereby amended to read as follows:

3 (E) *Additional benefits.* Unless otherwise ordered by the court or legal authority,
4 a convict who performs work under these rules shall be entitled to credit against the
5 sentence originally meted, payment, or both, without regard to other credits reducing said
6 sentence, in accordance with ORS 169.120 as determined by the Sheriff. Notwithstanding
7 MCC 2.70.230(C), no convict performing authorized employment hereunder, shall be
8 entitled to any benefits as an employee of the county.
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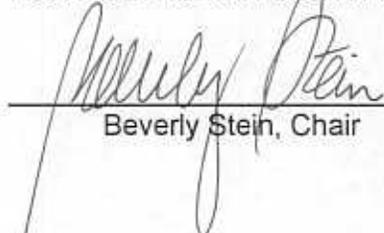
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11 Section III. Adoption.

12 This ordinance, being necessary for the health, safety, and general welfare of
13 the people of Multnomah County, an emergency is declared and the ordinance shall
14 take effect upon its execution by the county Chair, pursuant to §5.50 of the Charter of
15 Multnomah County.
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18 ADOPTED this 8th day of January, 1998, being the date of its first reading
19 before the Board of County Commissioners of Multnomah County, Oregon.

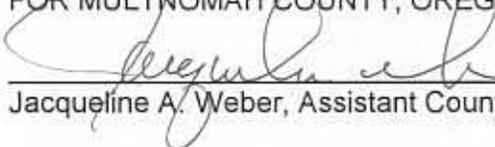


20 BOARD OF COUNTY COMMISSIONERS
21 FOR MULTNOMAH COUNTY, OREGON

22 
23 _____
24 Beverly Stein, Chair

25 REVIEWED:

26 THOMAS SPONSLER, COUNTY COUNSEL
FOR MULTNOMAH COUNTY, OREGON



Jacqueline A. Weber, Assistant County Counsel