

Attachment A
ADMINISTRATIVE SANCTIONS SANCTIONING GRID

Determine Supervision and Behavior Severity Levels



BEHAVIOR SEVERITY LEVEL CHART		
Low Behavior Severity Level	Medium Behavior Severity Level	High Behavior Severity Level
<ul style="list-style-type: none"> Willfully changes residence without permission Does not report Does not answer truthfully Does not abide by a case plan, a directive, or any supervision condition not otherwise listed Does not pay fines or fees Does not attend a treatment session or attends, but is not engaged in treatment 	<ul style="list-style-type: none"> Commits a non-person misdemeanor Does not take medication as prescribed Willfully refuses to pay restitution or compensatory fines as directed Willfully fails to enter or is non-compliant with treatment or does not obtain an evaluation Leaves the state without authorization Exhibits pattern of non-compliance with case plan or supervision Does not comply with or obtain a polygraph 	<ul style="list-style-type: none"> Absconds (a warrant was requested) Commits a person crime Commits a new felony Possesses a weapon (for Board cases refer to OAR 255-070-0001, Exhibit J Definitions) Violates a no contact order or condition Refuses to comply with a 'no relationships' condition Refuses to allow a home visit Refuses or does not submit to a search Refuses to comply with imposed sanctions Refuses to comply with case plan Terminated from treatment Violates curfew or geographic restrictions Possesses sexually deviant material (SC 6 & SC10)

Determine the appropriate matrix based on the type of case being sanctioned. Determine the appropriate Behavior Response Level within the identified matrix. The level identified represents the maximum allowable response without citing an override or 58-45 exception. Any violation can be addressed with a lower-level response.

ALL PCS MISDEMEANORS			
Supervision Level	Behavior Severity Level		
	L	M	H
L	INV	L	L
M	L	L	M
H	M	L	M

FELONIES AND ALL OTHER MISDEMEANORS			
Supervision Level	Behavior Severity Level		
	L	M	H
L	INV	L	M
M	L	M	H
H	M	M	H

* Maximum of 30 sanction days available for HB4002 cases

BEHAVIOR RESPONSES	
INTERVENTIONS	
Assign a Thinking Report	Develop, revise, or practice relapse prevention plan
Participate in a support group or self-help program	Refer back to treatment to address need
Increase or require programming	
LOW-LEVEL NON-CUSTODY SANCTIONS (NO UNITS)	
Issue a verbal reprimand	Increase contact
Issue a written reprimand	Require day detention
Require random UA call-in	Require a staffing with a PPO, supervisor or judge
MEDIUM-LEVEL NON-CUSTODY SANCTIONS (NO UNITS)	
Impose curfew	
Report to Day Reporting Center	
Place on GPS or EM	
LOW-LEVEL CUSTODY AND NON-CUSTODY SANCTIONS	
Up to 3 units of Jail	Community Service
Up to 5 units of:	Day reporting center
House arrest	Work crew
MEDIUM-LEVEL CUSTODY AND NON-CUSTODY SANCTIONS	
Up to 7 units of:	House arrest
Community service	Day Reporting Center
Work crew	Jail
HIGH-LEVEL CUSTODY AND NON-CUSTODY SANCTIONS	
Up to 8 units of:	1-45 Units of:
Community service	House Arrest
Work crew	Jail
 OAR 291-058-0045 may be used if the grid is altogether insufficient to address a violation 	

A lower-level sanction or intervention may always be used to respond to a violation.

An override can be applied to use a higher-level sanction *within* the grid

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- **Override Considerations:** An override is a response to a violation that exceeds the calculated Behavior Response Level but still lies within the Administrative Sanctions Sanctioning Grid as a whole. *If the calculated response level is inappropriate, overrides may be used to move to a higher severity level within the grid. Examples of override reasons may include:*

Override Considerations
<ul style="list-style-type: none"> • The adult on supervision threatens or is violent. • The adult on supervision evades or escapes or attempts to evade or escape. • The adult on supervision puts the Parole and Probation or Law Enforcement Officer in danger or in an unsafe situation. • The adult on supervision is already in custody.

- **OAR 291-058-0045 (Rule 58-45)** is used if the parameters of the Administrative Sanctions Sanctioning Grid are insufficient to address the severity of a violation. If a High-Level Behavior Response (for example, a jail sanction in excess of 45 days) is insufficient to address the seriousness of a violation, a higher level of sanction, up to and including returning an adult on supervision to court or to the Board of Parole and Post-Prison Supervision with a revocation recommendation, may be imposed only after consultation and agreement of the unit supervisor or approval process established by the county agency or local supervisory authority. Examples for sanctions **outside** of the grid may include, but are not limited to:
 - Threat of or actual violence toward a witness or victim
 - Repetition of behavior patterns which contribute to criminal conduct (such as, engaging in behaviors like those involved in instant offense)
 - Exhibiting extreme indifference to the safety of others

- **Levels of Authority**

Probation	
• Agency	0-60 Units
• Court	Over 60 Units
Parole/PPS	
• Parole Officer	0-30 Units
• Agency or Hearings Officer	31-60 Units
• Supervisory Authority or Board	61-90 Units
Short-Term Transitional Leave	
• Parole Officer	0-30 Units
• Agency or Hearings Officer	31-60 Units
• Department of Corrections	Over 60 Units
Non-Prison Leave	
• Parole Officer	0-3 Units
• Agency or Hearings Officer	0-3 Units
• Department of Corrections	Over 3 Units

- **Additional Considerations:**
 - The sanctioning units are caps only. The sanctioning authority may impose sanctions below the cap.
 - An adult on supervision can be required to complete the balance of a previously imposed sanction that was not complied with, in addition to receiving a new sanction for failing to comply with an imposed sanction.
 - Abscond: The adult on supervision’s whereabouts are unknown; the supervising officer has exhausted all reasonable means to locate the adult on supervision, and a warrant has been requested.
- **Drug Enforcement Misdemeanors**
 - The total amount of sanction days a Drug Enforcement Misdemeanor may receive is 30 days.

Attachment B
SANCTION EQUIVALENCY TABLE

Sanction Type	Unit Equation	Stipulation
Jail	1 day equals 1 unit	only for actual days in custody
Restitution or Work Center	1 day equals 1 unit	only for actual days in custody
House Arrest	1 day equals 1 unit	only for actual days in custody
Community Service	16 hours equals 1 unit	only if completed satisfactorily
Work Crew	16 hours equals 1 unit	only if completed satisfactorily
Inpatient Treatment (Residential or Custodial)	1 day equals 1 unit	only if completed satisfactorily, including one year aftercare
Interventions	Intervention responses are not counted as sanction units.	

Criminal Justice Commission Administration Rules (OAR 213-005-0012)

Credit for sanction units shall only be granted for time actually served. Good time credits, work time credits, or early release shall not count towards satisfaction of sanction units.

The adult on supervision shall receive credit for having served those sanction units as follows:

JAIL: Each day of jail incarceration equals one (1) sanction unit.

RESIDENTIAL CUSTODIAL TREATMENT FACILITY: Each day of actual confinement in a 24-hour residential custodial treatment facility equals one (1) sanction unit when the program is satisfactorily completed including up to one year of any required aftercare.

Aftercare may continue for more than one year, but custody unit credit shall be granted following satisfactory completion for one year. **NOTE:** OAR 213-05-012(5) states that when the sentencing judge finds that a custodial rehabilitation program addressing alcohol & drug or sexual behavior is essential in reducing an adult on supervision's risk of recidivism, the requirement that an adult on supervision enter and complete such a program shall not be limited by the sanction units.

RELEASE PROGRAMS: Each day of partial confinement in a release program, in which the adult on supervision is confined in a custodial facility when not on release, equals one (1) sanction unit for each day of partial incarceration.

HOUSE ARREST: Each day of satisfactory compliance with the requirements of house arrest equals one (1) sanction unit if the adult on supervision satisfactorily completes the house arrest.

COMMUNITY SERVICE: Sixteen hours of community service under the direct supervision of a supervisor designated by the supervisory authority equals one (1) sanction unit.

The supervisory authority shall keep a record of all sanction units served by the adult on supervision during the course of the probation terms. When sanction units are served only upon the satisfactory completion of a custodial program, the supervisory authority, when appropriate, shall certify that the adult on supervision has satisfactorily completed a custodial program and the number of sanction units served by the adult on supervision as part of the program.