



# BM 110

## Citations at a glance

- 29 circuit courts have received citations
- 516 total Class E violations
  - 53 reduced from criminal charges filed before 2/1/21
  - 463 citations on or after 2/1/21. Of those,
    - 208 convictions
      - 101 in court
      - 107 failed to appear
    - 15 dismissed
    - 293 pending
- 6 cases with juveniles
- 0 assessment/screening verifications received
- 25 people have received multiple Class E citations, including 1 juvenile
- Most citations are for possession of meth (65%) or heroin (22%).
- 35 citations were issued to non-Oregon residents.

**Senate Bill 755-A codifies and amends Ballot Measure 110, which decriminalized most unlawful possession of a controlled substance (PCS) offenses, effective February 1, 2021.**

**Reduction of Penalties.** Measure 110 reduced the penalties for most PCS offenses from a felony or misdemeanor to a new Class E violation, which has a maximum penalty of a \$100 fine. SB 755-A directs the court to dismiss the citation if it receives verification that the person completes a screening or treatment contact within 45 days of receiving the citation.

**History.** Measure 110 was approved by Oregon voters during the November 2020 election. The reduction of penalties took effect on February 1, 2021. SB 755-A was approved by the Senate Judiciary Committee and is pending in Ways & Means.

**Data Limitations.** Except for data on court processes or outcomes, all data listed is from the citation issued by law enforcement. OJD's data includes only citations filed in circuit courts, not in justice or municipal courts.

**Verifications Received.** No circuit courts had received verifications of assessments as of April 21, 2021. SB 755-A will require verifications be sent to the Oregon Health Authority, which will electronically file them with the court.

### **Circuit Court Class E Violations by County**

| <i>County</i> | <i>Number</i> | <i>County</i> | <i>Number</i> |
|---------------|---------------|---------------|---------------|
| Baker         | 4             | Lake          | 6             |
| Benton        | 43            | Lane          | 71            |
| Clackamas     | 6             | Lincoln       | 18            |
| Clatsop       | 8             | Linn          | 17            |
| Columbia      | 1             | Malheur       | 2             |
| Coos          | 16            | Marion        | 21            |
| Crook         | 21            | Morrow        | 0             |
| Curry         | 1             | Multnomah     | 15            |
| Deschutes     | 15            | Polk          | 17            |
| Douglas       | 20            | Sherman       | 0             |
| Gilliam       | 3             | Tillamook     | 0             |
| Grant         | 5             | Umatilla      | 12            |
| Harney        | 0             | Union         | 5             |
| Hood River    | 6             | Wallowa       | 0             |
| Jackson       | 10            | Wasco         | 7             |
| Jefferson     | 0             | Washington    | 34            |
| Josephine     | 90            | Wheeler       | 0             |
| Klamath       | 21            | Yamhill       | 21            |

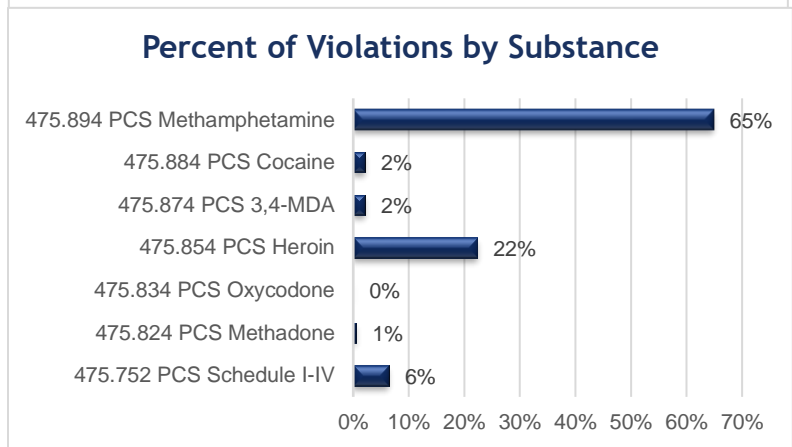
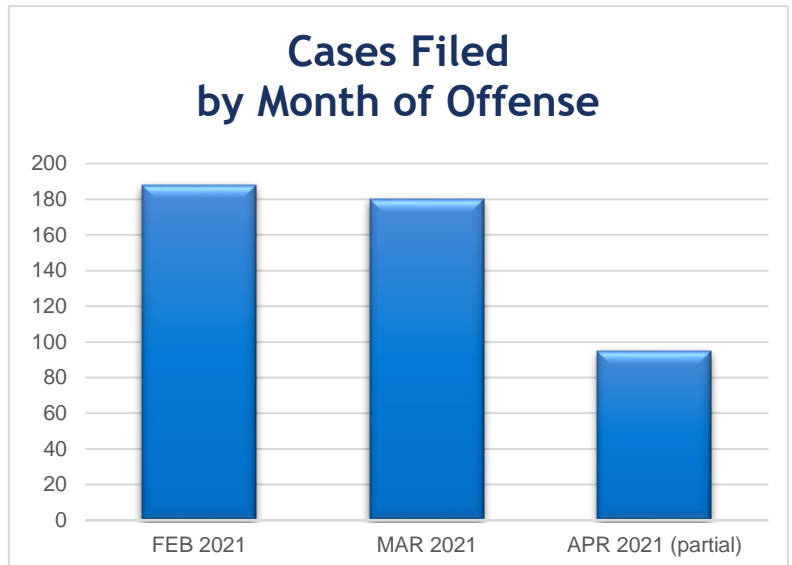
# CLASS E VIOLATIONS IN CIRCUIT COURTS

~ Total Class E violations cited into circuit courts from February 1, 2021 through April 21, 2021 ~

Circuit court Class E violation demographic data is subject to the data collected on the citation by the law enforcement officer. (Oregon Laws Chapter 706) Demographic and violation data from the citation is imported into the official court record to create the case and has been used to provide demographic static counts for those cited to circuit courts.

**Demographic Statistics** reports the breakdown of data statewide for circuit court counts from Class E violations issued on or after the effective date, February 1, 2021.

\*Thresholds for statistical analyses have not been determined.



**21% of Class E violation cases have accompanying charges**  
Of those, 49% are criminal charges and 51% are violations

| Demographic Statistics for Class E Violations |     |       |
|---|-----|-------|
| <b>Gender</b>                                 |     |       |
| Male  | 309 | 66.7% |
| Female  | 118 | 25.5% |
| Missing                                       | 36  | 7.8%  |
| <b>Race</b>                                   |     |       |
| Asian   | 2   | 0.4%  |
| Black   | 4   | 0.9%  |
| Indian  | 5   | 1.1%  |
| Multiracial                                   | 0   | 0.0%  |
| Native Hawaiian or Other Pacific Islander     | 0   | 0.0%  |
| Other   | 6   | 1.3%  |
| Unavailable                                   | 12  | 2.6%  |
| White   | 345 | 74.5% |
| Missing                                       | 89  | 19.2% |
| <b>Ethnicity</b>                              |     |       |
| Hispanic                                      | 21  | 4.5%  |
| <b>Age</b>                                    |     |       |
| Juvenile                                      | 6   | 1.3%  |
| 18 - Under 21                                 | 6   | 1.3%  |
| 21-29   | 120 | 25.9% |
| 30-39   | 197 | 42.5% |
| 40-49   | 88  | 19.0% |
| 50-59   | 32  | 6.9%  |
| 60 +  | 10  | 2.2%  |
| Missing                                       | 4   | 0.9%  |

| Most Frequent Charges With Class E Violations  |     |
|--|-----|
| <b>Criminal, Felony</b>                        |     |
| Delivery of Methamphetamine                    | 4%  |
| <b>Criminal, Misdemeanor</b>                   |     |
| Driving Under the Influence of Intoxicants     | 7%  |
| <b>More Serious Violation</b>                  |     |
| Violation Driving While Suspended or Revoked   | 23% |
| Driving Uninsured                              | 9%  |
| Operating a Vehicle Without Driving Privileges | 4%  |
| Failure to Drive Within a Lane                 | 3%  |