

IN THE CIRCUIT COURT OF THE STATE OF OREGON
THIRD JUDICIAL DISTRICT
Juvenile Department

In The Matter of: _____) No. _____
)

_____) JUDGMENT OF JURISDICTION
A youth.) AND CONDITIONS OF PROBATION
)

D.O.B.: _____) Amended Dispositional

This matter came before the Court on _____. The youth and the following persons were present:

- Deputy District Attorney Attorney for Youth Youth knowingly and voluntarily waives the right to counsel
 Juv. Dept. OYA DHS Mother Father Guardian Other: _____

- Pursuant to ORS 419C.400(1) and (2) on _____ : The youth admitted committing the act(s) described in the petition allegation(s) specified below and that the youth was under the age of 18 at the time:
 The Court found that the evidence presented, or facts to which the youth stipulated, established beyond a reasonable doubt that the youth committed the act(s) described in the petition allegation(s) specified below and that the youth was under the age of 18 at the time:

Date of Petition: _____	Date of Petition: _____	Date of Petition: _____
2A _____	2A _____	2A _____
2B _____	2B _____	2B _____
2C _____	2C _____	2C _____
2D _____	2D _____	2D _____
2E _____	2E _____	2E _____
2F _____	2F _____	2F _____

THE COURT FINDS that the youth is within the jurisdiction of the juvenile court under ORS 419C.005 and, therefore, is a youth offender.

THE COURT DISMISSES the following petition allegation(s), based on the agreement and request of the parties:
 based on failure of proof:

Date of Petition: _____	Date of Petition: _____	Date of Petition: _____
2A _____	2A _____	2A _____
2B _____	2B _____	2B _____
2C _____	2C _____	2C _____
2D _____	2D _____	2D _____
2E _____	2E _____	2E _____
2F _____	2F _____	2F _____

Pursuant to ORS 419C.261(2)(c), the Court makes the following findings for dismissing the allegation(s) that the youth has committed an act that would constitute a sex crime, as defined in ORS 181.594, if committed by an adult:

For the purpose of disposition, the youth offender acknowledges and agrees to pay for the injuries and/or loss resulting from the act(s) described in the following dismissed allegation(s): _____

THE COURT ORDERS that, unless their terms conflict with this judgment or more recent orders, all previous court orders regarding this youth offender shall remain in full effect.

IT IS FURTHER ORDERED that the youth offender is placed on probation to the Court, pursuant to ORS 419C.446, and subject to the following conditions:

STANDARD CONDITIONS OF PROBATION – YOUTH OFFENDER

1. The youth offender shall be supervised on probation by the Marion County Juvenile Department (MCJD)/Oregon Youth Authority (OYA) for a period not to exceed five years from the date of entry of this judgment, or until the youth offender becomes 23 years of age, whichever is sooner, pursuant to ORS 419C.504.
2. The youth offender shall obey all laws and ordinances.
3. The youth offender shall obey all directions of MCJD/OYA staff and family discipline.
4. The youth offender shall be fingerprinted and photographed by MCJD/OYA staff or designee. ORS 419A.250.
5. The youth offender shall be subject to reasonable searches of his or her person, residence, vehicle and other property by MCJD/OYA staff and/or a police officer, having reasonable grounds to believe the search will disclose evidence of a probation violation.
6. The youth offender shall not purchase, possess, consume, or manufacture alcohol, controlled substances, drug paraphernalia, or purchase or possess prescription medication without a valid prescription.
7. The youth offender shall submit to random urinalysis and breath testing at the direction of the Probation Officer (PO). If test results show drug or alcohol use, or a diluted or adulterated sample, the youth offender shall reimburse MCJD/OYA for the cost of the test.
8. The youth offender shall not possess any firearm, knife, or other dangerous weapon, or any other dangerous or hazardous object, device or materials designated as such by the youth offender's PO.
9. The youth offender shall have no direct or indirect contact with the victim(s), if any, without prior permission from the youth offender's PO.
10. The youth offender shall not knowingly associate with any person who is within the delinquency jurisdiction of any court, or on adult probation, or parole of any kind, without prior permission from the youth offender's PO.
11. The youth offender shall not be a member, associate or affiliate of a gang and not wear clothing that either implies membership or affiliation in a gang or otherwise violates MCJD/OYA clothing policy.
12. The youth offender shall keep his or her PO informed of his or her current address and phone number at all times.
13. The youth offender shall not leave Oregon without prior permission from the youth offender's PO.
14. The youth offender shall cooperate with all PO visits to the home, work, school, and other locations where the youth offender may reside or be found.
15. The school district, college or other educational program that the youth offender is attending or has attended shall provide access to and copies of all education and discipline records for the youth offender as requested by MCJD/OYA staff.

STANDARD CONDITIONS OF PROBATION – PARENT/GUARDIAN

1. The parent(s)/guardian(s) shall abide by the most recent PARENTAL SUPERVISION AGREEMENT filed with the Court, which is incorporated herein by this reference.
2. The parent(s)/guardian(s) shall notify the PO of any known violation by the youth offender of any laws, ordinances, or court orders not later than the next working day after learning of the violation.
3. The parent(s)/guardian(s) shall not knowingly allow the youth offender to possess any firearm, knife, or other dangerous weapon, or any other dangerous or hazardous object, device or materials designated as such by the youth offender's PO.
4. The parent(s)/guardian(s) shall not knowingly allow the youth offender to associate with any person who is within the delinquency jurisdiction of any court, or on adult probation, or parole of any kind, without prior permission from the youth offender's PO.
5. The parent(s)/guardian(s) shall not knowingly allow the youth offender to be a member, associate or affiliate of a gang and not wear clothing that either implies membership or affiliation in a gang or otherwise violates MCJD/OYA clothing policy.
6. The parent(s)/guardian(s) shall keep PO informed of the youth offender's address and phone number at all times.
7. The parent(s)/guardian(s) shall not allow the youth offender to leave Oregon without prior permission from the youth offender's PO.
8. The parent(s)/guardian(s) shall cooperate with all PO visits to the home, or other locations where the youth offender may reside or be found.
9. The parent(s)/guardian(s) shall comply with all orders of the Court and the conditions listed herein. Violations of the orders of the Court, or these conditions, by the parent(s)/guardian(s) may result in a finding of contempt and/or the imposition of a fine against the parent(s)/guardian(s).

SPECIAL YOUTH OFFENDER CONDITIONS:

CUSTODY/RELEASE CONDITIONS:

- 16. The youth offender shall be placed continued in the legal custody and guardianship of OYA/DHS (Department of Human Services) pursuant to ORS 419C.478 for a period not to exceed: _____ year(s) and _____ month(s); the youth offender's 25th birthday; pursuant to the commitment order entered in this matter on _____.
- 17. The youth offender shall be placed in MCJD Detention for _____ days hours to begin: immediately on _____, with: _____ days hours suspended credited as time served.
- 18. The youth offender shall be on electronic surveillance for a period of _____ days beginning _____ and shall reimburse MCJD for the costs of electronic surveillance.
- 19. The youth offender shall be on house arrest for a period of _____ days beginning _____ and shall abide by the terms of the house arrest as designated by the PO.
- 20. The youth offender shall maintain a curfew of _____ PM to _____ AM weekdays and _____ PM to _____ AM weekends until otherwise directed by the Court or the PO.

ACCOUNTABILITY:

- 21. The youth offender shall complete _____ hours of community service.
- 22. The youth offender shall participate in the following MCJD Alternative Programs and abide by the program rules accordingly: Short-Term Matrix for _____ days. Long-Term Matrix.
- 23. The youth offender shall seek and maintain employment.
- 24. The youth offender shall complete the following writing assignments:
 - Apology letter(s) to: _____
 - Other assignment(s) on: _____Said assignment(s) is(are) due to the PO Court by: _____
- 25. The youth offender shall have no direct or indirect contact with: _____
- 26. The youth offender shall participate in victim/offender mediation.

EDUCATION:

- 27. The youth offender shall regularly attend an educational program, obey all school rules and regulations, and all lawful instructions of school staff members.
- 28. MCJD/OYA may designate an educational surrogate for the youth offender pursuant to ORS 419C.220.

LICENSE SUSPENSION:

- 29. Pursuant to ORS 419C.007 and 809.412, the youth offender's driving privileges are suspended/revoked for a period specified by the Department of Motor Vehicles (DMV) for "conviction" of an offense enumerated in ORS 809.409, 809.411, 809.413, 813.400 or 813.403 or any other law requiring suspension or revocation of driving privileges upon "conviction" of an offense.
- 30. The youth offender's driving privileges are suspended for 1 year or until the youth offender's 17th birthday, whichever period is longer, for a first "conviction" for an offense enumerated in ORS 809.260, and the youth offender may seek a court order withdrawing the suspension after: 90 days (MIP) 6 months (PCS).
- 31. The youth offender's driving privileges are suspended for 1 year or until the youth offender's 18th birthday, whichever period is longer, for a subsequent "conviction" for an offense enumerated in ORS 809.260, and the youth offender may seek a court order withdrawing the suspension after 1 year.

ASSESSMENTS/COUNSELING:

- 32. The youth offender shall participate in and successfully complete the following assessments/programs and any recommended treatment/counseling: Drug and Alcohol Psychological Mental Health Sex Offender Anger Management Domestic Violence Dialectical Behavioral Therapy Individual Counseling Family Counseling Fire Setter Other: _____

DISPOSITION OF EVIDENCE SEIZED:

- 33. The youth stipulates that the following items are surrendered and may be destroyed:
 Agency(ies): _____ Report #(s): _____
 Item(s): _____

DNA TESTING:

- 34. The youth offender is within the jurisdiction of the court for having committed an act that if committed by an adult would constitute a felony specified in ORS 419C.473 and, therefore, shall submit to the obtaining of a blood or buccal sample by MCJD/OYA in accordance with ORS 137.076.

SETTING ASIDE / MODIFICATION OF JURISDICTION:

- 35. This judgment of jurisdiction based on allegation(s) _____ in the petition(s) filed _____ may be set aside by the Court, pursuant to ORS 419C.610, and the petition may be dismissed by the Court, pursuant to ORS 419C.261, if the Court determines the youth has successfully completed probation; as provided in the CONTRACT filed with the Court and incorporated by reference.
- 36. This judgment of jurisdiction based on allegation(s) _____ in the petition(s) filed _____ may be modified by the Court, pursuant to ORS 419C.610, to reduce the offense(s) to: _____ ORS _____ if the Court determines the youth has successfully completed probation; within _____ months years.

SEX OFFENDER CONDITIONS:

- 37. The youth offender shall abide by the most recent version of the SAFETY RULES filed with the Court, which is incorporated herein by this reference, until otherwise directed by the Court or the PO.
- 38. The youth offender shall participate in and pay for polygraph examinations for treatment purposes.
- 39. The youth offender shall comply with sex offender registration, as required by ORS 181.595 et. seq.
NOTICE: The youth offender may petition for relief from registration no sooner than two years and no later than five years after the termination of court jurisdiction pursuant to ORS 181.823. ORS 419A.260(2).

U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (ICE):

- 40. The youth offender shall be transferred to ICE Services for immigration proceedings and may be continued in MCJD detention for a period not to exceed 48 hours, excluding Saturdays, Sundays, and holidays in order to permit assumption of custody by ICE pursuant to 8 C.F.R. 287.7(d).
- 41. If the youth offender is released from ICE custody pending immigration proceedings, the youth offender shall follow all release conditions as directed by ICE and contact MCJD/OYA within 24 hours of release.

SPECIAL PARENT/GUARDIAN CONDITIONS:

- 10. The father mother guardian shall pay \$ _____ as a portion of the supervision fee imposed by this judgment. ORS 419C.570(1)(a)(D). This obligation is joint and several among the parent(s)/guardian(s).
- 11. The court finds that the criteria set forth in 419C.573 are met and orders that the father mother guardian shall participate in the following treatment or educational programs individually with the youth offender:
 - Parenting Classes Mental Health Evaluation and Recommended Treatment
 - Counseling Family Counseling

OTHER:

MONEY AWARD

Judgment Creditor: State of Oregon

Judgment Debtor(s): _____ (Youth offender)
(Parent(s)/guardian(s) if applicable)

Parent(s)/Guardian(s) is(are) required to pay: Court Appointed Attorney Fees Probation Supervision Fee

RESTITUTION

- The matter of restitution shall be set over for/until: _____ (Max. 90 days – ORS 419C.450)
- The Court is unable to find from the evidence presented that a victim suffered injury, loss or damage. ORS 419C.450.
- Pursuant to ORS 419C.450, the youth offender is ordered to pay the below restitution amount to the victim(s) listed on the attached CONFIDENTIAL VICTIM INFORMATION, which is incorporated herein by this reference.
- Restitution is ordered joint and several with the following person(s): _____

AWARD AMOUNTS:

- \$ _____ Fine
- \$ _____ Restitution
- \$ _____ Offense Surcharge (\$35 for each crime; \$45 for each violation; offenses occurring 10/1/09-7/1/11 per HB2287)
- \$ _____ Assessment Fee (Marion County Children’s Assistance Fund) – Cost Center: 125-35003-341710
- \$ _____ Assessment Fee (Marion County Juvenile Department Victim’s Fund) – Cost Center: 125-35008-341710
- \$ _____ Probation Supervision Fee (payable by youth offender/parent) – Cost Center: 125-35006-341710
- \$ _____ Court Appointed Attorney Fee (payable by youth offender/parent)
- \$ _____ Court DMV Notification Fee (\$15 pursuant to ORS 809.267)
- \$ _____ Electronic Monitoring Fee – Cost Center: 100-00000-525999
- \$ _____ Other Fee (specify): _____
- \$ _____ **TOTAL MONEY AWARD**

- An additional fine of \$ _____ shall be imposed if the youth offender has not completed: _____ by: _____
- Youth offender shall pay the Money Award in full by: _____
- Money Award shall be paid from money seized from the youth offender as identified in the following report(s):
Agency(ies): _____ Report #(s): _____
Item(s): _____
- The court finds the youth offender is unable to pay the Money Award in full and establishes a payment schedule consistent with ORS 419C.450(3) as follows: \$ _____ per month beginning on _____

Money Award shall be paid through the State of Oregon at the Marion County Circuit Court, P.O. Box 12869, Salem, OR 97309 for disbursement pursuant to law. Money required to be paid as a condition of probation remains payable after revocation of probation only if the amount is included in the money award portion of this judgment, even if the amount is referred to in other parts of this judgment order.

NOTICE: The law allows fees to recover administrative and collection costs to be automatically added and collected, without further notice to you or action by the court, when the court has to establish a payment account, refer a matter for collection, or send DMV a suspension notice.

Date

Circuit Court Judge

Print, Type or Stamp Name of Judge

Distribution: Records/Parents/DHS/OYA/PO: _____ /Atty: _____ /Other: _____