

# Measure 94 would repeal minimum sentences

■ If passed it would allow judges to sentence criminals more leniently at times

By Mandy Toomey  
for the Emerald

Aiming to ensure fair sentences for first-time offenders and youths, Ballot Measure 94 would repeal

minimum sentencing for violent crimes and sexual offenses, such as murder, rape and robbery.

If passed, Measure 94 would repeal 1994's Ballot Measure 11, which enacted mandatory minimum sentences. Measure 94 would require all adults issued mandatory minimum sentences be re-sentenced using a grid system, where

the judge would consider factors such as prior convictions into the final sentence.

Supporters of Measure 94 say it would give power back to the judges and reduce Oregon's prison population, thereby cutting the state's prison costs. They also say that giving judges more power wouldn't necessarily lead to more lenient sentencing for all violent criminals. Judges could still issue maximum sentences.

"[With this measure], judges can make the sentence fit the crime. It's not our intention for people to just be set free," said Cathi Lawler, member of Parents Against Cruel and Unusual Punishment. Lawler's son was one of the first convicted under Measure 11 and has been in prison for five years.

But many opponents say mandatory sentences keep judges from being too lenient and keep criminals out of society and in prison.

Howard Rodstein, an opponent of the measure, said that "minimum sentences are important because sometimes the judge has no choice but to give out the minimum sentence."

If the measure passes, approximately 3,200 violent criminals and sex offenders would be re-sentenced. There is a clause, though, that allows a prisoner to finish out a

## If Measure 94 is passed:

Crime:	Approximate range of presumed sentences:	Current mandatory minimum:
Murder	10 years to 22 years	25 years
Manslaughter, 1st degree	4 years to 10 years	10 years
Rape, 1st degree	3 years to 11 years	8 years
Sexual Abuse, 1st degree	1 year to 4 years	6 years
Robbery, 1st degree	3 years to 6 years	7 years

source: Oregon Voters' Pamphlet

sentence rather than go through a re-sentencing trial. The clause would benefit criminals with plea bargains and criminals close to the end of their sentences, who would not have to be re-sentenced.

Juveniles ages 15 to 17 who have been convicted would be sent to juvenile court for a waiver hearing to determine whether the case would stay in juvenile court or would be transferred to adult court. In adult court, the youth would get a re-sentencing hearing; if sent to juvenile court, the youth would get a new trial.

Of the 3,200 criminals being re-sentenced, 11 percent are juveniles ages 15 to 17. Currently, seven of these youths are being held in adult prison, while the majority are being kept at facilities run by the Oregon

Youth Authority.

"Seven juveniles in [an] adult system is too many," Lawler said.

Along with human rights debates, both sides are also disputing the financial impact of the measure. If passed, Measure 94 would reduce the state adult prison costs, and juvenile close custody costs will decrease by \$10.8 million in 2000-2001. Also, state community corrections payments to counties would increase by \$900,000 in 2000-2001.

"This money should be put on the front end for prevention and treatment programs," Lawler said.

On the other hand, costs to re-sentence criminals would be \$6.9 million between now and 2002 and county costs for re-sentencing are estimated to be \$2.1 million.

**ComputerBase** Lowest Price Guaranteed!  
WWW.COMPUTERBASEUSA.COM

<p><b>AMD Duron 700MHz</b></p> <ul style="list-style-type: none"> <li>• Microstar 6330 Motherboard</li> <li>• 128MB PC-100 MHz SDRAM</li> <li>• 8MB Diamond AGP Graphic</li> <li>• 20GB UDMA66 Hard Drive</li> <li>• 56K PCI Voice Fax/Modem</li> <li>• Top quality with all name brand parts!</li> <li>• 1-Years Parts &amp; Life Time Labor Warranty!</li> </ul> <p><b>\$799</b></p>	<p><b>Intel Pentium III 733Mhz</b></p> <ul style="list-style-type: none"> <li>• 8X4X32 CDRW (Samsung)</li> <li>• 128MB PC-133 MHz SDRAM</li> <li>• 56K PCI Voice Fax/Modem</li> <li>• 20GB UDMA66 Hard Drive</li> <li>• 17" .25 Dot Digital Monitor</li> <li>• DSL/Cable Modem Ready 10/100 Nic Card!</li> <li>• 1-Years Parts &amp; Life Time Labor Warranty!</li> </ul> <p><b>\$1149</b></p>
--	--

System include: ATX Mid Case /w 250W PS, 52X Samsung CD, Floppy, KB, Windows 98SE, Logitech Mouse, 3D Sound & AC60W Speakers, AntiVirus...

**32 Oakway Center** (Next to Borders & US Bank) **349-0404**

KNRQ Morning DJ's Porter & Maxwell  
have Pulses

## Do you have one?

# Pulse

Check your Pulse,  
the Oregon Daily Emerald's  
entertainment section, every Thursday.

**Oregon Daily Emerald**

## Calendar

**Wednesday, Oct. 18 —**

**Human Resources Workshop:** "Leadership in Student Supervision." Preregister. 9 a.m.-noon, Walnut Room, EMU. Free.

**Center for the Study of Women in Society Graduate Student Open House.** 2 p.m.-5 p.m., Room 330, Hendricks Hall.

**University Assembly meeting:** President Dave Frohnmayer delivers his annual "State of the University" address and new tenure-related faculty are introduced. 3 p.m., Room 123, Pacific Hall.

**Russian Film Series:** "Borus Godunov-Part One," the Kirov/Andrei Tarkovsky staging of Musorgskii's opera. 6:30 p.m., Room 115, Pacific Hall. Free.

**Lecture: Political analyst,** author and syndicated radio show host Michael Parenti discusses "Yugoslavia and the U.S. Global Domination," followed by an opening reception for the current gallery exhibition, "Collateral Damage: The Destruction of Yugoslavia." 7 p.m., Adell McMillan Art Gallery, EMU. Free.

**Morse Chair Forum:** University law professor Leslie Harris moderates a panel discussion, "No Way Out?" on the pros and cons of mandatory minimum sentencing measures. 7 p.m., Room 175, Knight Law Center. Free.

**Ecological Conversations Lecture:** Sanja Saftic discusses "What Do Bacteria Talk About? Tiny Communities and Evolution under the Microscope." 7 p.m.-9 p.m., Browsing Room, Knight Library. Free.

**National Coming Out Day:** "Queers in Education: Is Ignorance Really Bliss?" offers a discussion of current proposed legislation and the effect it might have on education. 7:30 p.m., Ben Linder Room, EMU. Free.

## 2001...YOUR TICKET TO RIDE

The All New VWs Are Here to See & Drive Today!

**2001 Jetta GL**  
Auto, Pwr locks, A/C, Cass, One Only, MSRP = \$18,300 #WT20202  
**\$16,950**

**2001 Golf GL**  
A/C, AM/FM, Cass, Pwr locks, Alarm, 5 Speed, One Only, MSRP = \$15,425, #W20251  
**\$14,950**

**ALL 2000 JETTAS ON SALE!**

2300 West 7th • EUGENE • 343-8811 • Drivers wanted. **Sheppard** "You don't have to pay more to get more!"

VOLKSWAGEN  
Pictures for illustration purposes only. • Sale Prices Valid thru 10/31/00

**Oregon Daily Emerald**  
P.O. Box 3159, Eugene OR 97403

The Oregon Daily Emerald is published daily Monday through Friday during the school year and Tuesday and Thursday during the summer by the Oregon Daily Emerald Publishing Co. Inc., at the University of Oregon, Eugene, Oregon. A member of the Associated Press, the Emerald operates independently of the University with offices in Suite 300 of the Erb Memorial Union. The Emerald is private property. The unlawful removal or use of papers is prosecutable by law.

NEWSROOM — (541) 346-5511

**Editor in chief:** Jack Clifford  
**Managing Editor:** Jessica Blanchard  
**Community:** Darren Freeman, editor, Lindsay Buchele, Rebecca Newell, reporters.  
**Freelance:** Serena Markstrom, editor.  
**Higher Education:** Andrew Adams, editor, Brooke Ross, Kristy Hessman, reporters.  
**In-depth:** Ben Romano, reporter.  
**Perspectives:** Michael Kleckner, editor. Jayna Bergerson, Bret Jacobson, Pat Payne, Eric Pleiffer, columnists.  
**Pulse:** Monica Hande, editor. Josh Ryneal, Ma-

son West, reporters.  
**Sports:** Jeff Smith, editor. Scott Pesznecker, asst. editor. Peter Hockaday, Adam Jude, Robbie McCallum, reporters.  
**Student Activities:** Jeremy Lang, editor. Emily Gust, Beata Mostafavi, Lisa Toth, reporters.  
**News Aide:** Suzanne O'Kelley.  
**Copy:** Sara Lieberth, Katie Mayer, copy chiefs. Jessica Davison, Lori Musicer, Tom Patterson, Jessica Richeliefer, Rebecca Wilson, copy editors.  
**Photo:** Catharine Kendall, editor. Dan Brunell, Kevin Calame, Erin Swanson-Davies, photographers.

**Design:** Katie Miller, editor. Azle Malinao-Alvarez, Brooke Mossefin, Russ Weller, designers. Bryan Dixon, Giovanni Salimena, illustrators.  
**Online:** Carol Rink, editor. Timur Insepov, webmaster.

ADVERTISING — (541) 346-3712  
Becky Merchant, director. Erin O'Connell, Van Nguyen, advertising assistants. Doug Henges, Nicole Hubbard, Trevor Kuhn, Jesse Long, Adam Rice, Hillary Schultz, Chad Verly, Lisa Wood, advertising sales representatives.

CLASSIFIEDS — (541) 346-4343  
Trina Shanaman, manager. Kara Fallini, Tara Rothermel, Amy Richman, assistants.  
BUSINESS — (541) 346-5512  
Judy Riedl, general manager. Kathy Carbone, business supervisor. Sarah Goracke, receptionist. Greg Gallo, Masahiro Kojima, John Long, Gretchen Simmons, distribution.  
PRODUCTION — (541) 346-4381  
Michele Ross, manager. Tara Sloan, coordinator. Laura Chamberlain, Kara Fallini, Jillian Johnson, Melissa O'Connell, Laura Paz, Ross Ward, designers.