

# House Bill 3431

Sponsored by Representative HUNT; Representatives BARKER, CLEM, GALIZIO, Senators BROWN, WESTLUND  
(at the request of Oregon Council of Police Associations, Association of Oregon Corrections Employees)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Establishes procedure for suspension or revocation of certifications of instructors and public safety officers by Department of Public Safety Standards and Training.

## A BILL FOR AN ACT

1  
2 Relating to the Department of Public Safety Standards and Training; amending ORS 181.661.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 181.661 is amended to read:

5 181.661. (1) [*When*] **If** the Department of Public Safety Standards and Training denies **an** appli-  
6 cation [*or certification or the department or Board on Public Safety Standards and Training believes*  
7 *there is a reasonable basis for suspending or revoking the*] **for** certification of an instructor or a  
8 public safety officer, [*except a youth correction officer or fire service professional,*] notice and oppor-  
9 tunity for a hearing shall be provided in accordance [*with rules approved by the board and in ac-*  
10 *cordance*] with ORS 183.415 [*prior to suspension or revocation*].

11 **(2) If staff of the department believe that there are grounds for suspension or revocation**  
12 **of the certification of an instructor or a public safety officer, the staff shall make a report**  
13 **to the appropriate policy committee established under ORS 181.637. If the policy committee**  
14 **believes that there are grounds for suspension or revocation of the certification, the policy**  
15 **committee shall give written notice to the instructor or public safety officer that the cer-**  
16 **tification of the instructor or public safety officer will be revoked unless the instructor or**  
17 **public safety officer requests a hearing within 20 days after delivery of the notice. If a**  
18 **hearing is not requested, the department shall enter a final order suspending or revoking the**  
19 **certification. If a hearing is requested, the hearing shall be conducted as a contested case**  
20 **under ORS chapter 183 by an administrative law judge from the Office of Administrative**  
21 **Hearings, and a copy of the proposed order of the administrative law judge shall be served**  
22 **on the Board on Public Safety Standards and Training. The board may modify the proposed**  
23 **order as allowed under ORS 183.650.**  
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**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.  
New sections are in **boldfaced** type.