

House Bill 2274

Sponsored by Representative GARRARD (at the request of Merrill, Oregon, Police Chief) (Pre-session filed.)

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**.

Permits certified peace officers from states adjoining Oregon to provide or attempt to provide law enforcement services within Oregon under certain conditions.

A BILL FOR AN ACT

1
2 Relating to certified peace officers.

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

4 **SECTION 1. (1) As used in this section and section 2 of this 2011 Act:**

5 (a) "Adjoining state" means California, Idaho, Nevada or Washington.

6 (b) "Certified peace officer" means a regularly employed peace officer or police officer
7 from an adjoining state.

8 (2) A certified peace officer is a peace officer and a police officer in this state if the
9 certified peace officer is providing, or attempting to provide, law enforcement services de-
10 scribed in subsection (3) of this section within this state at a distance of up to 50 statute
11 miles from the contiguous border of this state and the adjoining state employing the certified
12 peace officer.

13 (3) Subsection (2) of this section applies when the certified peace officer is providing, or
14 attempting to provide, law enforcement services:

15 (a) In response to a request for services initiated by a certified peace officer of the ad-
16 joining state.

17 (b) In response to a reasonable belief that emergency law enforcement services are nec-
18 essary for the preservation of life, and a request for services by a certified peace officer is
19 impractical to obtain under the circumstances. In those situations, the certified peace officer
20 shall obtain authorization as soon as practical.

21 (c) For the purpose of assisting a certified peace officer from the adjoining state to pro-
22 vide emergency service in response to criminal activity, traffic accidents, emergency inci-
23 dents or other similar public safety problems, whether or not a certified peace officer of the
24 adjoining state is present at the scene of the event.

25 (4) This section does not confer upon a certified peace officer the authority to enforce
26 traffic or motor vehicle laws in Oregon.

27 **SECTION 2. (1) A certified peace officer and employing agency of an adjoining state are**
28 **subject to the same civil immunities and liabilities as a peace officer and the peace officer's**
29 **employing agency in Oregon.**

30 (2) The certified peace officer may not receive separate compensation from Oregon for
31 providing law enforcement services within this state.

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.

1 **(3) Notwithstanding any other provision of law, any person who is acting as a certified**
2 **peace officer in this state in the manner described in section 1 of this 2011 Act is deemed to**
3 **have met the requirements of ORS 133.005 if the certified peace officer has completed the**
4 **basic training required for peace officers in the certified peace officer's state.**

5 **SECTION 3.** **Sections 1 and 2 of this 2011 Act do not limit the authority of an officer of**
6 **another state to make an arrest or take other action under ORS 133.410 to 133.440.**

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