
MEMORANDUM

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To: Public Safety Subcommittee of the Joint Committee on Ways and Means

From: John Terpening, Legislative Fiscal Office, 503-986-1824

Date: May 13, 2013

Subject: HB 2549-A
Fiscal Impact Statement

HB 2549-A directs the Department of Corrections (DOC) to establish a risk assessment tool pertaining to sex offenders based on the statistical likelihood that they will commit another sex crime. The assessment tool is required to have three classification levels, with level one being the lowest risk to reoffend, and level three being the highest risk to reoffend.

Currently, DOC, The Board of Parole and Post-Prison Supervision (BPPPS) and community corrections law enforcement agencies conduct a sex offender risk assessment called a "Static 99" that would meet the requirements of the measure.

DOC notes that this assessment is only used on inmates convicted for certain sex crimes and that the measure would expand the number of assessments that would need to be conducted. DOC estimates an additional 200 cases per year would require the assessment. BPPPS reports that there are close to 20,000 registered sex offenders currently in Oregon and approximately 16,000 have a current Static 99.

The measure authorizes the BPPPS and Psychiatric Security Review Board (PSRB) to conduct hearings to reclassify certain sex offenders and to remove sex offenders classified as level one from the obligation to report. The number of hearings and appeals to BPPPS and PSRB are indeterminate at this time. The measure allows the Attorney General to represent the state at the hearing unless the local district attorney of the specific case elects to represent the state. The bill will apply to recent offenders beginning January 1, 2014, and then the remaining offenders on January 1, 2017.

The Legislative Fiscal Office (LFO) has received fiscals from DOC, BPPPS, PSRB, the Department of Justice, Judicial Department and Oregon State Police totaling a combined \$2,919,861 General Fund and ten positions. LFO has additional questions on the budgetary and staffing impacts to DOC, BPPPS, PSRB, and the Department of Justice as a result of this measure and will issue a fiscal impact statement if the measure is scheduled for a work session.