
MEMORANDUM

Legislative Fiscal Office
900 Court St. NE, Room H-178
Salem, Oregon 97301
Phone 503-986-1828
FAX 503-373-7807

To: Public Safety Subcommittee

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

Date: June 11, 2013

Subject: HB 2828 Work Session Recommendations

HB 2828 relates to retention of fingerprint information. The measure directs the Department of State Police to convene a work group to develop recommendations for the retention of fingerprint information by the department. The Department will report the work group recommendations to the Legislative Assembly on or before November 1, 2013. The measure has an emergency clause and is effective on passage.

The measure, the original staff measure summary, preliminary Joint Committee on Ways and Means staff measure summary, revenue impact statement [if available], and fiscal impact statement are available on the Oregon Legislative Information System (OLIS).

The measure previously had a work session in the House Committee on Consumer Protection and Government Efficiency on April 16th, 2013 and was referred to the Joint Committee on Ways and Means with a “do pass as amended” recommendation.

The measure has minimal fiscal impact to Oregon State Police.

Motion to Move Measure

The measure is recommended to be moved to the full Committee on Joint Ways and Means.

Motion: Move HB 2828 to the full committee with a “do pass” recommendation.

Assignment of Carriers

Full: _____
2nd Chamber: _____

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: HB 2828 - A

Seventy-Seventh Oregon Legislative Assembly – 2013 Regular Session
Legislative Fiscal Office

*Only Impacts on Original or Engrossed
Versions are Considered Official*

Prepared by: John Terpening
Reviewed by: Monica Brown
Date: 4-16-2013

Measure Description:

Requires Department of State Police to convene a work group to develop recommendations for the retention of fingerprint information by the department. The Department is directed to report recommendations to the Legislative Assembly on or before November 1, 2013.

Government Unit(s) Affected:

Oregon State Police (OSP)

Analysis:

The proposed legislation has been determined to have
MINIMAL EXPENDITURE IMPACT
on state or local government.

While this individual measure has a “Minimal” fiscal impact, an agency may incur a net fiscal impact greater than minimal depending on the cumulative impact of all measures enacted into law that affect the agency.

Joint Committee on Ways and Means

Carrier – House: Rep.
Carrier – Senate: Sen.

Revenue:

Fiscal:

Action:

Vote:

House

Yeas:

Nays:

Exc:

Senate

Yeas:

Nays:

Exc:

Prepared By: John Terpening, Legislative Fiscal Office

Meeting Date: [Full Committee Meeting Date]

WHAT THE MEASURE DOES:

Directs Department of State Police (OSP) to convene work group to develop recommendations on retention of fingerprint information to allow notification of entities that requested criminal records checks when OSP receives criminal justice information on subject individuals. Specifies certain work group members. Specifies work group considerations. Requires report to Legislative Assembly on or before November 1, 2013. Declares emergency, effective on passage.

ISSUES DISCUSSED:

- Fiscal impact of the measure

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: In 2012, the Legislative Assembly directed the Department of Administrative Services to convene a work group to make recommendations for performing criminal records checks (House Bill 4091). The report of the work group contains seven recommendations for further action, but it did not specifically recommend a “rap back” program that would allow public entities to receive notice of new information relating to criminal records on individuals who had undergone a fingerprint-based criminal records check.

House Bill 2828 A requires the Department of State Police to convene a work group to develop recommendations for a fingerprint retention and agency notification program at the department. The measure specifies certain required participants and directs the work group to consider certain priorities in its deliberations.