

**FISCAL IMPACT OF PROPOSED LEGISLATION**

**Measure: HB 3331 - 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  
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**Measure Description:**

Directs Department of State Police to establish Voluntary Central Criminal Records Check Registry.

**Government Unit(s) Affected:**

Oregon State Police (OSP)

**Summary of Revenue Impact:** See Analysis

**Summary of Expenditure Impact:** See Analysis

**Local Government Mandate:**

This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

**Analysis:**

The measure directs the Oregon State Police (OSP) to establish a Voluntary Central Criminal Records Check Registry. OSP is directed to establish rules for the enrollment process, provide print and electronic applications, and establish application and renewal fees. The measure allows individuals required to submit to a criminal records check to enroll in the registry program. Once an application has been received, OSP will complete a fingerprint-based criminal records check. If the applicant is then enrolled in the program, state agencies that require criminal records checks may accept enrollment in the program in lieu of completing a criminal records check. Enrollment in the program expires two years from date of enrollment and is subject to renewal. OSP is directed to conduct criminal records checks on enrolled individuals annually and remove individuals found to be ineligible. Once an individual is removed in this manner, OSP is directed to inform the state agency of the removal. An individual that has been denied enrollment or removed may appeal. The measure is effective on passage and allows OSP to take any action before the operative date to implement the program. The registry is operative January 1, 2014.

The fiscal impact is indeterminate. The potential number of participants in the registry and the type of background check that will be required of the program is unknown. Currently, OSP provides a variety of background checks. For organizations that are not regulated by the state, such as church groups, mentor programs, and volunteers, OSP provides a clearinghouse background check of both state and nationwide databases as well as FBI records, at a cost of \$52. Criminal background checks conducted by OSP for job applicants typically cost state agencies \$44.50 and includes state and nationwide databases and FBI records. OSP is unclear at this time if FBI records checks would be allowed for the provisions of the measure.

The revenue impact is indeterminate. The fee amounts for application and renewal have not been established.

The Legislative Fiscal Office (LFO) notes that the demand for the registry program is indeterminate and that once the level of demand, scope and data requirements of the program are identified the legislature may need to review staffing requirements in the future should this legislation pass.