

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: HB 2384 - A

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

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

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Measure Description:

Authorizes civil forfeiture of motor vehicle if person is convicted of offense relating to driving while suspended or revoked.

Government Unit(s) Affected:

Cities, Counties, Department of Corrections, District Attorneys and their Deputies, Judicial Department, Oregon Criminal Justice Commission, Oregon State Police (OSP), Public Defense Services Commission

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 adds provisions to the Oregon Vehicle Code authorizing the criminal and civil forfeiture of a vehicle if the person operating the vehicle is arrested or cited for driving while suspended or revoked and had a prior conviction for driving while suspended or revoked within the last three years.

The fiscal impact is indeterminate. The language in the measure allowing law enforcement agencies to seize vehicles is permissive. The law enforcement agencies that choose to seize vehicles and the numbers of vehicles that may be seized are unknown. The ability of law enforcement agencies to seize vehicles will vary from agency to agency and may require additional resources; including but not limited to towing costs, secure locations to hold vehicles until case resolution, and staff to process forfeiture paperwork and maintain the condition of vehicles that have been seized.

Oregon State Police notes that they do not have the storage capacity or staffing resources for the potential seizure of vehicles by the agency.

There is a minimal fiscal impact to the Department of Transportation, Judicial Department, Public Defense Services Commission, and District Attorney's and their Deputies as a result of this measure.