

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: HB 2228 - A

Seventy-Eighth Oregon Legislative Assembly – 2015 Regular Session
Legislative Fiscal Office

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

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Measure Description:

Requires Department of State Police to establish voluntary program through which department retains fingerprint cards or creates facsimiles of fingerprints received from Federal Bureau of Investigation, or created during state criminal records check, for purpose of notifying agencies and districts that subscribe to program of receipt of fingerprints or other identifying information by department for reasons related to administration of criminal justice.

Government Unit(s) Affected:

Oregon State Police (OSP)

Summary of Expenditure Impact: See Analysis

Summary of Revenue 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 requires the Oregon State Police (OSP) to establish a voluntary fingerprint retention program to retain fingerprint cards received from the Federal Bureau of Investigation (FBI) or state criminal records checks. This retention program would allow agencies that subscribe to the program to receive notification from OSP of applicant arrest activity under certain circumstances. The measure requires OSP to adopt rules for the administration of the program and allows for the establishment of a fee for subscription to the program.

OSP assumes minimal start-up costs for this program, totaling about \$45,000 Other Funds in 2015-2017. Included in these costs are rule-making and initial software program upgrades. OSP estimates the on-going administration of the subscription program, including billing, to be about \$20,000 Other Funds in 2017-19. The administration of the program is anticipated to be managed within existing resources.

The revenue that may be generated from the subscription program is indeterminate. The number of agencies that may be interested in subscribing is unknown. The measure allows OSP to establish a fee for subscription, but OSP has not identified a potential fee amount at this time. OSP notes that there may be federal grant funds available for a voluntary fingerprint retention program; however, that funding is not included in the fiscal impact statement. If grant funds were received, OSP would return to the Legislature for approval of additional Federal Funds limitation.

The Legislative Fiscal Office notes that the demand for the subscription service is indeterminate and excessive demand may require additional staff to administer the program. Depending on the cumulative workload requirements added this session or possible budget reductions, the legislature may need to review staffing requirements in the futures should this legislation pass.