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# MEMORANDUM

Legislative Fiscal Office  
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**To:** *Public Safety Subcommittee Subcommittee*

**From:** *John Borden, Legislative Fiscal Office  
(503) 986-1842*

**Date:** June 18, 2015

**Subject:** *House Bill 2205  
Work Session Recommendations*

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House Bill 2205 relates child victims of commercial sexual exploitation. The measure is effective on the 91st day after adjournment.

The measure had a public hearing in this Subcommittee on June 1, 2015.

A preliminary staff measure summary, fiscal impact, and revenue impact are available on the Oregon Legislative Information System (OLIS).

There is no amendment to the measure.

## **Measure**

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

**Motion #1: Move HB 2205 to the full committee with a “do pass” recommendation.**

## **Carriers:**

**Full Committee Carrier:** \_\_\_\_\_

**Second Chamber Carrier:** \_\_\_\_\_

**PRELIMINARY STAFF MEASURE SUMMARY**

**Joint Committee On Ways and Means**

**Fiscal:** Fiscal impact issued

**Revenue:** No Revenue Impact

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**Action Date:**

**Action:**

**Meeting Dates:**

**Prepared By:** John Borden, Budget Analyst

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**WHAT THE MEASURE DOES:**

The measure establishes the Fund to End Commercial Sexual Exploitation of Children, separate and distinct from the General Fund, continuously appropriates the monies in the fund to the Department of Justice (DOJ), and credits interest earned back to the fund. The measure stipulates what the monies in the fund can be used for, and allows DOJ to solicit and accept contributions, both public and private.

The measure directs that DOJ shall establish an advisory committee to advise the department on policies and procedures and to make recommendations for the distribution of monies in the fund.

**ISSUES DISCUSSED:**

- Need for vigorous prosecution of offenders
- Dedicated county prosecutors to sex crimes
- Definition of a "child"
- Modeled after the Child Abuse Multidisciplinary Intervention Account (CAMI) and the Sexual Assault Victims Medical Response (SAVE) Fund
- Availability of results and supporting data
- DOJ testified that considerable private donations could be raised, and federal funding, but no specific commitments or details were identified

**EFFECT OF COMMITTEE AMENDMENT:**

No amendment.

**BACKGROUND:**

The measure is a product of a workgroup led by former Rep. Tomei that sought to address the commercial sexual exploitation of children.

**FISCAL IMPACT OF PROPOSED LEGISLATION**

Measure: HB 2205

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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Prepared by: John Terpening  
Reviewed by: John Borden  
Date: 2-5-2015

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**Measure Description:**

Establishes Fund to End Commercial Sexual Exploitation of Children.

**Government Unit(s) Affected:**

Department of Justice

**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 establishes the Fund to End Commercial Sexual Exploitation of Children, separate and distinct from the General Fund, continuously appropriates the monies in the fund to the Department of Justice (DOJ), and credits interest earned back to the fund. The measure stipulates what the monies in the fund can be used for, and allows DOJ to solicit and accept contributions, both public and private.

The fiscal impact is indeterminate. The source(s) of revenue and amount(s) are unknown. DOJ would require Other Funds expenditure limitation in order to expend monies from the fund.

The measure directs that DOJ shall establish an advisory committee to advise the department on policies and procedures and to make recommendations for the distribution of monies in the fund. The agency's expenses to support the advisory committee and administer disbursements from the fund are not identified under section 1(2) as allowable expenses of the fund. Therefore, these expenses would need to be paid from other sources of revenue available to the agency, but dedicated to other programs.

**REVENUE IMPACT OF  
PROPOSED LEGISLATION**  
Seventy-Eighth Oregon Legislative  
Assembly  
2015 Regular Session  
Legislative Revenue Office

Bill Number: HB 2205

Date: 1/17/2015

*Only Impacts on Original or Engrossed  
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## **NOTICE OF NO REVENUE IMPACT**

The Legislative Revenue Office has reviewed the proposed legislation and determined that it has No Impact on state or local revenues analyzed by this office.

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Seventy-Eighth Oregon Legislative Assembly - 2015 Regular Session  
STAFF MEASURE SUMMARY  
House Committee On Judiciary

MEASURE: HB 2205

**Fiscal:** Fiscal impact issued  
**Revenue:** No Revenue Impact

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**Action Date:** 02/11/15  
**Action:** Do Pass And Be Referred To Ways And Means By Prior Reference  
**Meeting Dates:** 02/11

**House**

**Yeas:** 9 - Barker, Barton, Greenlick, Krieger, Williamson, Olson, Post, Sprenger, Lininger

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**Prepared By:** Jeff Rhoades, Counsel

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**WHAT THE MEASURE DOES:**

Establishes Fund to End Commercial Sexual Exploitation of Children. Provides financial assistance through continuous appropriation for services, interventions and treatment for children who have been or may become victims of commercial sexual exploitation. Requires Department of Justice to appoint advisory committee to make recommendations on allocations.

**ISSUES DISCUSSED:**

- Substance of bill
- Need to provide sex trafficking victims with services
- Pass-through funding mechanisms
- Changing the culture surrounding the sex industry

**EFFECT OF COMMITTEE AMENDMENT:**

No amendment.

**BACKGROUND:**

Currently, the Department of Justice (DOJ) does not have a dedicated funding stream to provide financial assistance to victims of commercial sexual exploitation of children.

House Bill 2205 creates such a fund, which will be used to help crime victims by providing services, interventions and treatment, and will also focus on community-based solutions such as outreach, education and training. DOJ will be required to appoint an advisory committee to advise the department on how funds should be allocated.