

**HB 2355 B BUDGET REPORT and MEASURE SUMMARY**

**Carrier:** Sen. Winters

**Joint Committee On Ways and Means**

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**Action Date:** 07/01/17

**Action:** Do pass the B-Eng bill.

**Senate Vote**

**Yeas:** 10 - DeBoer, Devlin, Frederick, Hansell, Manning Jr, Monroe, Roblan, Steiner Hayward, Thomsen, Winters

**Nays:** 2 - Girod, Johnson

**House Vote**

**Yeas:** 7 - Gomberg, Holvey, Huffman, Nathanson, Rayfield, Smith Warner, Williamson

**Nays:** 3 - McLane, Smith G, Whisnant

**Exc:** 1 - Stark

**Prepared By:** Dustin Ball and Michelle Lisper, Department of Administrative Services

**Reviewed By:** Julie Neburka and John Terpening, Legislative Fiscal Office

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**Criminal Justice Commission**

**2017-19**

**Department of State Police**

**2017-19**

**Department of Public Safety Standards and Training**

**2017-19**

**Budget Summary**

	2015-17 Legislatively Approved Budget	2017-19 Current Service Level	2017-19 Committee Recommendation	Committee Change from 2015-17 Leg. Approved	
				\$ Change	% Change
<b>Criminal Justice Commission</b>					
General Fund	\$ -	\$ -	\$ 347,351	\$ 347,351	100.0%
Total	\$ -	\$ -	\$ 347,351	\$ 347,351	100.0%

**Position Summary**

Authorized Positions	0	0	2	2
Full-time Equivalent (FTE) positions	0.00	0.00	1.50	1.50

**Department of State Police**

General Fund	\$ -	\$ -	\$ 780,418	\$ 780,418	100.0%
Other Funds	\$ -	\$ -	\$ 750,000	\$ 750,000	100.0%
Total	\$ -	\$ -	\$ 1,530,418	\$ 1,530,418	100.0%

**Position Summary**

Authorized Positions	0	0	3	3
Full-time Equivalent (FTE) positions	0.00	0.00	2.68	2.68

**Department of Public Safety Standards and Training**

Other Funds	\$ -	\$ -	\$ 431,330	\$ 431,330	100.0%
Total	\$ -	\$ -	\$ 431,330	\$ 431,330	100.0%

**Position Summary**

Authorized Positions	0	0	2	2
Full-time Equivalent (FTE) positions	0.00	0.00	1.84	1.84

Total	\$ -	\$ -	\$ 2,309,099	\$ 2,309,099	100.0%
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**Summary of Revenue Changes**

House Bill 2355 is funded with a mix of General Fund and Other Funds. There are two General Fund appropriations totaling \$1.1 million; the first appropriation is made to the Criminal Justice Commission (CJC) in the amount of \$0.3 million, while a second appropriation is made to the Department of State Police (OSP) in the amount of \$0.8 million. The source of Other Funds for the Department of Public Safety Standards and

Training (DPSST) is a transfer from the Criminal Fines and Assessment Account, while Other Funds for OSP come from a revenue transfer from the Department of Transportation, of federal National Highway Traffic Safety Administration Traffic Records funds.

### **Summary of Public Safety Subcommittee Action**

House Bill 2355 requires CJC to develop and implement a standardized method to be used by law enforcement officers to record traffic stop data and outlines the type of required data to be recorded. The measure outlines a timeframe for law enforcement agencies to report their data to CJC. The commission is required to review all data in order to identify patterns or practices of profiling and report to the Governor, Department of DPSST and the Legislature by December 1, 2019.

The Subcommittee approved a \$347,351 General Fund appropriation to CJC for two permanent, full-time positions (1.50 FTE) to compile, analyze and report on the traffic stop data.

DPSST is required to develop and provide training and procedures to law enforcement agencies to facilitate the collection data by July 1, 2017. This is also, the date the largest of law enforcement agencies (employing 100 or more law enforcement officers) must begin recording data. DPSST is also directed to follow up with agencies to provide additional advice or technical assistance based on the reports received from CJC, beginning December 2019, and to establish an educational program, to be required at all levels of training, to be the most effective in reducing profiling.

The Subcommittee provided DPSST with \$431,330 Other Funds limitation for two full-time positions (1.84 FTE) to develop and provide training procedures and begin preliminary work on an educational program to reduce profiling. The Legislative Fiscal Office anticipates DPSST will need additional resources related to this work once data is collected and reports are received from CJC providing more information on traffic stop data issues and training needs.

OSP, in consultation with CJC, DPSST and the Department of Justice, will begin working on establishing a data collection system compatible with law enforcement agencies current stop data recording methods.

The Subcommittee provided OSP with a \$780,418 General Fund appropriation, \$750,000 Other Funds limitation and three limited duration positions (2.68 FTE). The positions will work on development and implementation of a data collection system. It is expected these positions will continue into the first half of the 2019-21 biennium, at which point only one position will be required to continue the statewide data collection system. Also included in the General Fund appropriation is \$250,000 to contract with a subject matter expert vendor to work on developing the components of this IT project, including a business case and an official request for proposal. The Other Funds limitation is to fund a statewide data collection system. The Legislative Fiscal Office notes the statewide data collection system is still in a preliminary phase and actual costs of the system are indeterminate until formal requests for proposal are submitted and a contract vendor is selected. OSP may need to return to the Legislature for additional resources, if the costs associated with the statewide system exceed this limitation.

**DETAIL OF JOINT COMMITTEE ON WAYS AND MEANS ACTION**

Criminal Justice Commission  
 Oregon State Police  
 Department of Public Safety Standards and Training  
 Dustin Ball -- 503-378-3119, Michelle Lisper -- 503-378-3195

DESCRIPTION	GENERAL FUND	LOTTERY FUNDS	OTHER FUNDS		FEDERAL FUNDS		TOTAL ALL FUNDS	POS	FTE
			LIMITED	NONLIMITED	LIMITED	NONLIMITED			
<u>SUBCOMMITTEE RECOMMENDATION</u>									
<u>Criminal Justice Commission</u>									
<b>SCR 001 - Sentencing, Policy, and Research</b>									
Personal Services	\$ 295,663	\$ -	\$ -	\$ -	\$ -	\$ -	295,663	2	1.50
Services and Supplies	\$ 51,688	\$ -	\$ -	\$ -	\$ -	\$ -	51,688		
<u>Department of State Police</u>									
<b>SCR 001 - Administrative</b>									
Personal Services	\$ 523,614	\$ -	\$ -	\$ -	\$ -	\$ -	523,614	3	2.68
Services and Supplies	\$ 256,804	\$ -	750,000	\$ -	\$ -	\$ -	1,006,804		
<u>Department of Public Safety Standards and Training</u>									
<b>SCR 010 - Criminal Justice Stds/Training</b>									
Personal Services	\$ -	\$ -	343,400	\$ -	\$ -	\$ -	343,400	2	1.84
Services and Supplies	\$ -	\$ -	87,930	\$ -	\$ -	\$ -	87,930		
<b>SUBCOMMITTEE RECOMMENDATION</b>	<b>\$ 1,127,769</b>	<b>\$ -</b>	<b>1,181,330</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>2,309,099</b>	<b>7</b>	<b>6.02</b>