

# DRAFT

## SUMMARY

Establishes Task Force on Uniform Statewide Law Enforcement Disciplinary Standards.

Sunsets December 31, 2020.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to statewide law enforcement disciplinary standards; and declaring  
3 an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1. (1) The Task Force on Uniform Statewide Law**  
6 **Enforcement Disciplinary Standards is established.**

7 **(2) The task force consists of 11 members appointed as follows:**

8 **(a) The President of the Senate shall appoint one member from the**  
9 **majority party of the Senate and one member from the minority party**  
10 **of the Senate.**

11 **(b) The Speaker of the House of Representatives shall appoint one**  
12 **member from the majority party of the House of Representatives and**  
13 **one member from the minority party of the House of Representatives.**

14 **(c) The Governor shall appoint six members as follows:**

15 **(A) Two members of the public who represent organizations related**  
16 **to the management of law enforcement in this state;**

17 **(B) Two members of the public who represent an organization that**  
18 **advocates for cities or counties in this state; and**

19 **(C) Two members of the public who represent an organization that**  
20 **advocates for labor in this state.**

1 (d) The Attorney General shall appoint one member to represent  
2 the Department of Justice.

3 (3) The task force shall establish uniform statewide standards to  
4 govern:

5 (a) A determination by a law enforcement agency, as defined in  
6 ORS 131.930, regarding alleged misconduct by a law enforcement offi-  
7 cer, as defined in ORS 131.930, and imposition of a disciplinary action  
8 in response to the determination; and

9 (b) An arbitrator who serves in an arbitration proceeding described  
10 in ORS 243.706 (3) regarding a disciplinary action against a law  
11 enforcement officer who is found to have engaged in misconduct.

12 (4) The uniform statewide standards described in subsection (3)(b)  
13 of this section shall prohibit the modification of a disciplinary action  
14 imposed by a law enforcement agency against a law enforcement offi-  
15 cer if the imposed disciplinary action complies with the uniform  
16 statewide standards described in subsection (3)(a) of this section.

17 (5) A majority of the voting members of the task force constitutes  
18 a quorum for the transaction of business.

19 (6) Official action by the task force requires the approval of a ma-  
20 jority of the voting members of the task force.

21 (7) The task force shall elect one of its members to serve as chair-  
22 person.

23 (8) If there is a vacancy for any cause, the appointing authority  
24 shall make an appointment to become immediately effective.

25 (9)(a) The task force shall meet at times and places specified by the  
26 call of the chairperson or of a majority of the voting members of the  
27 task force.

28 (b) The task force shall hold an initial meeting within seven days  
29 following the appointment of its complete membership.

30 (10) The task force may adopt rules necessary for the operation of  
31 the task force.

1 (11) The task force shall submit a report in the manner provided  
2 by ORS 192.245, including its findings and recommendations for legis-  
3 lation establishing the uniform statewide standards described in sub-  
4 section (3) of this section, to the Joint Committee on Transparent  
5 Policing and Use of Force Reform no later than December 15, 2020.

6 (12) The Legislative Policy and Research Director shall provide staff  
7 support to the task force.

8 (13) Members of the Legislative Assembly appointed to the task  
9 force are nonvoting members of the task force and may act in an ad-  
10 visory capacity only.

11 (14) Members of the task force who are not members of the Legis-  
12 lative Assembly are not entitled to compensation or reimbursement  
13 for expenses and serve as volunteers on the task force.

14 (15) All agencies of state government, as defined in ORS 174.111, are  
15 directed to assist the task force in the performance of the duties of the  
16 task force and, to the extent permitted by laws relating to  
17 confidentiality, to furnish information and advice the members of the  
18 task force consider necessary to perform their duties.

19 SECTION 2. Section 1 of this 2021 Act is repealed on December 31,  
20 2020.

21 SECTION 3. This 2021 Act being necessary for the immediate pres-  
22 ervation of the public peace, health and safety, an emergency is de-  
23 clared to exist, and this 2021 Act takes effect on its passage.