

D R A F T

SUMMARY

Establishes Task Force on Uniform Statewide Law Enforcement Disciplinary Standards.

Sunsets December 31, 2021.

Declares emergency, effective on passage.

A BILL FOR AN ACT

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

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

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

(2) The task force consists of 13 members appointed as follows:

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

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

(c) The Governor shall appoint eight members as follows:

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

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

(C) Two members of the public who represent an organization that advocates for labor in this state;

1 (D) One member from a community-based organization that re-
2 presents the interests of historically marginalized communities; and

3 (E) One member who is the Superintendent of State Police or the
4 designee thereof.

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

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

9 (a) A determination by a law enforcement agency, as defined in
10 ORS 131.930, regarding alleged misconduct by a law enforcement offi-
11 cer, as defined in ORS 131.930, and imposition of a disciplinary action
12 in response to the determination; and

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

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

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

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

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

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

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

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

3 (10) The task force may adopt rules necessary for the operation of
4 the task force.

5 (11) The task force shall submit a report in the manner provided
6 by ORS 192.245, including its findings and recommendations for legis-
7 lation establishing the uniform statewide standards described in sub-
8 section (3) of this section, to an interim committee of the Legislative
9 Assembly related to law enforcement no later than December 15, 2021.

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

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

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

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

23 SECTION 2. Section 1 of this 2021 Act is repealed on December 31,
24 2021.

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