



MEMORANDUM

Prepared for: Oregon State Senate
Date: September 14, 2020
By: Tyler Larson, Analyst
Re: Legislative Review of Executive Appointments

LPRO: LEGISLATIVE POLICY AND RESEARCH OFFICE

SUPERINTENDENT OF STATE POLICE

The Governor has appointed the following individual to serve as the Superintendent of State Police subject to Senate confirmation.¹

Appointees

Terri Davie of Jefferson

Term

November 1, 2020; may be removed for cause.

Appointment/Confirmation Authority

[ORS 181A.030 \(2019\)](#)

Statement of Economic Interest²

Required.

Statutory Requirements³

The superintendent is appointed by the Governor and subject to confirmation by the Senate.⁴ The superintendent serves a term of four years and may be removed by the Governor for inefficiency or malfeasance in office after charges have been preferred and a hearing granted. Before assuming duties, the superintendent must take and subscribe an oath of office to support the Constitution and laws of the United States and of the State of Oregon, and to honestly and faithfully perform the duties imposed upon the member under the laws of Oregon.⁵ The superintendent is exempt from the minimum standard and training requirements for public safety personnel.⁶

Duties and Authority

The superintendent serves as the executive and administrative head of the Department of State Police. The superintendent must:⁷

¹ [Or. Const. art. III sect. 4](#), [ORS 171.562 and 171.565 \(2019\)](#).

² [ORS 244.050 \(2019\)](#).

³ [ORS 182.100 \(2019\)](#) for affirmative action policy and [ORS 236.115 \(2019\)](#) for diversity criteria.

⁴ [ORS 181A.030 \(2019\)](#).

⁵ [ORS 181A.045 and 181A.065 \(2019\)](#).

⁶ [ORS 181A.420 \(2019\)](#).

⁷ [ORS 181A.025 to 181A.780 \(2019\)](#).

- appoint a state police force to be known as the Oregon State Police, consisting of commissioned officers, noncommissioned officers and troopers;
- arrange for the examination and enlistment of applicants to the state police;
- establish ranks or grades in the state police;
- establish and administer a petty cash account;
- provide the necessary preliminary and subsequent instruction to recruits and troopers as to their duties as police officers of the state;
- make rules and regulations for the discipline and control of the state police;
- organize the work of the department;
- distribute the state police throughout the various sections of the state where they will be most efficient in carrying out the purposes of the department to preserve the peace, to enforce the law, and to prevent and detect crime;
- specify a standard pattern and distinctive design for the uniforms of the state police;
- execute the National Crime Prevention and Privacy Compact;
- serve as a member of the Criminal Justice Information Standards Advisory Board, the Board on Public Safety Standards and Training;
- at the request of a humane investigation agency, commission a designated employee of the humane investigation agency as a humane special agent to enforce animal welfare laws; and
- appoint representatives of the state police to serve on each county deadly physical force planning authority.

The superintendent may:⁸

- with the approval of the Governor, appoint a Deputy Superintendent of State Police;
- waive the physical examination standard for a member of the state police under specified conditions;
- appoint police officers from a neighboring state to serve as special state police officers under specified conditions;
- enter into reciprocal agreements with state law enforcement agencies in neighboring states for specified purposes;
- appoint employees of the Department of Corrections as special state police officers if the superintendent deems it necessary or advisable to assist the Department of Corrections in the discharge of the Department of Corrections' transport functions and duties;
- establish headquarters and patrol stations at such places as the superintendent considers advisable for the patrol and protection of this state and the enforcement of the laws, use lands and buildings for the accommodation of members of the state police and their vehicles and equipment, and enter into such lease agreements and take title to such real property as the superintendent considers necessary;
- direct members of the state police to serve without wearing uniform when, in the judgment of the superintendent, serving without uniform makes law enforcement more efficient;

⁸ [ORS 181A.035 to 181A.145 \(2019\)](#).

- maintain a criminal investigations division for the purpose of preventing, detecting and investigating criminal activity and use the services of such members of the state police as detectives; and
- enter into partnerships with local criminal justice agencies to provide expertise in the investigation and resolution of crimes and criminal activity.