

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: HB 4205 - 5

80th Oregon Legislative Assembly – 2020 1st Special Session
Legislative Fiscal Office

*Only Impacts on Original or Engrossed
Versions are Considered Official*

Prepared by: Meg Bushman-Reinhold
Reviewed by: Ken Rocco, John Borden, Julie Neburka
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Measure Description:

Requires a police officer to intervene in order to prevent or stop another police officer from certain acts of misconduct, unless the intervening officer cannot do so safely.

Government Unit(s) Affected:

Employment Relations Board (ERB), Oregon State Police (OSP), Cities, Counties, Department of Public Safety Standards and Training (DPSST)

Summary of Fiscal Impact:

Costs related to the measure are indeterminate at this time - See explanatory analysis.

Analysis:

HB 4205 requires a police officer or reserve officer to intervene in order to prevent or stop another police officer from an act of misconduct, unless the intervening officer cannot do so safely. The bill defines and specifies "misconduct" for purposes of the bill. The intervening officer is required to report misconduct as soon as practicable within 72 hours of witnessing the misconduct. Failure to intervene or report misconduct as required in this section is grounds for disciplinary action.

Oregon State Police

This bill is anticipated to have a fiscal impact on the Oregon State Police (OSP), but the impact cannot be quantified at this time. The mandatory reporting requirement in this bill may result in an increased workload for OSP’s Office of Professional Standards, which performs investigations on reported complaints for the agency. Any increase in workload could require additional staffing, depending on the number and complexity of the additional reports of misconduct.

If OSP finds that its current investigative staffing level is inadequate as it gains experience with the reports of misconduct required by this bill, it may be appropriate to request additional resources from the Legislature to ensure investigations are accomplished in a timely manner.

Department of Public Safety Standards and Training, Employment Relations Board, Cities and Counties

This bill is expected to have a minimal impact on the Department of Public Safety Standards and Training, the Employment Relations Board and cities and counties.