

A-Engrossed
House Bill 2575

Ordered by the House April 8
Including House Amendments dated April 8

Sponsored by Representatives MARSH, REYNOLDS, WILLIAMS, NOBLE; Representatives DEXTER, LEWIS, MORGAN, NERON (Pre-session filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Directs Department of Justice to establish program for awarding grants to law enforcement agencies and local governments for training of groups and agencies that interact with persons who have experienced trauma. **Sunsets program January 1, 2024.** Directs department to develop model training program that takes into account effects of trauma and that has objective of minimizing further trauma.

Directs Department of Public Safety Standards and Training, in consultation with Department of Justice, to develop best practices for law enforcement agencies when interacting with persons who have experienced trauma that take into account effects of trauma and that have objective of minimizing further trauma. Requires law enforcement agencies to adopt appropriate best practice policies by date specified by Department of Public Safety Standards and Training.

Directs Department of Public Safety Standards and Training to **regularly** review and update training consistent with Department of Justice model training program for [*law enforcement personnel*] **police officers** in training academy.

Appropriates moneys from General Fund to Department of Justice for purpose of awarding training grants.

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to interactions with persons who have experienced trauma; and prescribing an effective
3 date.

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

5 **SECTION 1. (1) The Department of Justice shall establish a program for awarding grants**
6 **to law enforcement agencies and local governments to fund training for groups and agencies**
7 **that interact with persons who have experienced trauma.**

8 **(2) A law enforcement agency or local government may apply for a grant under this**
9 **section to fund training for law enforcement agencies, district attorneys, sexual assault**
10 **nurse examiners, emergency communications workers, victim advocates or any other group**
11 **or agency the law enforcement agency or local government determines appropriate for the**
12 **training. The application may request funding for an established training program provided**
13 **by an outside entity, or for the development of a training program within the group or**
14 **agency or in cooperation with other groups or agencies.**

15 **(3) The department shall by rule establish the application process and eligibility criteria**
16 **for the grant program. At a minimum, the training program for which a law enforcement**
17 **agency or local government requests funding must be consistent with the model training**
18 **program described in subsection (5) of this section.**

19 **(4) The department shall by rule establish the process of awarding grants under this**

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 section. No later than July 1, 2023, the department shall award grants in accordance with the
2 rules of the program. When awarding grants under this section, the department shall con-
3 sider the community partnerships of the group or agency for which the law enforcement
4 agency or local government seeks funding.

5 (5) No later than July 1, 2022, the department shall develop a model training program for
6 groups and agencies that interact with persons who have experienced trauma. The model
7 training program must, at a minimum:

8 (a) Be research-based and take into account the psychological and neurological effects
9 of trauma;

10 (b) Utilize best practices when recommending techniques for interacting with persons
11 who have experienced trauma;

12 (c) Have the objective of minimizing further trauma; and

13 (d) Take into account the impact of structural racism and other forms of historical
14 trauma.

15 (6) The department shall by rule establish outcome measures to be used for evaluating
16 grant program performance.

17 (7) In adopting rules under subsections (3) and (4) of this section, and in developing the
18 model training program described in subsection (5) of this section, the department shall
19 consult with subject matter experts from community-based organizations, including organ-
20 izations that represent individuals who are Black, Indigenous and People of Color (BIPOC).

21 **SECTION 1a.** Sections 2 and 3 of this 2021 Act are added to and made a part of ORS
22 181A.355 to 181A.670.

23 **SECTION 2.** (1) No later than January 1, 2023, the Department of Public Safety Standards
24 and Training, in consultation with the Department of Justice, shall develop best practices for
25 law enforcement agencies when interacting with persons who have experienced trauma.

26 (2)(a) The best practices developed under this section must offer alternative options for
27 law enforcement agencies of varying size and resource capacity.

28 (b) The best practices developed under this section must, at a minimum:

29 (A) Be research-based and take into account the psychological and neurological effects
30 of trauma;

31 (B) Recommend techniques for interacting with persons who have experienced trauma;

32 (C) Have the objective of minimizing further trauma;

33 (D) Take into account the impact of structural racism and other forms of historical
34 trauma;

35 (E) Require law enforcement officers to consider the effects of trauma when working on
36 a case;

37 (F) Recommend techniques for interviewing persons who have experienced trauma; and

38 (G) Provide recommendations for writing reports based on interviews with persons who
39 have experienced trauma.

40 (3) Law enforcement agencies within this state shall adopt appropriate best practice
41 policies for interacting with persons who have experienced trauma no later than the date
42 established by the Department of Public Safety Standards and Training by rule.

43 (4) The Department of Public Safety Standards and Training shall adopt rules to carry
44 out the provisions of this section.

45 **SECTION 3.** Beginning January 1, 2023, the Department of Public Safety Standards and

1 **Training shall regularly review and, if necessary, update training on interacting with persons**
2 **who have experienced trauma, consistent with the model training program developed by the**
3 **Department of Justice under section 1 of this 2021 Act, for all police officers who enter the**
4 **training academy operated by the Department of Public Safety Standards and Training.**

5 **SECTION 4.** Section 1 of this 2021 Act is amended to read:

6 **Sec. 1.** [(1) *The Department of Justice shall establish a program for awarding grants to law*
7 *enforcement agencies and local governments to fund training for groups and agencies that interact with*
8 *persons who have experienced trauma.*]

9 [(2) *A law enforcement agency or local government may apply for a grant under this section to fund*
10 *training for law enforcement agencies, district attorneys, sexual assault nurse examiners, emergency*
11 *communications workers, victim advocates or any other group or agency the law enforcement agency*
12 *or local government determines appropriate for the training. The application may request funding for*
13 *an established training program provided by an outside entity, or for the development of a training*
14 *program within the group or agency or in cooperation with other groups or agencies.*]

15 [(3) *The department shall by rule establish the application process and eligibility criteria for the*
16 *grant program. At a minimum, the training program for which a law enforcement agency or local*
17 *government requests funding must be consistent with the model training program described in sub-*
18 *section (5) of this section.*]

19 [(4) *The department shall by rule establish the process of awarding grants under this section. No*
20 *later than July 1, 2023, the department shall award grants in accordance with the rules of the program.*
21 *When awarding grants under this section, the department shall consider the community partnerships*
22 *of the group or agency for which the law enforcement agency or local government seeks funding.*]

23 [(5) *No later than July 1, 2022,*] The Department of **Justice** shall develop a model training pro-
24 gram for groups and agencies that interact with persons who have experienced trauma. The model
25 training program must, at a minimum:

26 [(a)] (1) Be research-based and take into account the psychological and neurological effects of
27 trauma;

28 [(b)] (2) Utilize best practices when recommending techniques for interacting with persons who
29 have experienced trauma;

30 [(c)] (3) Have the objective of minimizing further trauma; and

31 [(d)] (4) Take into account the impact of structural racism and other forms of historical trauma.

32 [(6) *The department shall by rule establish outcome measures to be used for evaluating grant pro-*
33 *gram performance.*]

34 [(7) *In adopting rules under subsections (3) and (4) of this section, and in developing the model*
35 *training program described in subsection (5) of this section, the department shall consult with subject*
36 *matter experts from community-based organizations, including organizations that represent individuals*
37 *who are Black, Indigenous and People of Color (BIPOC).*]

38 **SECTION 5.** Section 2 of this 2021 Act is amended to read:

39 **Sec. 2.** (1) [No later than January 1, 2023,] The Department of Public Safety Standards and
40 Training, in consultation with the Department of Justice, shall develop best practices for law
41 enforcement agencies when interacting with persons who have experienced trauma.

42 (2)(a) The best practices developed under this section must offer alternative options for law
43 enforcement agencies of varying size and resource capacity.

44 (b) The best practices developed under this section must, at a minimum:

45 (A) Be research-based and take into account the psychological and neurological effects of

1 trauma;

2 (B) Recommend techniques for interacting with persons who have experienced trauma;

3 (C) Have the objective of minimizing further trauma;

4 (D) Take into account the impact of structural racism and other forms of historical trauma;

5 (E) Require law enforcement officers to consider the effects of trauma when working on a case;

6 (F) Recommend techniques for interviewing persons who have experienced trauma; and

7 (G) Provide recommendations for writing reports based on interviews with persons who have
8 experienced trauma.

9 (3) Law enforcement agencies within this state shall adopt appropriate best practice policies for
10 interacting with persons who have experienced trauma no later than the date established by the
11 Department of Public Safety Standards and Training by rule.

12 (4) The Department of Public Safety Standards and Training shall adopt rules to carry out the
13 provisions of this section.

14 **SECTION 6.** Section 3 of this 2021 Act is amended to read:

15 **Sec. 3.** *[Beginning January 1, 2023,]* The Department of Public Safety Standards and Training
16 shall regularly review and, if necessary, update training on interacting with persons who have ex-
17 perience trauma, consistent with the model training program developed by the Department of Jus-
18 tice under section 1 of this 2021 Act, for all police officers who enter the training academy operated
19 by the Department of Public Safety Standards and Training.

20 **SECTION 7. (1) The amendments to section 1 of this 2021 Act by section 4 of this 2021**
21 **Act become operative January 1, 2024.**

22 **(2) The amendments to sections 2 and 3 of this 2021 Act by sections 5 and 6 of this 2021**
23 **Act become operative January 1, 2023.**

24 **SECTION 8. In addition to and not in lieu of any other appropriation, there is appropri-**
25 **ated to the Department of Justice, for the biennium beginning July 1, 2021, out of the Gen-**
26 **eral Fund, the amount of \$_____ , which may be expended for the purposes described in**
27 **section 1 of this 2021 Act.**

28 **SECTION 9. This 2021 Act takes effect on the 91st day after the date on which the 2021**
29 **regular session of the Eighty-first Legislative Assembly adjourns sine die.**

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