

Enrolled
House Bill 2575

Sponsored by Representatives MARSH, REYNOLDS, WILLIAMS, NOBLE, SOLLMAN; Representatives ALONSO LEON, DEXTER, GRAYBER, HAYDEN, KROPPF, LEIF, LEWIS, MORGAN, NERON, ZIKA (Presession filed.)

CHAPTER

AN ACT

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(C) Have the objective of minimizing further trauma;

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

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

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

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

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

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

SECTION 3. Beginning January 1, 2023, the Department of Public Safety Standards and Training shall regularly review and, if necessary, update training on interacting with persons who have experienced trauma, consistent with the model training program developed by the Department of Justice under section 1 of this 2021 Act, for all police officers who enter the training academy operated by the Department of Public Safety Standards and Training.

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

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

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

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

[(4) *The department shall by rule establish the process of awarding grants under this section. No later than July 1, 2023, the department shall award grants in accordance with the rules of the program.*]

When awarding grants under this section, the department shall consider the community partnerships of the group or agency for which the law enforcement agency or local government seeks funding.]

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

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

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

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

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

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

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

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

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

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

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

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

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

(C) Have the objective of minimizing further trauma;

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

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

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

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

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

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

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

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

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

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

SECTION 8. **In addition to and not in lieu of any other appropriation, there is appropriated to the Department of Justice, Crime Victims and Survivor Services Division, for the biennium beginning July 1, 2021, out of the General Fund, the amount of \$960,000, for the purpose of implementing sections 1 and 2 of this 2021 Act.**

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

Passed by House June 24, 2021

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Timothy G. Sekerak, Chief Clerk of House

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Tina Kotek, Speaker of House

Passed by Senate June 26, 2021

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Peter Courtney, President of Senate

Received by Governor:

.....M,....., 2021

Approved:

.....M,....., 2021

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Kate Brown, Governor

Filed in Office of Secretary of State:

.....M,....., 2021

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Shemia Fagan, Secretary of State