

# House Bill 2936

Sponsored by Representative BYNUM (Presession 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 **as introduced**.

Requires Department of Public Safety Standards and Training to investigate person's character before accepting person for training and certification as police officer or reserve officer.

Directs department to adopt rules prohibiting officers from racist behaviors.

Requires law enforcement agency that obtains evidence that law enforcement officer has engaged in racist behavior to provide evidence to district attorney within 14 days.

Directs Governor to convene task force to develop plan for removing peace officers who have discriminatory sentiments that would violate the rights of protected classes.

Directs Bureau of Labor and Industries to establish and maintain hotline for reports of officer misconduct.

## A BILL FOR AN ACT

1 Relating to law enforcement officers.

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

3 **SECTION 1. Sections 2 and 3 of this 2021 Act are added to and made a part of ORS**  
4 **181A.355 to 181A.670.**

5 **SECTION 2. Before accepting a person for training or certification as a police officer or**  
6 **reserve officer, the Department of Public Safety Standards and Training shall investigate the**  
7 **person's character by taking actions including but not limited to:**

8 (1) **Requiring the person to undergo a psychiatric evaluation.**

9 (2) **Requiring the person to undergo a racial bias and sympathy test.**

10 (3) **Investigating the person's financial dealings.**

11 (4) **Interviewing at least three references.**

12 **SECTION 3. (1) The Department of Public Safety Standards and Training shall adopt**  
13 **rules prohibiting police officers and reserve officers from:**

14 (a) **Participation in white supremacist and militant groups.**

15 (b) **Overt and explicit expressions of racism, including but not limited to activity on social**  
16 **media and the wearing of racist tattoos, patches or insignia.**

17 (2) **The department shall include instruction on the rules adopted under this section in**  
18 **the first week of minimum training required for basic certification as a police officer under**  
19 **ORS 181A.490.**

20 **SECTION 4. (1) As used in this section:**

21 (a) **"Law enforcement agency" means a public body, as defined in ORS 174.109, that em-**  
22 **loys law enforcement officers to enforce criminal laws.**

23 (b) **"Law enforcement officer" means a police officer, reserve officer or certified reserve**  
24 **officer, as those terms are defined in ORS 181A.355.**

25 (2) **A law enforcement agency that obtains evidence that a law enforcement officer has**  
26 **engaged in racist behavior shall provide the evidence to the appropriate district attorney**  
27

**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 within 14 days after obtaining the evidence.

2 **SECTION 5.** (1) The Governor shall convene a task force to develop a plan for removing  
3 peace officers who have discriminatory sentiments that would violate the rights of protected  
4 classes. The plan must include:

5 (a) Referrals to internal affairs, local prosecutors or the United States Department of  
6 Justice for investigation and prosecution;

7 (b) Termination or other disciplinary action;

8 (c) Limitations of assignments to reduce potentially problematic contact with the public;

9 (d) Retraining; and

10 (e) Intensified supervision and auditing.

11 (2) The Governor shall report to an appropriate committee or interim committee of the  
12 Legislative Assembly on the plan no later than December 31, 2022.

13 **SECTION 6.** The Bureau of Labor and Industries shall establish and maintain a hotline  
14 for reports of misconduct of law enforcement officers.

15