

# Senate Bill 115

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## 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**.

Clarifies procurement authority of Department of Public Safety Standards and Training.  
Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to procurement by the Department of Public Safety Standards and Training; amending ORS  
3 181A.410; and declaring an emergency.

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

5 **SECTION 1.** ORS 181A.410 is amended to read:

6 181A.410. (1) In accordance with any applicable provision of ORS chapter 183, to promote  
7 enforcement of law and fire services by improving the competence of public safety personnel and  
8 their support staffs, and in consultation with the agencies for which the Board on Public Safety  
9 Standards and Training and Department of Public Safety Standards and Training provide standards,  
10 certification, accreditation and training:

11 (a) The department shall recommend, and the board shall establish by rule, reasonable minimum  
12 standards of physical, emotional, intellectual and moral fitness for public safety personnel and in-  
13 structors.

14 (b) The department shall recommend, and the board shall establish by rule, reasonable minimum  
15 training for all levels of professional development, basic through executive, including but not limited  
16 to courses or subjects for instruction and qualifications for public safety personnel and instructors.  
17 Training requirements shall be consistent with the funding available in the department's  
18 legislatively approved budget.

19 (c) The department, in consultation with the board, shall establish by rule a procedure or pro-  
20 cedures to be used by law enforcement units, public or private safety agencies or the Oregon Youth  
21 Authority to determine whether public safety personnel meet minimum standards or have minimum  
22 training.

23 (d) Subject to such terms and conditions as the department may impose, the department shall  
24 certify instructors and public safety personnel, except youth correction officers, as being qualified  
25 under the rules established by the board.

26 (e) The department shall deny applications for training and deny, suspend and revoke certifica-  
27 tion in the manner provided in ORS 181A.630, 181A.640 and 181A.650 (1).

28 (f) The department shall cause inspection of standards and training for instructors and public  
29 safety personnel, except youth correction officers, to be made.

30 (g) The department may recommend, and the board may establish by rule, accreditation stan-

**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 dards, levels and categories for mandated and nonmandated public safety personnel training or ed-  
2 ucational programs. The department and board, in consultation, may establish to what extent  
3 training or educational programs provided by an accredited university, college, community college  
4 or public safety agency may serve as equivalent to mandated training or as a prerequisite to man-  
5 dated training. Programs offered by accredited universities, colleges or community colleges may be  
6 considered equivalent to mandated training only in academic areas.

7 (h) The department shall recommend, and the board shall establish by rule, an educational pro-  
8 gram that the board determines will be most effective in reducing profiling, as defined in ORS  
9 131.915, by police officers and reserve officers. The program must be required at all levels of  
10 training, including basic training and advanced, leadership and continuing training.

11 (2) The department may:

12 (a) Contract or otherwise cooperate with any person or agency of government for the procure-  
13 ment of services or property;

14 **(b) Procure or supervise the procurement of goods and services, as defined in ORS**  
15 **279A.010, and personal services designated under ORS 279A.055, to meet the requirements**  
16 **of subsection (1) of this section in accordance with ORS 279A.050 (6)(m);**

17 [(b)] (c) Accept gifts or grants of services or property;

18 [(c)] (d) Establish fees for determining whether a training or educational program meets the  
19 accreditation standards established under subsection (1)(g) of this section;

20 [(d)] (e) Maintain and furnish to law enforcement units and public and private safety agencies  
21 information on applicants for appointment as instructors or public safety personnel, except youth  
22 correction officers, in any part of the state; and

23 [(e)] (f) Establish fees to allow recovery of the full costs incurred in providing services to pri-  
24 vate entities or in providing services as experts or expert witnesses.

25 (3) The department, in consultation with the board, may:

26 (a) Upon the request of a law enforcement unit or public safety agency, conduct surveys or aid  
27 cities and counties to conduct surveys through qualified public or private agencies and assist in the  
28 implementation of any recommendations resulting from such surveys.

29 (b) Upon the request of law enforcement units or public safety agencies, conduct studies and  
30 make recommendations concerning means by which requesting units can coordinate or combine their  
31 resources.

32 (c) Conduct and stimulate research to improve the police, fire service, corrections, adult parole  
33 and probation, emergency medical dispatch and telecommunicator professions.

34 (d) Provide grants from funds appropriated or available therefor, to law enforcement units,  
35 public safety agencies, special districts, cities, counties and private entities to carry out the pro-  
36 visions of this subsection.

37 (e) Provide optional training programs for persons who operate lockups. The term "lockup" has  
38 the meaning given it in ORS 169.005.

39 (f) Provide optional training programs for public safety personnel and their support staffs.

40 (g) Enter into agreements with federal, state or other governmental agencies to provide training  
41 or other services in exchange for receiving training, fees or services of generally equivalent value.

42 (h) Upon the request of a law enforcement unit or public safety agency employing public safety  
43 personnel, except youth correction officers, grant an officer, fire service professional, telecommu-  
44 nicator or emergency medical dispatcher a multidiscipline certification consistent with the minimum  
45 requirements adopted or approved by the board. Multidiscipline certification authorizes an officer,

1 fire service professional, telecommunicator or emergency medical dispatcher to work in any of the  
2 disciplines for which the officer, fire service professional, telecommunicator or emergency medical  
3 dispatcher is certified. The provisions of ORS 181A.500, 181A.520 and 181A.530 relating to lapse of  
4 certification do not apply to an officer or fire service professional certified under this paragraph as  
5 long as the officer or fire service professional maintains full-time employment in one of the certified  
6 disciplines and meets the training standards established by the board.

7 (i) Establish fees and guidelines for the use of the facilities of the training academy operated  
8 by the department and for nonmandated training provided to federal, state or other governmental  
9 agencies, private entities or individuals.

10 (4) Pursuant to ORS chapter 183, the board, in consultation with the department, shall adopt  
11 rules necessary to carry out the board's duties and powers.

12 (5) Pursuant to ORS chapter 183, the department, in consultation with the board, shall adopt  
13 rules necessary to carry out the department's duties and powers.

14 (6) For efficiency, board and department rules may be adopted jointly as a single set of combined  
15 rules with the approval of the board and the department.

16 (7) The department shall obtain approval of the board before submitting its legislative concepts,  
17 Emergency Board request or agency request budget to the Oregon Department of Administrative  
18 Services.

19 (8) The Department of Public Safety Standards and Training shall develop a training program  
20 for conducting investigations required under ORS 181A.790.

21 **SECTION 2. This 2021 Act being necessary for the immediate preservation of the public**  
22 **peace, health and safety, an emergency is declared to exist, and this 2021 Act takes effect**  
23 **on its passage.**