

SB 1510 A STAFF MEASURE SUMMARY

Senate Committee On Judiciary and Ballot Measure 110 Implementation

Action Date: 02/08/22

Action: Do pass with amendments. Refer to Ways and Means by prior reference. (Printed A-Eng).

Vote: 4-3-0-0

Yeas: 4 - Dembrow, Gelser Blouin, Manning Jr, Prozanski

Nays: 3 - Heard, Linthicum, Thatcher

Fiscal: Fiscal impact issued

Revenue: Revenue impact issued

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Meeting Dates: 2/2, 2/3, 2/8

WHAT THE MEASURE DOES:

Requires police officer to inform stopped person of right to refuse consent to search and, if consent is obtained, requires the officer to obtain written, video or audio record that the person gave consent to search. Prohibits a police officer to initiate a traffic stop based solely on certain traffic violations. Requires parole and probation officers to receive continuing education in trauma-informed care, culturally specific services, and de-escalation tactics. Modifies general conditions of probation and post-prison supervision. Directs Department of Corrections, in consultation with specified organizations, to adopt rules concerning supervision reporting standards using evidence-based practices. Requires adopted reporting process to be the least disruptive, avoid unnecessary hardships, offer a broad array of reporting options and focus on the success of the person on supervision. Directs the Oregon Criminal Justice Commission to collect data on the imposition of probation and post-prison supervision conditions and report data in an accessible format as described by the measure.

Appropriates to the Oregon Criminal Justice Commission (CJC), for the biennium ending June 30, 2023, \$10,000,000 out of the General Fund, for distribution to the Northwest Health Foundation Fund II for Justice Reinvestment Equity Program for distribution to culturally specific organizations and culturally responsive service providers for purposes specified by the measure. Defines culturally specific organization and culturally responsive service provider. Directs the CJC to convene a stakeholder group to monitor and evaluate the expenditure of Justice Reinvestment Program and Justice Reinvestment Equity Program funds and report on data to Legislative Assembly no later than September 30, 2024. Appropriates, for the biennium ending June 30, 2023, out of the General Fund, the amount of \$200,000, for the purpose of carrying out section, to the CJC.

Extends sunset of certain provisions of House Bill 3194 (2013), consisting of Justice Reinvestment Program, sentencing reductions and limitations and reentry court, from July 1, 2023, to July 1, 2024. Requires the CJC to report to the Legislative Assembly no later than January 15, 2024, the amount of Justice Reinvestment Equity Program funds provided to culturally specific programs, disaggregated by county and population served; and amount of Justice Reinvestment Equity Program funds provided to culturally responsive service providers, disaggregated by county and population served. Declares emergency, effective on passage.

ISSUES DISCUSSED:

- Lack of culturally specific programs and service providers
- Traffic stops and police interactions with people of color
- Development of amendments by stakeholder
- Experiences of persons on post-prison supervision or probation

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EFFECT OF AMENDMENT:

Replaces the measure.

BACKGROUND:

Oregon has convened several working groups to analyze the sentencing and corrections policies that drive correctional population and costs, including a 2011 Commission on Public Safety. The Justice Reinvestment Program is one of the approaches Oregon has taken to spending resources with the goals of reducing recidivism while also decreasing prison use, protecting the public, and holding offenders accountable. Additional statewide efforts to create a more equitable criminal justice system have included decreasing length of supervision for individuals demonstrating substantial compliance with terms of probation, reviewing state-wide pre-trial detention policies and bail reform, and reducing the imposition of and reliance on fines and fees within Oregon's criminal justice system.

Senate Bill 1510 A directs the Oregon Criminal Justice Commission to establish a program to award grants to public and private entities for restorative justice programs, reduces law enforcement authority to stop individuals for certain traffic violations, and directs Justice Reinvestment Equity Program funds to be distributed to culturally specific and response service providers.