

SB 1510 -4 STAFF MEASURE SUMMARY

Senate Committee On Judiciary and Ballot Measure 110 Implementation

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Sub-Referral To: Joint Committee On Ways and Means

Meeting Dates: 2/2, 2/3, 2/7

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 collaboration 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.

Appropriates to the Oregon Criminal Justice Commission, for the biennium ending June 30, 2023, \$10,000,000 out of the General Fund, for distribution to the Northwest Health Foundation II for Justice Reinvestment Equity Program for distribution to culturally specific organizations and culturally responsive service providers. Defines culturally specific organization and culturally responsive service provider. Directs commission to collect data on expenditure of Justice Reinvestment Program and Justice Reinvestment Equity Program funds and report on data to Legislative Assembly. Extends sunset of certain House Bill 3194 (2013) provisions, consisting of Justice Reinvestment Program, sentencing reductions and limitations and reentry court, from July 1, 2023, to July 1, 2024. Declares emergency, effective on passage.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

-4 Replaces the measure.

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 (the Commission), for the biennium ending June 30, 2023, \$10,000,000 out of the General Fund, for distribution to the Northwest Health Foundation 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 Commission to convene a stakeholder group to monitor and evaluate the

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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 Commission.

Extends sunset of certain House Bill 3194 (2013) provisions, consisting of Justice Reinvestment Program, sentencing reductions and limitations and reentry court, from July 1, 2023, to July 1, 2024. Requires the Commission 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.

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 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 funds to be distributed to culturally specific and response service providers.