

## Criminal Justice Commission

	2019-21 Actual	2021-23 Legislatively Adopted	2021-23 Legislatively Approved *	2023-25 Current Service Level	2023-25 Governor's Budget
General Fund	76,462,411	89,347,638	126,488,341	50,409,495	88,141,274
Lottery Funds	515,065	578,865	578,865	603,177	603,177
Other Funds	9,572,951	21,258,537	47,413,825	13,387,276	13,357,681
Federal Funds	9,233,567	5,664,637	6,590,056	9,317,235	9,308,883
<b>Total Funds</b>	<b>95,783,994</b>	<b>116,849,677</b>	<b>181,071,087</b>	<b>73,717,183</b>	<b>111,411,015</b>
Positions	23	22	27	25	25
FTE	21.51	22.00	24.77	24.50	25.00

\* Includes Emergency Board and administrative actions through December 2022.

### Program Description

The Criminal Justice Commission (CJC) administers Oregon's felony sentencing guidelines, analyzes crime trends and sentencing policy data, estimates the fiscal and racial/ethnic impact of statewide public safety legislation and initiatives, administers several competitive grant programs, staffs the Asset Forfeiture Oversight Committee and Public Safety Task Force, and has guided the implementation of Oregon's Justice Reinvestment Initiative. The agency is overseen by a nine-member body created by the 1995 Legislature to improve the effectiveness and efficiency of state and local criminal justice systems by serving as a centralized and impartial forum for statewide public safety policy development, planning, and agency coordination.

The General Fund is the primary revenue source and funding for the commission's grant programs, which account for roughly 94% of the budget. Other Funds revenue is derived from civil and criminal forfeiture proceeds and from grants. In the 2021-23 biennium, Other Funds budget increased significantly, due to General Fund deposits into funds established for certain programs administered by the Commission, which requires Other Funds expenditure limitation to utilize those funds. Federal Funds are primarily from the Edward Byrne Memorial Justice Assistance Grant program and the Bureau of Justice Statistics.

### CSL Summary

The 2023-25 Current Service Level includes the phase-out of \$78.5 million General Fund for the mid-biennium sunset of the Justice Reinvestment Program established in HB 3194 (2013), as well as various one-time investments made in the 2021-23 biennium.

The General Fund phase-outs include:

- \$25.9 million Justice Reinvestment Program (one-year of program expenditures)
- \$26 million for the Illegal Marijuana Market Enforcement Grant Program (IMMEGP)
- \$10.2 million Justice Reinvestment Equity Program

- \$10 million for the Improving People’s Access to Community-Based Treatment, Support, and Services Program (IMPACTS)
- \$4 million for the Restorative Justice Grant Program
- \$1 million for the Innovative Grant Program
- \$800,000 legal services program at Coffee Creek Correctional Facility
- \$650,000 for the Family Preservation Project

In addition, \$35.2 million Other Funds expenditure limitation is also phased-out as part of these same programs.

### Policy Issues

As noted above, the Commission has administered several new justice-related grant programs in the past few years that are either sunseting or were one-time investments. The agency’s budget request includes the continuation and expansion of these programs, however some of them will require corresponding legislation to modify or eliminate the current sunset dates. For example, the Justice Reinvestment Initiative and the Family Preservation Project both currently have sunset dates occurring in 2024 which would require legislation to modify.

Additionally, the implementation of Ballot Measure 110 from November 2020 continues to be looked at but determining BM 110 impacts versus pandemic impacts has been difficult to parse when looking at drug possession law changes and recidivism. An area of concern had been the 48 specialty courts that CJC funds throughout the state. Overall, specialty court enrollments are down 13.4% from 2020 to 2021, which on a participant basis equals 313 individuals. The statewide average for “PCS only” participants prior to BM 110 was 17.6%, but now “PCS only” participants have dropped to around 5%. As a result, some specialty courts, namely in Lane, Multnomah, and Umatilla have had to retool or completely change their participant pool to keep operating.

### Governor’s Budget Summary

The Governor’s budget for the Commission is \$111.4 million total funds and \$88.1 million General Fund. This is a 38% decrease in total funds and a 30% decrease in General Fund from the 2021-23 legislatively approved budget. Two of the agency’s requested policy option packages are included with a modified amount. The first is the assumed continuation of the Justice Reinvestment Initiative and a corresponding increase in funding for the second year of \$35 million up from the \$26.9 million General Fund in the agency requested budget. Continuation of the program beyond the current sunset date requires the passage of legislation.

Additionally, \$4 million is included for the Restorative Justice Grant which matches the amount the Legislature provided in 2021-2023. Reductions taken in the Governor’s budget include \$1.2 million General Fund from Specialty Court programs, which is approximately a 6% reduction to that program, along with small modifications to Attorney General and DAS assessment charges.

The Governor’s budget does not provide funding for the IMMEG Program, Innovative Grant Program, Family Preservation Project, or the IMPACTS Program. The Commission had also requested position authority for two new federal grant specialists (split funded between

General Fund and Federal Funds) and the upward reclassification of a currently filled Operations and Policy Analyst position which are not included in the Governor's budget.

#### Other Significant Issues and Background

The Emergency Board approved the application for three federal grants and the Commission has received an additional \$4 million in Federal Funds and a limited duration position as part of those awards that will require additional Federal Funds expenditure limitation into the 2023-25 biennium for any unspent funds.

#### Key Performance Measures

A copy of the Criminal Justice Commission's Annual Performance Progress Report can be found on the LFO website:

[https://www.oregonlegislature.gov/lfo/APPR/APPR\\_OCJC\\_2022-10-03.pdf](https://www.oregonlegislature.gov/lfo/APPR/APPR_OCJC_2022-10-03.pdf)