

**SB 808 -1, -3, -4, -5 STAFF MEASURE SUMMARY**

**Senate Committee On Judiciary**

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**Prepared By:** Amie Fender-Sosa, LPRO Analyst

**Meeting Dates:** 2/28, 4/4

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**WHAT THE MEASURE DOES:**

Modifies commission membership by removing appointing authority of the Department of Public Safety Standards and Training (DPSST) and leaves those eleven members previously jointly appointed by DPSST and the Attorney General (AG) to be appointed solely by the AG; reduces membership of chief law enforcement officers from two to one; reduces membership of labor organizations who represent law enforcement officers from two to one; adds two members who represent community-based organizations to represent the interests of public. Specifies that public notice for adopting rules is subject to the Administrative Procedures Act. Changes a quorum to a majority of *voting* members present. Designates the AG as the chair of the commission, in lieu of the commission members electing one person from DPSST and one person from the DOJ to serve as co-chairs. Clarifies the reports to the Legislative assembly are due annually. Modifies the definitions of "law enforcement agency" and "law enforcement officer."

**ISSUES DISCUSSED:**

**EFFECT OF AMENDMENT:**

- 1 Reduces two members who represent community-based organizations to represent the interests of public to one; adds one member who represents community corrections.
- 3 Reduces membership of the Commission on Statewide Law Enforcement Standards of Conduct and Discipline from 15 total members to 13 members. Changes chief law enforcement officer members from one member to two (current law calls for two members). Reduces two members of local government that represent the interests of cities and counties to one. Removes the two members who would represent community-based organizations to represent interests of the public. Modifies the calculation for the number of members who are needed to approve commission action from the *majority of members present* to the *majority of voting members*.
- 4 Continues to require the Director of DPSST in conjunction with the Attorney General to appoint the members of the commission. Restores the current statutory membership of the commission. Modifies the calculation for the number of members who are needed to approve commission action from the *majority of members present* to the *majority of voting members*.
- 5 Makes the Attorney General the sole appointing authority of the commission members and sole chair of the commission (removes the Department of Public Safety, Standards and Practice (DPSST)). Restores membership to current statutory membership. Modifies the calculation for the number of members who are needed to approve commission action from the *majority of members present* to the *majority of voting members*.

**BACKGROUND:**

The Oregon State Legislature established the Commission on Statewide Law Enforcement Standards of Conduct and Discipline (the Commission) with HB 2930 (2021). The purpose of the Commission is to establish standards of conduct and discipline so that law enforcement officials throughout the state will be subject to a uniform set of standards. The Commission membership has diverse experiences and areas of expertise and is co-chaired by the Department of Justice (DOJ) and the Department of Public Safety Standards and Training (DPSST).

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SB 808 modifies the membership, the appointing authority and the chair of the commission, and includes clarifying language.

PRELIMINARY