

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: SB 697 - MRA

82nd Oregon Legislative Assembly – 2023 Regular Session

Legislative Fiscal Office

Only Impacts on Original or Engrossed Versions are Considered Official

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Measure Description:

Directs the Criminal Justice Commission to study expungements of arrests, charges, citations, and convictions.

Government Unit(s) Affected:

Board of Parole and Post-Prison Supervision, District Attorneys, Public Defense Services Commission, Judicial Department, Department of Justice, Criminal Justice Commission

Summary of Fiscal Impact:

Costs related to the measure may require budgetary action - See analysis.

Analysis:

The measure provides a one-time \$150,000 General Fund appropriation to the Criminal Justice Commission (CJC) in the 2023-25 biennium for studying expungements of arrests, charges, citations, and convictions, including the qualifications and procedures for expungements or, the sealing or setting aside of records of arrests, charges, citations, and convictions in other states. The measure authorizes CJC to hire outside counsel to assist with the study, if deemed necessary.

The measure directs CJC, no later than January 1, 2025, to provide results of the study and any recommendations to the interim committees of the Legislative Assembly related to judiciary. The measure is effective January 1, 2024 and repealed on January 2, 2025.

CJC reports that while the measure provides \$150,000 of funding to conduct the study on expungements of arrests, charges, citations, and convictions, the amount will not be sufficient to cover the anticipated costs of the study to be completed in the time allotted. CJC reports that the required study is complex and would require the agency to gather and compile data from multiple sources. To fully implement the measure, CJC anticipates needing one limited duration Research Analyst 4 (0.50 FTE) and 12 hours of outside counsel per week at an overall estimated cost of \$287,081 General Fund.

There is a minimal fiscal impact to the Oregon Judicial Department. There is no fiscal impact to the Department of Justice, Public Defense Services Commission, Board of Parole and Post-Prison Supervision, or District Attorneys.

This measure requires a subsequent referral to the Joint Committee on Ways and Means for consideration of its budgetary impact on the State’s General Fund.