



Legislative Fiscal Office
 82nd Oregon Legislative Assembly
 2024 Regular Session

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Bill Title: Relating to fingerprint retention.

Government Unit(s) Affected: Department of State Police, Statewide

Summary of Fiscal Impact

2023-25 Biennium	General Fund	Lottery Funds	Other Funds	Federal Funds	Total Funds	Positions	FTE
Oregon State Police	\$ 540,734	\$ -	\$ -	\$ -	\$ 540,734	6	2.42
Total Fiscal Impact	\$ 540,734	\$ -	\$ -	\$ -	\$ 540,734	6	2.42

2025-27 Biennium	General Fund	Lottery Funds	Other Funds	Federal Funds	Total Funds	Positions	FTE
Oregon State Police	\$ 1,022,868	\$ -	\$ -	\$ -	\$ 1,022,868	6	6.00
Total Fiscal Impact	\$ 1,022,868	\$ -	\$ -	\$ -	\$ 1,022,868	6	6.00

- There is an indeterminate fiscal impact on state agencies that require fingerprint background checks.

Measure Description

The measure requires Oregon State Police (OSP) to develop a fingerprint retention program for state participation in the Rap Back program. The measure permits an authorized state or local government agency to participate by subscribing to the program and submitting an implementation plan to the Legislature by December 31, 2024. If an individual who is employed or seeks employment within the state or a required state licensure, and the agency is subscribed to the Rap Back program, the individual will automatically be enrolled into the program.

The Rap Back system continuously evaluates the criminal history status of each participating individual and if notification of a new criminal event is received, the Federal Bureau of Investigation (FBI) will notify OSP and OSP is required to notify the authorized agency. When OSP receives notification that a participant is no longer employed or licensed with the state, the Department is required to destroy any printed and electronic fingerprint cards and facsimiles of fingerprints and notify and request the Bureau to destroy any printed or electronic fingerprint cards and facsimile of fingerprints. These provisions become operative January 1, 2025.

Fiscal Analysis

The fiscal impact on OSP is \$540,734 General Fund and six limited duration positions (2.42 FTE) for the 2023-25 biennium and \$1 million General Fund and six limited duration positions (6.00 FTE) for the 2025-27 biennium.

OSP currently checks 217,925 fingerprints per biennium for state agencies and charges \$33 per fingerprint and \$13.25 for the FBI check, totaling \$46.25 per fingerprint. However, OSP does not retain fingerprint background check information, and for participation in this program, previously fingerprinted individuals would need to go through the process again. For context, there are over 390,000 individuals licensed through state licensing

boards that would require reprinting. As a result, OSP anticipates a high volume of fingerprint background checks once this program is implemented, but volume will also depend on the implementation plans submitted by agencies.

OSP anticipates needing six Fingerprint Technician positions to address the initial increase in checks. OSP reports two of the Technicians would start July 1, 2024, to receive appropriate training before the start of the program; January 1, 2025. The agency would phase in two Technicians beginning October 1, 2024, and two January 1, 2025. The total personal services and position-related services and supplies costs are estimated at \$465,734 General Fund in the 2023-25 biennium.

Additionally, the agency anticipates needing additional storage space for retaining fingerprints and one fingerprint terminal totaling \$75,000 General Fund for the 2023-25 biennium.

Once actual workload is identified, the agency may need to return during a subsequent legislative session or a meeting of the Emergency Board to request additional resources.

Statewide

There is an indeterminate fiscal impact on state agencies. The number of state agencies or local government entities that may subscribe to the program is unknown. The measure does not specify the entity responsible for paying the \$46.25 cost of the background check. Agencies report that depending on who is responsible for the cost of the fingerprint check, additional resources maybe requested. For state licensing boards, cost of fingerprint background checks are generally borne by the individual applying for licensure.

Relevant Dates

The measure takes effect on the 91st day after sine die.