

DRAFT 18
Discussion Draft
NOT PRODUCED BY
LEGISLATIVE COUNSEL

LC ____ (identification)
2021 Regular Session
11/20/20 (REB)

DRAFT

SUMMARY

Requires law enforcement officer assigned to work crowd management to have their first initial and last name, and unique agency identifier, if any, affixed to the front of their uniform, have their first initial and last name, or a unique identifier assigned by their law enforcement agency, affixed to the back of their uniform, if wearing a tactical helmet and assigned a unique identifier by their law enforcement agency, have their unique identifier affixed to the back of their helmet, have the word “POLICE”, “SHERIFF” or “TROOPER” clearly visible from the front and back of their uniform, and have their law enforcement agency patch affixed to their shoulders. Requires those elements be affixed in a clearly visible manner. Requires law enforcement agencies to adopt policies that prohibit obscuring any of this information. If practical, safe, and tactically feasible, requires law enforcement officer to provide their name and identification number, or unique agency identifier, when requested by a member of the public. Provides process for member of public to request the name of a law enforcement based on a complete or partial badge or other number, subject to certain exceptions.

Becomes operative 90 days after passage.

Declares emergency, effective on passage.

1 **A BILL FOR AN ACT**
2 Relating to identification of law enforcement officers; creating new provisions; and declaring an
3 emergency.
4 **Be It Enacted by the People of the State of Oregon:**
5 **SECTION 1. (1) A law enforcement officer who is on duty and assigned to work crowd**
6 **management shall:**
7 **(a) Have their first initial and last name, and a unique identifier assigned by their law**
8 **enforcement agency, if any, affixed to the front of their uniform;**
9 **(b) Have their first initial and last name, or a unique identifier assigned by their law**
10 **enforcement agency, affixed to the back of their uniform;**
11 **(c) If wearing a tactical helmet and assigned a unique identifier by their law**
12 **enforcement agency, have their unique identifier affixed to the back of their helmet in a**
13 **clearly;**
14 **(d) Have the name of the law enforcement agency jurisdiction and the word**
15 **“POLICE”, “SHERIFF” or “TROOPER” on the front and back of their uniform; and**

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.
New sections are in **boldfaced** type.

1 (e) Have their law enforcement agency patch affixed to one of their shoulders.

2 (2) The elements required by subsection (1) of this section shall be affixed in a manner
3 that makes them clearly visible. Law enforcement agencies shall adopt policies prohibiting
4 the intentional obscuring by a law enforcement officer of any of the identification described
5 this section.

6 **SECTION 2.** (1) If practical, safe, and tactically feasible, a law enforcement officer
7 shall provide their name and identification number, or a unique identifier assigned by their
8 law enforcement agency, when requested by a member of the public. An officer may provide
9 an agency-produced business card to the member of the public to satisfy this requirement.

10 (2) Upon request from a member of the public and receipt of any of the following
11 information concerning a law enforcement officer, a law enforcement agency shall perform
12 an evaluation and analysis to identify the officer based on:

13 (a) A partial name of an officer;

14 (b) The full or partial badge number or other identifying number of an officer;

15 (c) A photograph of an officer;

16 (d) A full or partial license plate or other identifying number of a police vehicle;

17 (e) A physical description of an officer; or

18 (f) The location, date and time in which an officer was present.

19 (3) Within seven days after receiving a request described in paragraph (b) of this
20 subsection, the law enforcement agency shall confirm to the requester receipt of the request.

21 (4) Within 14 days after receiving a request described in paragraph (b) of this
22 subsection, the law enforcement agency shall provide the requester with:

23 (a) The name of the law enforcement officer and their number assigned by the
24 Department of Public Safety Standards and Training; or

25 (b) An explanation of why the identification could not be performed.

26 (5) Notwithstanding subsection (4) of this subsection, and within 14 days after
27 receiving a request, a law enforcement agency must provide a requester with the name of the
28 officer when a full badge number is provided to the agency.

29 (6) The requirements of this section do not apply to a law enforcement officer who is
30 participating in one or more undercover law enforcement operations.

31 **SECTION 3.** As used in Sections 1 and 2 of this 2021 Act:

