

## Criminal Justice Commission

	2017-19 Actual	2019-21 Legislatively Adopted	2019-21 Legislatively Approved *	2021-23 Current Service Level	2021-23 Governor's Budget
General Fund	64,360,696	79,843,528	79,372,798	72,585,036	68,227,639
Lottery Funds	--	555,000	555,000	578,865	578,865
Other Funds	1,686,356	14,962,708	15,011,498	7,411,165	7,252,418
Federal Funds	7,071,139	5,337,957	12,162,164	5,664,770	5,643,281
<b>Total Funds</b>	<b>73,118,191</b>	<b>100,699,193</b>	<b>107,101,460</b>	<b>86,239,836</b>	<b>81,702,203</b>
Positions	17	23	23	19	20
FTE	14.54	21.51	21.51	19.00	20.00

\* Includes Emergency Board and administrative actions through January 2021.

### 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 guides 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.

### CSL Summary and Issues

None for this agency. The General Fund current service level is 8.8% less than the 2019-21 legislatively approved budget, due primarily to the phase-out of \$10 million General Fund provided on a one-time basis to the IMPACTS program created by SB 973 (2019). *See below.* The 2021-23 current service level total funds budget is nearly 20% lower than the 2019-21 legislatively approved budget due to the phase-out of the IMPACTS program and due to the one-time infusion of \$6.8 million federal Coronavirus Aid, Relief, and Economic Security (CARES) Act funding through the U.S. Department of Justice, all of which was granted to state and local public safety agencies by July 2020.

### Policy Issues

Though it is a very small agency (nineteen current service level positions), the CJC continues to be relied upon to implement and administer various justice reform-related grant programs. Over the past three biennia, and in addition to the Specialty Court grant program and the Justice Reinvestment Program, the CJC has added the Justice Reinvestment Supplemental Grant program (HB 3078, 2017), the Illegal Marijuana Market Enforcement Grant Program (SB 1544, 2018), the Improving People's Access to Community-Based Treatment, Support, and

Services (IMPACTS) grant program, (SB 973, 2019), and the Re\*Membering pilot grant program (HB 2631, 2019), which provided a grant to the Oregon Justice Resource Center to provide legal services to women incarcerated at the Coffee Creek Correctional Facility. The legislature has added reporting and analysis programs as well: HB 2355 (2017) created the Statistical Transparency of Policing (STOP) program and required the CJC to manage and analyze the data gathered during traffic and pedestrian stops; and SB 577 (2019) directed the agency to analyze bias crime and bias incident data and report on the data annually. Finally, HB 5050 (2019) moved the Law Enforcement Contacts Policy & Data Review Committee (LECC) program from Portland State University to the CJC, thereby consolidating both quantitative and qualitative data collection on traffic and pedestrian stops in one state agency.

The IMPACTS Grant Program provides community supports and services to keep those suffering from mental health or substance use disorders from cycling through local jails, emergency rooms, and/or the state hospital. SB 973 provided \$10.0 million General Fund on a one-time basis to provide grants to Oregon counties and tribes for such services as case managers and care coordinators, transitional services, community treatment, adding capacity to crisis units and detoxification centers, pre-tenancy and tenancy/supportive housing services, etc. As of the end of 2020, about half of the available funding has been granted, with the remainder expected to be allocated in the 2021-23 biennium. The agency's budget request included a \$20.0 million policy option package to fund the program in 2021-23, however the Governor's Budget does not contain funding to continue the program.

The Criminal Justice Commission funds 48 specialty courts throughout the state, and the passage of Ballot Measure 110 in November has led to concerns about how the measure's drug possession law changes will affect specialty court participation, especially for those whose criminal convictions are solely for possession of a controlled substance (PCS). Preliminary analysis of specialty court participants shows that 25% of them have only PCS convictions, and would therefore not be eligible to participate in specialty court programs under Measure 110, although the percentage varies widely by county.

### Governor's Budget

The Governor's budget for the Criminal Justice Commission is 5.3% less than current service level; the General Fund budget is 6.0% less and includes \$4.7M of reductions and \$0.3M of increases. Reductions include:

- \$179,374 to increase the vacancy factor and remove inflation on services and supplies, which are statewide reductions.
- \$4.3M from the Justice Reinvestment Initiative program. This action would reduce JRI grants to local governments and is an overall program reduction of 10%.

Increases/new spending include:

- \$181,089 and one position (1.00 FTE) for the Statistical Transparency of Policing (STOP) program, and a fund shift of \$120,830 from Other Funds to the General Fund to support an existing administrative position.

Key Performance Measures

A copy of the CJC Annual Performance Progress Report can be found on the LFO website:

[https://www.oregonlegislature.gov/lfo/APPR/APPR\\_OCJC\\_2020-09-30.pdf](https://www.oregonlegislature.gov/lfo/APPR/APPR_OCJC_2020-09-30.pdf)