

## Legislative Fiscal Office

Oregon State Capitol  
900 Court Street NE, H-178  
Salem, OR 97301  
503-986-1828



## Joint Committee on Ways and Means

Sen. Betsy Johnson, Senate Co-Chair  
Sen. Elizabeth Steiner Hayward, Senate Co-Chair  
Rep. Dan Rayfield, House Co-Chair

Sen. Fred Girod, Senate Co-Vice Chair  
Rep. David Gomberg, House Co-Vice Chair  
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Laurie Byerly, Interim Legislative Fiscal Officer  
Amanda Beitel, Deputy Legislative Fiscal Officer (Budget)  
Paul Siebert, Deputy Legislative Fiscal Officer (Audit/IT)

**To:** Public Safety Subcommittee

**From:** John Borden, Legislative Fiscal Office

**Date:** June 9, 2021

**Subject:** HB 3265 – Relating to immigration  
Work Session Recommendations

HB 3265 is related to immigration and includes the following provisions: Prohibits a law enforcement agency or a public body from denying services, benefits, privileges or opportunities to an individual in custody, or on parole, probation or post-prison supervision, on the basis of known or suspected immigration status, the existence of an immigration detainer, hold, notification or other related federal immigration request or a civil immigration warrant. Limits authority of law enforcement to inquire into an individual's immigration or citizenship status to circumstances specified. Prohibits use of public resources to assist in federal immigration enforcement and specifies those prohibited actions. Requires a public body to decline any request or communication for assistance from federal immigration authority and to report the request or communication to the director or similar management personnel of the public body. Directs public body to submit information about request to the Oregon Criminal Justice Commission (CJC) for publication by the CJC on a website operated by the CJC as specified by the measure. Directs the CJC to create an annual report summarizing the information reported and provide the report to the public bodies listed. Directs the Department of Justice to establish a sanctuary reporting mechanism to receive reports of alleged violations pursuant to the measure and identifies requirements for reporting mechanism and information collected. Prohibits arrest of an individual for civil immigration violations unless the arrest is supported by a judicial warrant. Prohibits a public body, law enforcement agency, or officer, from entering into specified agreements related to federal immigration enforcement. Provides any person a civil right of action to enjoin a law enforcement agency or public body from actions in violation of certain measure provisions. Declares emergency, effective on passage.

A staff measure summary, fiscal impact statement, and revenue impact statement are available on the Oregon Legislative Information System (OLIS).

There is a -A4 amendment to the measure that includes a \$905,071 General Fund appropriation to DOJ for carrying out the purposes of the measure.

**Recommended Changes**

LFO recommends adoption of the -A4 amendment.

**Final Subcommittee Action**

LFO recommends that HB 3265, as amended by the -A4 amendment, to be moved to the Ways and Means Full Committee.

**Carriers**

Full Committee: \_\_\_\_\_

House Floor: \_\_\_\_\_

Senate Floor: \_\_\_\_\_