

**FISCAL IMPACT OF PROPOSED LEGISLATION**

81st Oregon Legislative Assembly – 2021 Regular Session  
Legislative Fiscal Office

**Measure: HB 3145**

*Only Impacts on Original or Engrossed  
Versions are Considered Official*

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**Measure Description:**

Directs Department of Public Safety Standards and Training to establish publicly available database of certain information about misconduct and discipline of public safety employees established by department.

**Government Unit(s) Affected:**

Oregon Youth Authority (OYA), District Attorneys and their Deputies (DAs), Oregon State Police (OSP), Department of Justice (DOJ), Department of Corrections (DOC), Department of Public Safety Standards and Training (DPSST), Counties, Cities

**Summary of Fiscal Impact:**

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

**Summary of Expenditure Impact:**

See analysis.

**Analysis:**

HB 3145 directs the Department of Public Safety Standards and Training (DPSST) to establish a statewide online database to track information on law enforcement officer misconduct. The measure directs law enforcement agencies to provide this information to DPSST within 10 days of a complaint or charge against a public safety employee.

During the 2020 first Special Session, HB 4207 required DPSST to publish information in an online database regarding an officer's suspension, or the revocation of an officer's certification, and required law enforcement agencies to request the personnel file of any officer it might hire before hiring that officer.

HB 3145 repeals the section of HB 4207 relating to this database, and replaces it with a more robust database, one which specifies the content that must be documented in the database. The measure further requires reports to the Legislature summarizing and analyzing the data in the database. The measure provides a mechanism for correcting or removing misinformation from the database. Finally, the measure makes recklessly tampering with public records a Class C Misdemeanor and includes directing another to tamper with public records as a Class A misdemeanor.

**Department of Public Safety Standards and Training (DPSST)**

The impact of this measure on DPSST is indeterminate but may be significant. The cost would depend on the cost of establishing a database capable of storing the new data required be collected under this measure. DPSST also expects an increase in legal costs as a result of any litigation concerning the data collected. Finally, DPSST estimates that this measure would require the establishment of at least 10 new full-time positions including Information Support Specialists to assist with the database, Compliance Specialists to manage any hearings or litigation, a Research Analyst to manage the data and reporting requirements, and multiple Administrative Specialists.

#### Oregon State Police (OSP)

OSP reports a fiscal impact from this bill of \$903,903 General Fund in the 2021-2023 Biennium and \$922,750 in the 2023-2025 Biennium to cover increased staffing needs. These include one Lieutenant and one Operations & Policy Analyst 3 to coordinate with DPSST to compile information for the database. OSP anticipates needing to hire two Administrative Specialist 1's to manage the records required to be submitted to DPSST for inclusion in the database.

#### Oregon Youth Authority (OYA)

This measure is directed towards law enforcement officers trained and certified by DPSST, which does not include youth corrections officers. The Oregon Youth Authority finds that this measure will have an indeterminate fiscal impact on the agency.

#### Department of Corrections (DOC)

DOC anticipates that in order to comply with the information gathering and reporting requirements in this measure, the agency would need to hire three Human Resource Assistant Analyst 1 FTEs. This would have an estimated fiscal impact of \$562,395 General Fund in the 2021-2023 biennium and \$534,456 General Fund in the 2023-2025 biennium.

#### District Attorneys and their Deputies (DAs)

DAs report no fiscal impact from this measure.

#### The Department of Justice (DOJ)

Due to the reporting requirements for investigations into law enforcement officer misconduct, DOJ anticipates a minimal fiscal impact from this measure.

#### Counties

The cost of this measure to counties is indeterminate but may be significant depending on a number of factors including staff time for research, documentation, setting up and managing systems for sending complaints and documentation to DPSST, and to accommodate and address the requirements in the measure.

#### Cities

The impact of this measure on cities is indeterminate and would depend on the number of staff required to comply with the documentation and reporting requirements in this measure.