

Requested by Representative BYNUM

**PROPOSED AMENDMENTS TO
HOUSE BILL 2932**

1 On page 1 of the printed bill, delete lines 4 through 30 and delete page
2 2 and insert:

3 **“SECTION 1. (1) As used in this section:**

4 **“(a) ‘Law enforcement unit’ has the meaning given that term in**
5 **ORS 181A.355, except that ‘law enforcement unit’ does not include a**
6 **tribal government.**

7 **“(b) ‘Local correctional facility’ has the meaning given that term**
8 **in ORS 169.005.**

9 **“(c) ‘Peace officer’ has the meaning given that term in ORS 161.015,**
10 **except that ‘peace officer’ does not include an authorized tribal police**
11 **officer as defined in ORS 181A.680.**

12 **“(2) The Oregon Criminal Justice Commission shall establish a**
13 **statewide database of reports of the use of physical force by peace of-**
14 **ficers and deaths in custody of law enforcement units. The database**
15 **must be searchable and available to the public.**

16 **“(3) For each instance in which a peace officer employed by a law**
17 **enforcement unit uses physical force against an individual, or when a**
18 **death occurs while an individual is in the custody of a law enforce-**
19 **ment unit, the law enforcement unit shall submit a report under**
20 **penalty of perjury to the commission and to the Federal Bureau of**
21 **Investigation as soon as practicable, but no later than 72 hours after**

1 **the use of force or death in custody:**

2 **“(a) The following information about the use of force or death in**
3 **custody:**

4 **“(A) The date and time of the use of physical force or death in**
5 **custody.**

6 **“(B) The location of the use of physical force or death in custody**
7 **and a brief description of the location.**

8 **“(C) The total number of officers who used physical force, and the**
9 **number of officers employed by the law enforcement unit who used**
10 **physical force.**

11 **“(D) Whether an officer approached the person against whom**
12 **physical force was used.**

13 **“(E) Whether officers were ambushed.**

14 **“(F) A description of any weapons involved in the incident.**

15 **“(G) Whether officers consulted supervisors or senior officers dur-**
16 **ing the incident.**

17 **“(H) The reason for the initial contact with the person against**
18 **whom physical force was used.**

19 **“(I) If the reason for the initial contact was illegal activity, the**
20 **most serious offense that the person against whom physical force was**
21 **used was suspected of.**

22 **“(J) Whether the incident was investigated by the law enforcement**
23 **unit.**

24 **“(K) Whether a complaint was filed against any officer involved in**
25 **the incident.**

26 **“(L) If available, the National Incident-Based Reporting System re-**
27 **cord or local incident number of the report detailing criminal incident**
28 **information or assault or homicide of an officer.**

29 **“(M) If the incident involved multiple law enforcement units, the**
30 **case numbers for the other units’ incident reports.**

1 **“(b) The following information about the person against whom force**
2 **was used or the person who died in custody:**

3 **“(A) The age, sex, race, ethnicity, height and weight of the person.**

4 **“(B) A description of the injuries sustained by the person.**

5 **“(C) A description of the physical force used.**

6 **“(D) Whether the person threatened an officer or another person.**

7 **“(E) Whether the person resisted.**

8 **“(F) Whether the person had a known or apparent impairment, in-**
9 **cluding but not limited to mental health conditions and being under**
10 **the influence of drugs or alcohol.**

11 **“(G) Whether the person was believed to have a weapon.**

12 **“(c) The following information about each officer involved in the**
13 **use of physical force or death in custody:**

14 **“(A) Name.**

15 **“(B) Certification number.**

16 **“(C) Race.**

17 **“(D) Ethnicity.**

18 **“(E) Gender.**

19 **“(F) Age.**

20 **“(G) Sex.**

21 **“(H) Height and weight.**

22 **“(I) Years of experience.**

23 **“(J) Whether the officer is a full-time or part-time employee.**

24 **“(K) Whether the officer was on duty at the time of the incident.**

25 **“(L) Whether the officer discharged a firearm.**

26 **“(M) A description of any injuries sustained by the officer in the**
27 **incident.**

28 **“(4) A law enforcement unit may not report to the commission the**
29 **name, address, Social Security number or other unique personally**
30 **identifiable information of a person against whom physical force was**

1 **used.**

2 **“(5) At least once each calendar quarter, the Department of Cor-**
3 **rections and a local correctional facility shall submit to the commis-**
4 **sion data related to deaths in custody collected under and on forms**
5 **established by the Bureau of Justice Statistics of the United States**
6 **Department of Justice in accordance with the federal Death in Custody**
7 **Reporting Act (P.L. 113-242).**

8 **“(6) The Oregon Criminal Justice Commission shall report annually**
9 **to an appropriate committee or interim committee of the Legislative**
10 **Assembly on the reports received under this section, aggregated and**
11 **broken down by law enforcement unit.”.**

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