

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: SB 579 -3

82nd Oregon Legislative Assembly – 2023 Regular Session

Legislative Fiscal Office

Only Impacts on Original or Engrossed Versions are Considered Official

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Measure Description:

Allows persons convicted of felony to register to vote, update voter registration and vote in elections while incarcerated.

Government Unit(s) Affected:

Cities, Counties, Department of Corrections, Oregon Youth Authority, Secretary of State

Summary of Fiscal Impact:

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

Analysis:

The measure allows adults in custody (AIC) at the state or local level, including youth correction facilities, that have been convicted of a felony to register to vote, update voter registration, receive election materials, including ballots and voters' pamphlets, and to cast a ballot. The measure directs the Secretary of State (SOS), in consultation with the Department of Corrections (DOC), the Oregon Youth Authority (OYA), cities, and counties, to establish rules to allow AIC's to vote.

In addition, the measure directs SOS by rule to establish a process for assisting AIC's to define their last voluntary residence prior to incarceration and allows SOS to prepare ballots of any weight, size, shape or other physical criteria necessary to conform with postal, military, correctional or other state and federal statutes regarding the transportation and delivery of ballots. The measure is effective June 1, 2026. SOS, DOC, OYA cities, and counties may take actions before the operative date of the bill to prepare for the measure's implementation.

SOS anticipates the fiscal impact of this measure to be \$749,007 General Fund for two positions (1.00 FTE) and associated costs for the 2025-27 biennium. The two positions include a permanent full-time Program Analyst (PA) 3 and a limited-duration full-time Administrative Support Specialist 2 to design, implement, and maintain a training program for correctional facilities and counties to ensure a uniform and consistent voting experience for AIC's and the permanent PA 3 position would ensure on-going compliance. SOS also reports that the Elections Division would have to update their software systems to accommodate the expansion of eligible voters. The Legislative Fiscal Office notes that the measure does not specify what entity would be responsible for designing, implementing, and maintaining a training program.

The Department of Corrections (DOC) reports the fiscal impact is indeterminate. At a minimum, the measure would increase the workload in DOC mailrooms and may require additional staff to ensure voter confidentiality and potentially verify AIC's residence. The current DOC population is around 12,000 across multiple facilities and depending on the number of AIC's that are interested in voting, DOC may require additional resources to provide education on the voting processes that would become available to AIC's. DOC notes that the measure would require county clerks to add a State Identification number to all mail entering facilities for it to be processed and distributed to the AIC.

LFO believes this measure may have a fiscal impact on cities. LFO requested, but has not received, fiscal impact information from cities. In absence of this information, the fiscal impact to cities is indeterminate. If fiscal impact

information is provided by cities, LFO will issue a revised fiscal impact statement.

The Oregon Youth Authority and counties report no fiscal impact to implement the bill.

This measure has a subsequent referral to the Joint Committee on Ways and Means for consideration of its budgetary impact on the State's General Fund.