

Legislative Fiscal Office

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Joint Committee on Ways and Means

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Paul Siebert, Deputy Legislative Fiscal Officer (Audit/IT)

To: Public Safety Subcommittee

From: John Terpening, Legislative Fiscal Office

Date: May 23, 2023

Subject: SB 5542 – Relating to Department of Public Safety Standards and Training Fee Ratification
Work Session Recommendations

SB 5542 is the fee ratification bill for the Department of Public Safety Standards and Trainings (DPSST). The bill, as amended by the -2, provides the enabling legislation necessary to ratify fees adopted through administrative rule hearings and approved by the Department of Administrative Services during the 2021-23 biennium. Statute requires all new agency fees or fee increases adopted between regular sessions of the Legislative Assembly be authorized by enabling legislation or rescinded upon adjournment of the next regular session.

ORS 181A.870 allows the Board on Public Safety Standards and Training to establish fees for issuing certifications and licenses to private security providers. The most recent change to these fees was 2011 when some fees were reduced, and some date back to 2005. The Board administratively increased the following fees:

Certification and Fee Type	Prior Fee	New Fee	% Change
Private Security Professional Certification (4 sub-types)	\$65	\$78	20%
Private Security Firearms Instructor Certification	\$90	\$108	20%
Alarm Monitor Private Security Instructor Certification	\$90	\$108	20%
Unarmed Private Security Instructor Certification	\$90	\$135	50%
Supervisory Manager License	\$75	\$100	33%
Executive Manager License	\$250	\$312	25%
Private Security Late Renewal	\$25	\$30	20%
Private Security Replacement Certification or License	\$20	\$24	20%
Private Security Armed Upgrade	\$20	\$25	25%
Private Investigator Late Renewal	\$25	\$30	20%
Private Investigator Replacement License	\$20	\$24	20%

DPSST anticipates the fee increases will generate approximately \$2 million of Other Funds revenue during the 2023-25 biennium based on the most recent 12-month average of licenses and certifications. However, this revenue will not be sufficient to operate the

program and the Department will need to return to the Legislature in 2024 with further increases for the Private Security Professionals Program in addition to the fee establishment for Private Security Entities authorized in HB 2527 (2021) to adequately fund this program.

Recommended Changes

LFO recommends adoption of the –2 amendment.

MOTION: I move adoption of the –2 amendment to SB 5542. (VOTE)

Final Subcommittee Action

LFO recommends that SB 5542, as amended by the –2 amendment, be moved to the Ways and Means Full Committee.

MOTION: I move SB 5542, as amended, to the Full Committee with a do pass recommendation. (VOTE)

Carriers

Full Committee: _____

House Floor: _____

Senate Floor: _____