

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: SB 5542 - 2

82nd Oregon Legislative Assembly – 2023 Regular Session

Legislative Fiscal Office

Only Impacts on Original or Engrossed Versions are Considered Official

Prepared by: Emily Coates
Reviewed by: John Terpening
Date: 5/11/2023

Measure Description:

Approves certain new or increased fees adopted by the Department of Public Safety Standards and Training.

Government Unit(s) Affected:

Department of Public Safety Standards and Training

Summary of Fiscal Impact:

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

Analysis:

ORS 291.055(1)(e) stipulates that all new state agency fees or fee increases adopted between the date of adjournment sine die of a regular session of the Legislative Assembly, and the date of adjournment sine die of the next regular session of the Legislative Assembly, are rescinded upon adjournment sine die of the next regular session of the Legislative Assembly unless the fee is authorized by enabling legislation.

ORS 181A.870 allows the Board on Public Safety Standards and Training, in collaboration with the Private Security and Investigator Policy Committee, to establish fees for issuing certifications and licenses to private security providers. The fees may not exceed the costs for administration of the certification and licensing program, the criminal records check, and any training program required by rule. The most recent change to these fees was 2011 when some fees were reduced, and some date back to 2005. This measure provides the enabling legislation necessary to approve fees adopted through administrative rule by the Board during the 2022-23 Interim. 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%

The Department of Public Safety Standards and Training 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.