

SB 808 A STAFF MEASURE SUMMARY

Carrier: Sen. Prozanski

Senate Committee On Judiciary

Action Date: 04/04/23
Action: Do pass with amendments. (Printed A-Eng.)
Vote: 3-2-0-0
Yeas: 3 - Gelser Blouin, Manning Jr, Prozanski
Nays: 2 - Linthicum, Thatcher
Fiscal: No fiscal impact
Revenue: No revenue impact
Prepared By: Amie Fender-Sosa, LPRO Analyst
Meeting Dates: 2/28, 4/4

WHAT THE MEASURE DOES:

Modifies the Commission on Statewide Law Enforcement Standards of Conduct and Discipline (commission) membership by removing appointing authority of the Department of Public Safety Standards and Training (DPSST) and leaves those eleven members previously jointly appointed by DPSST and the Attorney General (AG) to be appointed solely by the AG; specifies that public notice for adopting rules is subject to the Administrative Procedures Act. Modifies the calculation for the number of members who are needed to approve commission action from the majority of members present to the majority of voting members. Designates the AG as the chair of the commission, in lieu of the commission members electing one person from DPSST and one person from the Department of Justice to serve as co-chairs. Clarifies that reports to the Legislative Assembly are due annually. Modifies the definitions of "law enforcement agency" and "law enforcement officer" for purposes of the measure.

ISSUES DISCUSSED:

- House Bill 2930 (2021)
- Timeline of rule adoption for the commission
- Duties of the chairs
- More members of the public wanted
- Fifteen members is a lot of members for a commission
- Current law enforcement (LE) definition
- Officer mistreatment of Black people

EFFECT OF AMENDMENT:

Makes the Attorney General the sole appointing authority of the Commission on Statewide Law Enforcement Standards of Conduct and Discipline (commission) members and sole chair of the commission (removes the Department of Public Safety Standards and Training). Restores membership to current statutory membership. Modifies the calculation for the number of members who are needed to approve commission action from the *majority of members present* to the *majority of voting members*.

BACKGROUND:

The Oregon Legislative Assembly established the Commission on Statewide Law Enforcement Standards of Conduct and Discipline (commission) with House Bill 2930 (2021). The purpose of the commission is to establish standards of conduct and discipline so that law enforcement officials throughout the state will be subject to a uniform set of standards. The commission membership has diverse experiences and areas of expertise and is co-chaired by the Department of Justice (DOJ) and the Department of Public Safety Standards and Training (DPSST).

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Senate Bill 808 A modifies the appointing authority and the chair of the Commission on Statewide Law Enforcement Standards of Conduct and Discipline and includes clarifying language.