

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: SB 618 - B

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: Amanda Beitel, John Borden, John Terpening
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Measure Description:

Requires courts to consider if the defendant was wearing body armor in the course of and in furtherance of committing a crime, or to facilitate the immediate flight therefrom.

Government Unit(s) Affected:

Counties, Criminal Justice Commission, Department of Corrections, Department of Justice, District Attorneys, Judicial Department, Oregon Youth Authority, Public Defense Services Commission

Summary of Fiscal Impact:

Costs related to the measure are indeterminate at this time - See explanatory analysis.

Analysis:

The measure requires that courts, when determining aggravation, consider if the defendant was wearing body armor in the course of and in furtherance of committing a crime, or to facilitate the immediate flight therefrom.

At this time, the ramifications of the measure cannot be fully predicted. According to the Criminal Justice Commission (CJC), sentencing data does not indicate if the sentences included an aggravating factor for a defendant wearing body armor in the course of and in furtherance of committing a crime, or to facilitate the immediate flight therefrom. CJC further states that the measure could impact a wide range of crimes, if the measure were to become law, making it difficult to project how this aggravation determination might impact sentencing. Therefore, the fiscal impact to District Attorneys, Public Defense Services Commission, Oregon Judicial Department, Department of Corrections, Oregon Youth Authority, Department of Justice, and counties is indeterminate.