

Senate Bill 57

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Governor Theodore R. Kulongoski for Department of Public Safety Standards and Training)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Authorizes Department of Public Safety Standards and Training to establish fees and guidelines for use of facilities of training academy operated by department and for certain training provided by department.

A BILL FOR AN ACT

1
2 Relating to Department of Public Safety Standards and Training; amending ORS 181.640.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 181.640 is amended to read:

5 181.640. (1) In accordance with any applicable provision of ORS chapter 183, to promote
6 enforcement of law and fire services by improving the competence of public safety personnel and
7 their support staffs, and in consultation with the agencies for which the Board on Public Safety
8 Standards and Training and Department of Public Safety Standards and Training provide standards,
9 certification, accreditation and training:

10 (a) The department shall recommend and the board shall establish by rule reasonable minimum
11 standards of physical, emotional, intellectual and moral fitness for public safety personnel and in-
12 structors.

13 (b) The department shall recommend and the board shall establish by rule reasonable minimum
14 training for all levels of professional development, basic through executive, including but not limited
15 to courses or subjects for instruction and qualifications for public safety personnel and instructors.
16 Training requirements shall be consistent with the funding available in the department's
17 legislatively approved budget.

18 (c) The department, in consultation with the board, shall establish by rule a procedure or pro-
19 cedures to be used by law enforcement units, public or private safety agencies or the Oregon Youth
20 Authority to determine whether public safety personnel meet minimum standards or have minimum
21 training.

22 (d) Subject to such terms and conditions as the department may impose, the department shall
23 certify instructors and public safety personnel, except youth correction officers, as being qualified
24 under the rules established by the board.

25 (e) The department shall revoke certification in the manner provided in ORS 181.661, 181.662
26 and 181.664 (1).

27 (f) The department shall cause inspection of standards and training for instructors and public
28 safety personnel, except youth correction officers, to be made.

29 (g) The department may recommend and the board may establish by rule accreditation stan-
30 dards, levels and categories for mandated and nonmandated public safety personnel training or ed-

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 ucational programs. The department and board, in consultation, may establish to what extent
 2 training or educational programs provided by an accredited university, college, community college
 3 or public safety agency may serve as equivalent to mandated training or as a prerequisite to man-
 4 dated training. Programs offered by accredited universities, colleges or community colleges may be
 5 considered equivalent to mandated training only in academic areas.

6 (2) The department may:

7 (a) Contract or otherwise cooperate with any person or agency of government for the procure-
 8 ment of services or property;

9 (b) Accept gifts or grants of services or property;

10 (c) Establish fees for determining whether a training or educational program meets the accred-
 11 itation standards established under subsection (1)(g) of this section;

12 (d) Maintain and furnish to law enforcement units and public and private safety agencies infor-
 13 mation on applicants for appointment as instructors or public safety personnel, except youth cor-
 14 rection officers, in any part of the state; and

15 (e) Establish fees to allow recovery of the full costs incurred in providing services to private
 16 entities or in providing services as experts or expert witnesses.

17 (3) The department, in consultation with the board, may:

18 (a) Upon the request of a law enforcement unit or public safety agency, conduct surveys or aid
 19 cities and counties to conduct surveys through qualified public or private agencies and assist in the
 20 implementation of any recommendations resulting from such surveys.

21 (b) Upon the request of law enforcement units or public safety agencies, conduct studies and
 22 make recommendations concerning means by which requesting units can coordinate or combine their
 23 resources.

24 (c) Stimulate research by public and private agencies to improve police, fire service, corrections
 25 and adult parole and probation administration and law enforcement.

26 (d) Provide grants from funds appropriated or available therefor, to law enforcement units,
 27 public safety agencies, special districts, cities and counties to carry out the provisions of this sub-
 28 section.

29 (e) Provide optional training programs for persons who operate lockups. The term "lockup" has
 30 the meaning given it in ORS 169.005.

31 (f) Provide optional training programs for public safety personnel and their support staffs.

32 (g) Enter into agreements with federal, state or other governmental agencies to provide training
 33 or other services in exchange for receiving training, fees or services of generally equivalent value.

34 (h) Upon the request of a law enforcement unit or public safety agency employing public safety
 35 personnel, except youth correction officers, grant an officer, fire service professional, telecommu-
 36 nicator or emergency medical dispatcher a multidiscipline certification consistent with the minimum
 37 requirements adopted or approved by the board. Multidiscipline certification authorizes an officer,
 38 fire service professional, telecommunicator or emergency medical dispatcher to work in any of the
 39 disciplines for which the officer, fire service professional, telecommunicator or emergency medical
 40 dispatcher is certified. The provisions of ORS 181.652, 181.653 and 181.667 relating to lapse of cer-
 41 tification do not apply to an officer or fire service professional certified under this paragraph as
 42 long as the officer or fire service professional maintains full-time employment in one of the certified
 43 disciplines and meets the training standards established by the board.

44 (i) **Establish fees and guidelines for the use of the facilities of the training academy op-**
 45 **erated by the department and for nonmandated training provided to federal, state or other**

1 **governmental agencies, private entities or individuals.**

2 (4) Pursuant to ORS chapter 183, the board, in consultation with the department, shall adopt
3 rules necessary to carry out the board's duties and powers.

4 (5) Pursuant to ORS chapter 183, the department, in consultation with the board, shall adopt
5 rules necessary to carry out the department's duties and powers.

6 (6) For efficiency, board and department rules may be adopted jointly as a single set of combined
7 rules with the approval of the board and the department.

8 (7) The department shall obtain approval of the board before submitting its legislative concepts,
9 Emergency Board request or budget requests to the Oregon Department of Administrative Services.

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