

HOUSE AMENDMENTS TO B-ENGROSSED SENATE BILL 301

By COMMITTEE ON STATE AND FEDERAL AFFAIRS

July 30

- 1 On page 1 of the printed B-engrossed bill, line 2, delete “132.090,” and delete “132.430,”.
- 2 In line 3, after “146.135” insert “, 181.640”.
- 3 On page 5, line 9, delete “(1)” and after “3” delete the comma and insert “and” and delete “and
- 4 12”.
- 5 In line 13, delete “sections” and insert “section” and after “3” delete the comma and insert
- 6 “or” and delete “or 12”.
- 7 Delete lines 15 through 20.
- 8 Delete lines 27 through 45 and delete pages 6 and 7 and insert:
- 9 “**NOTE:** Sections 9 through 12 were deleted by amendment. Subsequent sections were not re-
- 10 numbered.”.
- 11 On page 8, delete lines 1 through 13.
- 12 On page 10, delete lines 27 through 36 and insert:
- 13 “**NOTE:** Section 19 was deleted by amendment. Subsequent sections were not renumbered.”.
- 14 In line 42, delete “sections 4 and 12 (5)” and insert “section 4”.
- 15 After line 42, insert:
- 16 “**SECTION 22.** ORS 181.640 is amended to read:
- 17 “181.640. (1) In accordance with any applicable provision of ORS chapter 183, to promote
- 18 enforcement of law and fire services by improving the competence of public safety personnel and
- 19 their support staffs, and in consultation with the agencies for which the Board on Public Safety
- 20 Standards and Training and Department of Public Safety Standards and Training provide standards,
- 21 certification, accreditation and training:
- 22 “(a) The department shall recommend and the board shall establish by rule reasonable minimum
- 23 standards of physical, emotional, intellectual and moral fitness for public safety personnel and in-
- 24 structors.
- 25 “(b) The department shall recommend and the board shall establish by rule reasonable minimum
- 26 training for all levels of professional development, basic through executive, including but not limited
- 27 to courses or subjects for instruction and qualifications for public safety personnel and instructors.
- 28 Training requirements shall be consistent with the funding available in the department’s
- 29 legislatively approved budget.
- 30 “(c) The department, in consultation with the board, shall establish by rule a procedure or pro-
- 31 cedures to be used by law enforcement units, public or private safety agencies or the Oregon Youth
- 32 Authority to determine whether public safety personnel meet minimum standards or have minimum
- 33 training.
- 34 “(d) Subject to such terms and conditions as the department may impose, the department shall
- 35 certify instructors and public safety personnel, except youth correction officers, as being qualified

1 under the rules established by the board.

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

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

6 “(g) The department may recommend and the board may establish by rule accreditation stan-
7 dards, levels and categories for mandated and nonmandated public safety personnel training or ed-
8 ucational programs. The department and board, in consultation, may establish to what extent
9 training or educational programs provided by an accredited university, college, community college
10 or public safety agency may serve as equivalent to mandated training or as a prerequisite to man-
11 dated training. Programs offered by accredited universities, colleges or community colleges may be
12 considered equivalent to mandated training only in academic areas.

13 “(2) The department may:

14 “(a) Contract or otherwise cooperate with any person or agency of government for the pro-
15 curement of services or property;

16 “(b) Accept gifts or grants of services or property;

17 “(c) Establish fees for determining whether a training or educational program meets the ac-
18 creditation standards established under subsection (1)(g) of this section;

19 “(d) Maintain and furnish to law enforcement units and public and private safety agencies in-
20 formation on applicants for appointment as instructors or public safety personnel, except youth
21 correction officers, in any part of the state; and

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

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

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

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

31 “(c) Stimulate research by public and private agencies to improve police, fire service, cor-
32 rections and adult parole and probation administration and law enforcement.

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

36 “(e) Provide optional training programs for persons who operate lockups. The term ‘lockup’ has
37 the meaning given it in ORS 169.005.

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

39 “(g) Enter into agreements with federal, state or other governmental agencies to provide train-
40 ing or other services in exchange for receiving training, fees or services of generally equivalent
41 value.

42 “(h) Upon the request of a law enforcement unit or public safety agency employing public safety
43 personnel, except youth correction officers, grant an officer, fire service professional, telecommu-
44 nicator or emergency medical dispatcher a multidiscipline certification consistent with the minimum
45 requirements adopted or approved by the board. Multidiscipline certification authorizes an officer,

1 fire service professional, telecommunicator or emergency medical dispatcher to work in any of the
2 disciplines for which the officer, fire service professional, telecommunicator or emergency medical
3 dispatcher is certified. The provisions of ORS 181.652, 181.653 and 181.667 relating to lapse of cer-
4 tification do not apply to an officer or fire service professional certified under this paragraph as
5 long as the officer or fire service professional maintains full-time employment in one of the certified
6 disciplines and meets the training standards established by the board.

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

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

11 “(6) For efficiency, board and department rules may be adopted jointly as a single set of com-
12 bined rules with the approval of the board and the department.

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

15 “(8) **The department shall develop a training program for conducting investigations re-**
16 **quired under section 5 of this 2005 Act.**

17 “**SECTION 23. The Department of Public Safety Standards and Training shall complete**
18 **development of the training program required by ORS 181.640 (8) no later than August 31,**
19 **2006. The department shall submit a report summarizing the training program to the legis-**
20 **lative interim committee dealing with the judiciary no later than September 30, 2006.”.**

21 In line 43, delete “22.” and insert “24.” and delete “, 10 to 12”.

22 In line 44, delete “132.090, 132.430” and insert “181.640” and delete “9, 15 and 19” and insert
23 “15 and 22”.

24 On page 11, line 3, delete “23. (1)” and insert “25.”.

25 Delete line 5.

26 In line 6, delete “24.” and insert “26.”.