

OFFICE OF THE SECRETARY OF STATE

TOBIAS READ
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MICHAEL KAPLAN
DEPUTY SECRETARY OF STATE



ARCHIVES DIVISION

STEPHANIE CLARK
DIRECTOR

800 SUMMER STREET NE
SALEM, OR 97310
503-373-0701

NOTICE OF PROPOSED RULEMAKING
INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 257
DEPARTMENT OF STATE POLICE

FILED

01/28/2025 9:33 AM
ARCHIVES DIVISION
SECRETARY OF STATE

FILING CAPTION: Amend OAR 257-015-0080 to remove references to the LEDS Advisory Committee.

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 02/21/2025 5:00 PM

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

A public rulemaking hearing may be requested in writing by 10 or more people, or by a group with 10 or more members, within 21 days following the publication of the Notice of Proposed Rulemaking in the Oregon Bulletin or 28 days from the date the Notice was sent to people on the agency mailing list, whichever is later. If sufficient hearing requests are received, the notice of the date and time of the rulemaking hearing must be published in the Oregon Bulletin at least 14 days before the hearing.

CONTACT: Theresa Gomez
503-934-0747
CJIS.OPA@osp.oregon.gov

3565 Trelstad Ave SE
Salem, OR 97317

Filed By:
Kyla Krehoff
Rules Coordinator

NEED FOR THE RULE(S)

Oregon Administrative Rule 257-015-0080 must be amended after the repeal of OAR 257-015-0020. The LEDS Advisory Committee as referenced in the rule is no longer active and has been replaced by the CJIS Advisory Board which was formed under ORS 181A.275.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE

181A.275; 181A.280
oregonlegislature.gov/bills_laws/ors/ors181A.html

STATEMENT IDENTIFYING HOW ADOPTION OF RULE(S) WILL AFFECT RACIAL EQUITY IN THIS STATE

This amendment of OAR 257-015-0080 will not have any impact on racial equity in Oregon.

FISCAL AND ECONOMIC IMPACT:

This amendment of OAR 257-015-0080 will not have any fiscal or economic impact for Oregon.

COST OF COMPLIANCE:

(1) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s). (2) Effect on Small Businesses: (a) Estimate the number and type of small businesses subject to the rule(s); (b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s); (c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).

There will be no state agencies, units of local government, or members of the public economically affected by this rule repeal. There will be no effect on small business. There will be no expected reporting, recordkeeping or administrative activities or costs associated with repealing this rule. There will be no cost of professional services, equipment supplies, labor or an increase in administration due to the repeal of this rule.

DESCRIBE HOW SMALL BUSINESSES WERE INVOLVED IN THE DEVELOPMENT OF THESE RULE(S):

No small businesses were involved in the amendment of this rule.

WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? NO IF NOT, WHY NOT?

An Administrative Rule Advisory Committee was not consulted. The amendment of OAR 257-015-0080 is due to the repeal of OAR 257-015-0020 and the disbanding of the LEDES Advisory Committee.

AMEND: 257-015-0080

RULE SUMMARY: This rule outlines criteria for Terminal Access to LEDES.

CHANGES TO RULE:

257-015-0080

Criteria for Terminal Access to LEDES ¶

LEDES uses the following criteria to determine if an agency qualifies for placement of a LEDES terminal, or for access via a terminal on another system which has access to the LEDES network. Questions about whether ~~or not~~ an agency meets one of these criteria or whether LEDES access is appropriate will be resolved by the ~~LEDES Advisory Committee~~ Criminal Justice Information Services (CJIS) Division Director, their designee or the Oregon State Police CJIS Systems Officer (CSO):¶

(1) The agency is a criminal justice agency as defined in OAR 257-015-0030(5); or¶

(2) The agency is a service agency which provides computer services, dispatching support, or other direct support service to one or more criminal justice agencies, and which has signed a management control agreement with a criminal justice agency; or¶

(3) The agency is a non-criminal justice agency with a statutory requirement to use information or capabilities which may be available via LEDES, and use of a terminal by the agency will not adversely affect criminal justice agency users, and use of the terminal will be for a criminal justice purpose as defined in OAR 257-015-0030(6); or¶

(4) The agency is a non-criminal justice agency which provides information or capabilities needed by criminal justice agencies for a criminal justice purpose, and use of a terminal will improve the ability to provide such information or capabilities; or¶

(5) The agency is a non-criminal justice agency with statutory requirement to use information or capabilities which may be available via LEDES, and use of a terminal by the agency will not adversely affect criminal justice agency users, and use of the terminal will be for the specific non-criminal justice purpose(s) for which the agency is authorized access to the information or capabilities available via LEDES, and the agency has been approved for terminal access by the ~~LEDES Advisory Committee~~ Criminal Justice Information Services (CJIS) Division Director, their designee or the Oregon State Police CSO.

Statutory/Other Authority: ORS 181A.280(3)

Statutes/Other Implemented: ORS 181A.280