

House Bill 3312

Sponsored by COMMITTEE ON JUDICIARY (at the request of Oregon Criminal Defense Lawyers Association)

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**.

Requires person who obtains specified information from Judicial Department to verify accuracy of information prior to selling information. Punishes failure to do so by maximum fine of \$720 and grants injured person cause of action.

A BILL FOR AN ACT

1
2 Relating to court records.

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

4 **SECTION 1. (1)(a) The Judicial Department shall require a person who seeks to obtain**
5 **information relating to criminal prosecutions from a computer database maintained by the**
6 **department to enter into an agreement that requires the person to comply with this section.**
7 **The agreement must include notice of the penalty described in subsection (2) of this section**
8 **and the cause of action described in subsection (3) of this section.**

9 **(b) A person who obtains the information described in paragraph (a) of this subsection**
10 **and transfers that information to another person for consideration shall confirm the accu-**
11 **racy of the information not more than 30 days before the transfer in a manner determined**
12 **by the department.**

13 **(c) A person who obtains the information described in paragraph (a) of this subsection**
14 **shall provide notice of the penalty described in subsection (2) of this section and the cause**
15 **of action described in subsection (3) of this section to any subsequent transferee for consid-**
16 **eration.**

17 **(2) A person who violates subsection (1)(b) or (c) of this section commits a Class A vio-**
18 **lation.**

19 **(3) In addition to any other remedy provided by law, a person who has suffered damages**
20 **as a result of a violation of subsection (1)(b) or (c) of this section shall have a cause of action**
21 **against the person who committed the violation.**

22

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.