

A-Engrossed
House Bill 3407

Ordered by the House May 7
Including House Amendments dated May 7

Sponsored by Representative GALIZIO

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.

[Modifies exemption from disclosure as public record for personal information of public safety officers. Provides exemption for home address, telephone number and electronic mail address of public safety officer contained in voter registration records.]

[Provides exemption from disclosure for name of public safety officer contained in county real property assessment or taxation records in connection with property owned by officer. Specifies limits of exemption.]

Exempts from disclosure, unless public interest requires otherwise, home address and telephone number in voter registration records of district attorney, deputy district attorney or assistant attorney general, if person requests information not be disclosed.

Exempts from disclosure, unless public interest requires otherwise, name of public safety officer, district attorney, deputy district attorney or assistant attorney general contained in county assessment or taxation records, if person requests information not be disclosed.

Specifies limits of exemptions.

A BILL FOR AN ACT

1
2 Relating to public records; creating new provisions; and amending ORS 181.854, 192.501, 312.030,
3 312.050 and 312.190.

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

5 **SECTION 1.** ORS 192.501 is amended to read:

6 192.501. The following public records are exempt from disclosure under ORS 192.410 to 192.505
7 unless the public interest requires disclosure in the particular instance:

8 (1) Records of a public body pertaining to litigation to which the public body is a party if the
9 complaint has been filed, or if the complaint has not been filed, if the public body shows that such
10 litigation is reasonably likely to occur. This exemption does not apply to litigation which has been
11 concluded, and nothing in this subsection shall limit any right or opportunity granted by discovery
12 or deposition statutes to a party to litigation or potential litigation;

13 (2) Trade secrets. "Trade secrets," as used in this section, may include, but are not limited to,
14 any formula, plan, pattern, process, tool, mechanism, compound, procedure, production data, or
15 compilation of information which is not patented, which is known only to certain individuals within
16 an organization and which is used in a business it conducts, having actual or potential commercial
17 value, and which gives its user an opportunity to obtain a business advantage over competitors who
18 do not know or use it;

19 (3) Investigatory information compiled for criminal law purposes. The record of an arrest or the
20 report of a crime shall be disclosed unless and only for so long as there is a clear need to delay
21 disclosure in the course of a specific investigation, including the need to protect the complaining
22 party or the victim. Nothing in this subsection shall limit any right constitutionally guaranteed, or

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 granted by statute, to disclosure or discovery in criminal cases. For purposes of this subsection, the
2 record of an arrest or the report of a crime includes, but is not limited to:

3 (a) The arrested person's name, age, residence, employment, marital status and similar bi-
4 ographical information;

5 (b) The offense with which the arrested person is charged;

6 (c) The conditions of release pursuant to ORS 135.230 to 135.290;

7 (d) The identity of and biographical information concerning both complaining party and victim;

8 (e) The identity of the investigating and arresting agency and the length of the investigation;

9 (f) The circumstances of arrest, including time, place, resistance, pursuit and weapons used; and

10 (g) Such information as may be necessary to enlist public assistance in apprehending fugitives
11 from justice;

12 (4) Test questions, scoring keys, and other data used to administer a licensing examination,
13 employment, academic or other examination or testing procedure before the examination is given
14 and if the examination is to be used again. Records establishing procedures for and instructing
15 persons administering, grading or evaluating an examination or testing procedure are included in
16 this exemption, to the extent that disclosure would create a risk that the result might be affected;

17 (5) Information consisting of production records, sale or purchase records or catch records, or
18 similar business records of a private concern or enterprise, required by law to be submitted to or
19 inspected by a governmental body to allow it to determine fees or assessments payable or to estab-
20 lish production quotas, and the amounts of such fees or assessments payable or paid, to the extent
21 that such information is in a form which would permit identification of the individual concern or
22 enterprise. This exemption does not include records submitted by long term care facilities as defined
23 in ORS 442.015 to the state for purposes of reimbursement of expenses or determining fees for pa-
24 tient care. Nothing in this subsection shall limit the use which can be made of such information for
25 regulatory purposes or its admissibility in any enforcement proceeding;

26 (6) Information relating to the appraisal of real estate prior to its acquisition;

27 (7) The names and signatures of employees who sign authorization cards or petitions for the
28 purpose of requesting representation or decertification elections;

29 (8) Investigatory information relating to any complaint filed under ORS 659A.820 or 659A.825,
30 until such time as the complaint is resolved under ORS 659A.835, or a final order is issued under
31 ORS 659A.850;

32 (9) Investigatory information relating to any complaint or charge filed under ORS 243.676 and
33 663.180;

34 (10) Records, reports and other information received or compiled by the Director of the De-
35 partment of Consumer and Business Services under ORS 697.732;

36 (11) Information concerning the location of archaeological sites or objects as those terms are
37 defined in ORS 358.905, except if the governing body of an Indian tribe requests the information and
38 the need for the information is related to that Indian tribe's cultural or religious activities. This
39 exemption does not include information relating to a site that is all or part of an existing, commonly
40 known and publicized tourist facility or attraction;

41 (12) A personnel discipline action, or materials or documents supporting that action;

42 (13) Information developed pursuant to ORS 496.004, 496.172 and 498.026 or ORS 496.192 and
43 564.100, regarding the habitat, location or population of any threatened species or endangered spe-
44 cies;

45 (14) Writings prepared by or under the direction of faculty of public educational institutions, in

1 connection with research, until publicly released, copyrighted or patented;

2 (15) Computer programs developed or purchased by or for any public body for its own use. As
3 used in this subsection, “computer program” means a series of instructions or statements which
4 permit the functioning of a computer system in a manner designed to provide storage, retrieval and
5 manipulation of data from such computer system, and any associated documentation and source
6 material that explain how to operate the computer program. “Computer program” does not include:

7 (a) The original data, including but not limited to numbers, text, voice, graphics and images;

8 (b) Analyses, compilations and other manipulated forms of the original data produced by use of
9 the program; or

10 (c) The mathematical and statistical formulas which would be used if the manipulated forms of
11 the original data were to be produced manually;

12 (16) Data and information provided by participants to mediation under ORS 36.256;

13 (17) Investigatory information relating to any complaint or charge filed under ORS chapter 654,
14 until a final administrative determination is made or, if a citation is issued, until an employer re-
15 ceives notice of any citation;

16 (18) Specific operational plans in connection with an anticipated threat to individual or public
17 safety for deployment and use of personnel and equipment, prepared or used by a public body, if
18 public disclosure of the plans would endanger an individual’s life or physical safety or jeopardize a
19 law enforcement activity;

20 (19)(a) Audits or audit reports required of a telecommunications carrier. As used in this para-
21 graph, “audit or audit report” means any external or internal audit or audit report pertaining to a
22 telecommunications carrier, as defined in ORS 133.721, or pertaining to a corporation having an af-
23 filiated interest, as defined in ORS 759.390, with a telecommunications carrier that is intended to
24 make the operations of the entity more efficient, accurate or compliant with applicable rules, pro-
25 cedures or standards, that may include self-criticism and that has been filed by the telecommuni-
26 cations carrier or affiliate under compulsion of state law. “Audit or audit report” does not mean an
27 audit of a cost study that would be discoverable in a contested case proceeding and that is not
28 subject to a protective order; and

29 (b) Financial statements. As used in this paragraph, “financial statement” means a financial
30 statement of a nonregulated corporation having an affiliated interest, as defined in ORS 759.390,
31 with a telecommunications carrier, as defined in ORS 133.721;

32 (20) The residence address of an elector if authorized under ORS 247.965 and subject to ORS
33 247.967;

34 (21) The following records, communications and information submitted to a housing authority
35 as defined in ORS 456.005, or to an urban renewal agency as defined in ORS 457.010, by applicants
36 for and recipients of loans, grants and tax credits:

37 (a) Personal and corporate financial statements and information, including tax returns;

38 (b) Credit reports;

39 (c) Project appraisals;

40 (d) Market studies and analyses;

41 (e) Articles of incorporation, partnership agreements and operating agreements;

42 (f) Commitment letters;

43 (g) Project pro forma statements;

44 (h) Project cost certifications and cost data;

45 (i) Audits;

- 1 (j) Project tenant correspondence requested to be confidential;
2 (k) Tenant files relating to certification; and
3 (L) Housing assistance payment requests;
- 4 (22) Records or information that, if disclosed, would allow a person to:
5 (a) Gain unauthorized access to buildings or other property;
6 (b) Identify those areas of structural or operational vulnerability that would permit unlawful
7 disruption to, or interference with, services; or
8 (c) Disrupt, interfere with or gain unauthorized access to public funds or to information pro-
9 cessing, communication or telecommunication systems, including the information contained in the
10 systems, that are used or operated by a public body;
- 11 (23) Records or information that would reveal or otherwise identify security measures, or
12 weaknesses or potential weaknesses in security measures, taken or recommended to be taken to
13 protect:
14 (a) An individual;
15 (b) Buildings or other property;
16 (c) Information processing, communication or telecommunication systems, including the infor-
17 mation contained in the systems; or
18 (d) Those operations of the Oregon State Lottery the security of which are subject to study and
19 evaluation under ORS 461.180 (6);
- 20 (24) Personal information held by or under the direction of officials of the Oregon Health and
21 Science University or the Oregon University System about a person who has or who is interested
22 in donating money or property to the university, the system or a state institution of higher educa-
23 tion, if the information is related to the family of the person, personal assets of the person or is
24 incidental information not related to the donation;
- 25 (25) The home address, professional address and telephone number of a person who has or who
26 is interested in donating money or property to the Oregon University System;
- 27 (26) Records of the name and address of a person who files a report with or pays an assessment
28 to a commodity commission established under ORS 576.051 to 576.455, the Oregon Beef Council
29 created under ORS 577.210 or the Oregon Wheat Commission created under ORS 578.030;
- 30 (27) Information provided to, obtained by or used by a public body to authorize, originate, re-
31 ceive or authenticate a transfer of funds, including but not limited to a credit card number, payment
32 card expiration date, password, financial institution account number and financial institution routing
33 number;
- 34 (28) Social Security numbers as provided in ORS 107.840;
- 35 (29) The electronic mail address of a student who attends a state institution of higher education
36 listed in ORS 352.002 or Oregon Health and Science University; [*and*]
- 37 (30) The name, home address, professional address or location of a person that is engaged in,
38 or that provides goods or services for, medical research at Oregon Health and Science University
39 that is conducted using animals other than rodents. This subsection does not apply to Oregon Health
40 and Science University press releases, websites or other publications circulated to the general
41 public[.];
- 42 **(31) If requested by a district attorney or deputy district attorney or an assistant attor-**
43 **ney general designated by the Attorney General, the home address and home telephone**
44 **number of the attorney contained in the voter registration records for the attorney; and**
- 45 **(32) If requested by a public safety officer as defined in ORS 181.610, by a district attorney**

1 or deputy district attorney or by an assistant attorney general designated by the Attorney
2 General, the name of the public safety officer or attorney contained in county real property
3 assessment or taxation records. This exemption:

4 (a) Applies only to the name of the public safety officer or attorney and any other owner
5 of the property in connection with a specific property identified by the officer or attorney in
6 a request for exemption from disclosure;

7 (b) Applies only to records that may be made immediately available to the public upon
8 request in person, by telephone or using the Internet;

9 (c) Applies until the public safety officer or attorney requests termination of the ex-
10 emption;

11 (d) Does not apply to disclosure of records among public bodies as defined in ORS 174.109
12 for governmental purposes; and

13 (e) May not result in liability for a county if the name of a public safety officer or at-
14 torney is disclosed after a request for exemption from disclosure is made under this sub-
15 section.

16 **SECTION 2.** ORS 192.501, as amended by section 3, chapter 455, Oregon Laws 2005, is amended
17 to read:

18 192.501. The following public records are exempt from disclosure under ORS 192.410 to 192.505
19 unless the public interest requires disclosure in the particular instance:

20 (1) Records of a public body pertaining to litigation to which the public body is a party if the
21 complaint has been filed, or if the complaint has not been filed, if the public body shows that such
22 litigation is reasonably likely to occur. This exemption does not apply to litigation which has been
23 concluded, and nothing in this subsection shall limit any right or opportunity granted by discovery
24 or deposition statutes to a party to litigation or potential litigation;

25 (2) Trade secrets. "Trade secrets," as used in this section, may include, but are not limited to,
26 any formula, plan, pattern, process, tool, mechanism, compound, procedure, production data, or
27 compilation of information which is not patented, which is known only to certain individuals within
28 an organization and which is used in a business it conducts, having actual or potential commercial
29 value, and which gives its user an opportunity to obtain a business advantage over competitors who
30 do not know or use it;

31 (3) Investigatory information compiled for criminal law purposes. The record of an arrest or the
32 report of a crime shall be disclosed unless and only for so long as there is a clear need to delay
33 disclosure in the course of a specific investigation, including the need to protect the complaining
34 party or the victim. Nothing in this subsection shall limit any right constitutionally guaranteed, or
35 granted by statute, to disclosure or discovery in criminal cases. For purposes of this subsection, the
36 record of an arrest or the report of a crime includes, but is not limited to:

37 (a) The arrested person's name, age, residence, employment, marital status and similar bi-
38 ographical information;

39 (b) The offense with which the arrested person is charged;

40 (c) The conditions of release pursuant to ORS 135.230 to 135.290;

41 (d) The identity of and biographical information concerning both complaining party and victim;

42 (e) The identity of the investigating and arresting agency and the length of the investigation;

43 (f) The circumstances of arrest, including time, place, resistance, pursuit and weapons used; and

44 (g) Such information as may be necessary to enlist public assistance in apprehending fugitives
45 from justice;

1 (4) Test questions, scoring keys, and other data used to administer a licensing examination,
2 employment, academic or other examination or testing procedure before the examination is given
3 and if the examination is to be used again. Records establishing procedures for and instructing
4 persons administering, grading or evaluating an examination or testing procedure are included in
5 this exemption, to the extent that disclosure would create a risk that the result might be affected;

6 (5) Information consisting of production records, sale or purchase records or catch records, or
7 similar business records of a private concern or enterprise, required by law to be submitted to or
8 inspected by a governmental body to allow it to determine fees or assessments payable or to estab-
9 lish production quotas, and the amounts of such fees or assessments payable or paid, to the extent
10 that such information is in a form which would permit identification of the individual concern or
11 enterprise. This exemption does not include records submitted by long term care facilities as defined
12 in ORS 442.015 to the state for purposes of reimbursement of expenses or determining fees for pa-
13 tient care. Nothing in this subsection shall limit the use which can be made of such information for
14 regulatory purposes or its admissibility in any enforcement proceeding;

15 (6) Information relating to the appraisal of real estate prior to its acquisition;

16 (7) The names and signatures of employees who sign authorization cards or petitions for the
17 purpose of requesting representation or decertification elections;

18 (8) Investigatory information relating to any complaint filed under ORS 659A.820 or 659A.825,
19 until such time as the complaint is resolved under ORS 659A.835, or a final order is issued under
20 ORS 659A.850;

21 (9) Investigatory information relating to any complaint or charge filed under ORS 243.676 and
22 663.180;

23 (10) Records, reports and other information received or compiled by the Director of the De-
24 partment of Consumer and Business Services under ORS 697.732;

25 (11) Information concerning the location of archaeological sites or objects as those terms are
26 defined in ORS 358.905, except if the governing body of an Indian tribe requests the information and
27 the need for the information is related to that Indian tribe's cultural or religious activities. This
28 exemption does not include information relating to a site that is all or part of an existing, commonly
29 known and publicized tourist facility or attraction;

30 (12) A personnel discipline action, or materials or documents supporting that action;

31 (13) Information developed pursuant to ORS 496.004, 496.172 and 498.026 or ORS 496.192 and
32 564.100, regarding the habitat, location or population of any threatened species or endangered spe-
33 cies;

34 (14) Writings prepared by or under the direction of faculty of public educational institutions, in
35 connection with research, until publicly released, copyrighted or patented;

36 (15) Computer programs developed or purchased by or for any public body for its own use. As
37 used in this subsection, "computer program" means a series of instructions or statements which
38 permit the functioning of a computer system in a manner designed to provide storage, retrieval and
39 manipulation of data from such computer system, and any associated documentation and source
40 material that explain how to operate the computer program. "Computer program" does not include:

41 (a) The original data, including but not limited to numbers, text, voice, graphics and images;

42 (b) Analyses, compilations and other manipulated forms of the original data produced by use of
43 the program; or

44 (c) The mathematical and statistical formulas which would be used if the manipulated forms of
45 the original data were to be produced manually;

1 (16) Data and information provided by participants to mediation under ORS 36.256;

2 (17) Investigatory information relating to any complaint or charge filed under ORS chapter 654,
3 until a final administrative determination is made or, if a citation is issued, until an employer re-
4 ceives notice of any citation;

5 (18) Specific operational plans in connection with an anticipated threat to individual or public
6 safety for deployment and use of personnel and equipment, prepared or used by a public body, if
7 public disclosure of the plans would endanger an individual's life or physical safety or jeopardize a
8 law enforcement activity;

9 (19)(a) Audits or audit reports required of a telecommunications carrier. As used in this para-
10 graph, "audit or audit report" means any external or internal audit or audit report pertaining to a
11 telecommunications carrier, as defined in ORS 133.721, or pertaining to a corporation having an af-
12 filiated interest, as defined in ORS 759.390, with a telecommunications carrier that is intended to
13 make the operations of the entity more efficient, accurate or compliant with applicable rules, pro-
14 cedures or standards, that may include self-criticism and that has been filed by the telecommuni-
15 cations carrier or affiliate under compulsion of state law. "Audit or audit report" does not mean an
16 audit of a cost study that would be discoverable in a contested case proceeding and that is not
17 subject to a protective order; and

18 (b) Financial statements. As used in this paragraph, "financial statement" means a financial
19 statement of a nonregulated corporation having an affiliated interest, as defined in ORS 759.390,
20 with a telecommunications carrier, as defined in ORS 133.721;

21 (20) The residence address of an elector if authorized under ORS 247.965 and subject to ORS
22 247.967;

23 (21) The following records, communications and information submitted to a housing authority
24 as defined in ORS 456.005, or to an urban renewal agency as defined in ORS 457.010, by applicants
25 for and recipients of loans, grants and tax credits:

26 (a) Personal and corporate financial statements and information, including tax returns;

27 (b) Credit reports;

28 (c) Project appraisals;

29 (d) Market studies and analyses;

30 (e) Articles of incorporation, partnership agreements and operating agreements;

31 (f) Commitment letters;

32 (g) Project pro forma statements;

33 (h) Project cost certifications and cost data;

34 (i) Audits;

35 (j) Project tenant correspondence requested to be confidential;

36 (k) Tenant files relating to certification; and

37 (L) Housing assistance payment requests;

38 (22) Records or information that, if disclosed, would allow a person to:

39 (a) Gain unauthorized access to buildings or other property;

40 (b) Identify those areas of structural or operational vulnerability that would permit unlawful
41 disruption to, or interference with, services; or

42 (c) Disrupt, interfere with or gain unauthorized access to public funds or to information pro-
43 cessing, communication or telecommunication systems, including the information contained in the
44 systems, that are used or operated by a public body;

45 (23) Records or information that would reveal or otherwise identify security measures, or

1 weaknesses or potential weaknesses in security measures, taken or recommended to be taken to
2 protect:

3 (a) An individual;

4 (b) Buildings or other property;

5 (c) Information processing, communication or telecommunication systems, including the infor-
6 mation contained in the systems; or

7 (d) Those operations of the Oregon State Lottery the security of which are subject to study and
8 evaluation under ORS 461.180 (6);

9 (24) Personal information held by or under the direction of officials of the Oregon Health and
10 Science University or the Oregon University System about a person who has or who is interested
11 in donating money or property to the university, the system or a state institution of higher educa-
12 tion, if the information is related to the family of the person, personal assets of the person or is
13 incidental information not related to the donation;

14 (25) The home address, professional address and telephone number of a person who has or who
15 is interested in donating money or property to the Oregon University System;

16 (26) Records of the name and address of a person who files a report with or pays an assessment
17 to a commodity commission established under ORS 576.051 to 576.455, the Oregon Beef Council
18 created under ORS 577.210 or the Oregon Wheat Commission created under ORS 578.030;

19 (27) Information provided to, obtained by or used by a public body to authorize, originate, re-
20 ceive or authenticate a transfer of funds, including but not limited to a credit card number, payment
21 card expiration date, password, financial institution account number and financial institution routing
22 number;

23 (28) Social Security numbers as provided in ORS 107.840; *[and]*

24 (29) The electronic mail address of a student who attends a state institution of higher education
25 listed in ORS 352.002 or Oregon Health and Science University[.];

26 **(30) If requested by a district attorney or deputy district attorney or an assistant attor-
27 ney general designated by the Attorney General, the home address and home telephone
28 number of the attorney contained in the voter registration records for the attorney; and**

29 **(31) If requested by a public safety officer as defined in ORS 181.610, by a district attorney
30 or deputy district attorney or by an assistant attorney general designated by the Attorney
31 General, the name of the public safety officer or attorney contained in county real property
32 assessment or taxation records. This exemption:**

33 **(a) Applies only to the name of the public safety officer or attorney and any other owner
34 of the property in connection with a specific property identified by the officer or attorney in
35 a request for exemption from disclosure;**

36 **(b) Applies only to records that may be made immediately available to the public upon
37 request in person, by telephone or using the Internet;**

38 **(c) Applies until the public safety officer or attorney requests termination of the ex-
39 emption;**

40 **(d) Does not apply to disclosure of records among public bodies as defined in ORS 174.109
41 for governmental purposes; and**

42 **(e) May not result in liability for a county if the name of a public safety officer or at-
43 torney is disclosed after a request for exemption from disclosure is made under this sub-
44 section.**

45 **SECTION 3.** ORS 181.854 is amended to read:

1 181.854. (1) As used in this section:

2 (a) "Public body" has the meaning given that term in ORS 192.410.

3 (b) "Public safety employee" means a certified reserve officer, corrections officer, parole and
4 probation officer, police officer or youth correction officer as those terms are defined in ORS
5 181.610.

6 (2) A public body may not disclose a photograph of a public safety employee of the public body
7 without the written consent of the employee. This subsection does not apply to the use by the public
8 body of a photograph of a public safety employee.

9 (3) A public body may not disclose information about a personnel investigation of a public safety
10 employee of the public body if the investigation does not result in discipline of the employee.

11 (4) Subsection (3) of this section does not apply:

12 (a) When the public interest requires disclosure of the information.

13 (b) When the employee consents to disclosure in writing.

14 (c) When disclosure is necessary for an investigation by the public body, the Department of
15 Public Safety Standards and Training or a citizen review body designated by the public body.

16 (d) When the public body determines that nondisclosure of the information would adversely af-
17 fect the confidence of the public in the public body.

18 (5) If an investigation of a public safety employee of a public body results from a complaint, the
19 public body may disclose to the complainant the disposition of the complaint and, to the extent the
20 public body considers necessary to explain the action of the public body on the complaint, a written
21 summary of information obtained in the investigation.

22 (6) A public body must notify a public safety employee of the public body if the public body re-
23 ceives a request for:

24 (a) A photograph of the employee.

25 (b) Information about the employee that is exempt from disclosure under ORS **192.501** or 192.502
26 (2), (3) or (34).

27 (c) Information about the employee that is prohibited from disclosure by subsection (3) of this
28 section.

29 **SECTION 4.** ORS 312.030 is amended to read:

30 312.030. (1) Within two months after the day of delinquency of taxes of each year the tax col-
31 lector shall prepare a list of all real properties then subject to foreclosure. The list shall be known
32 as the foreclosure list and shall contain:

33 (a) The names of the several persons appearing in the latest tax roll as the respective owners
34 of tax-delinquent properties. **If the owner of the property is an attorney or public safety officer**
35 **who has applied for an exemption under ORS 192.501, the list shall state that the name of**
36 **the owner is suppressed by law.**

37 (b) A description of each such property as it appears in the latest tax roll.

38 (c) The year or years for which taxes are delinquent on each property.

39 (d) The principal amount of the delinquent taxes of each year and the amount of accrued and
40 accruing interest thereon to the day of publication.

41 (2) Thereafter, and until judgment is obtained pursuant to ORS 312.090, interest shall be charged
42 and collected on each of the several amounts of taxes included in the foreclosure list at the rate
43 provided in ORS 311.505 (2).

44 **SECTION 5.** ORS 312.050 is amended to read:

45 312.050. (1) On the day which is three months after the day of delinquency of taxes of the latest

1 year, the tax collector, with the assistance of the district attorney, shall institute proceedings to
2 foreclose the liens for all the delinquent taxes against each of the several properties included in the
3 foreclosure list.

4 (2) One general proceeding shall be brought on the part of the county to foreclose the tax liens
5 against each of the properties included in the foreclosure list. The person whose name appears in
6 the latest tax roll as the owner of any property therein described shall be considered and treated
7 as the owner of the property. Each such proceeding shall be a proceeding in rem against the prop-
8 erty itself. If in any tax roll it appears that the owner of any property is unknown, **or that the**
9 **name of the owner is exempt from disclosure under ORS 191.501**, then [*such*] **the** property shall
10 be proceeded against as belonging to an unknown owner.

11 **SECTION 6.** ORS 312.190 is amended to read:

12 312.190. **Subject to an exemption from disclosure that applies under ORS 192.501:**

13 (1) Not more than 30 days nor less than 10 days prior to the expiration of the period of re-
14 demption of any real property ordered sold to the county under a judgment under ORS 312.100, the
15 tax collector shall publish a general notice relative to the expiration of the period of redemption.

16 (2) The notice shall contain the date of the judgment, the date of expiration of the period of
17 redemption, and warning to the effect that all the properties ordered sold under the judgment, unless
18 sooner redeemed, will be deeded to the county immediately on expiration of the period of redemption
19 and that every right or interest of any person in the properties will be forfeited forever to the
20 county.

21 (3) The notice shall be published in two weekly issues of a duly designated newspaper of general
22 circulation in the county within the period of 20 days as specified in this section. Proof of publica-
23 tion shall be attached to and made a part of the deed issued to the county. The published notice
24 may be a general notice and it shall not be necessary to include therein descriptions of the several
25 properties or the names of the respective owners.

26 **SECTION 7. The amendments to ORS 181.854, 192.501, 312.030, 312.050 and 312.190 by**
27 **sections 1 to 6 of this 2007 Act apply to records in the custody of a public body on or after**
28 **the effective date of this 2007 Act.**

29