75th OREGON LEGISLATIVE ASSEMBLY - 2009 Regular Session MEASURE: CARRIER:

STAFF MEASURE SUMMARY Senate Committee on Judiciary

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REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action: Do Pass as Amended and Be Printed Engrossed

Vote: 5 - 0 - 0

Yeas: Bonamici, Boquist, Dingfelder, Whitsett, Prozanski

Nays: 0 Exc.: 0

Prepared By: Shannon Sivell, Counsel

Meeting Dates: 2/18, 2/25

WHAT THE MEASURE DOES: Creates a default prohibition on disclosure of personal information of victims and witnesses to youth offenders in juvenile proceedings. Requires defense attorney to request protected information from either the district attorney's office or the juvenile department.

SB 248A

Sen. Prozanski

ISSUES DISCUSSED:

Provisions of the measure

EFFECT OF COMMITTEE AMENDMENT: Requires defense attorney to request protected information from either the district attorney's office or the juvenile department.

BACKGROUND: The intention of this measure is to conform ORS 419C.276 with the comparable adult non-disclosure statute, ORS 135.815. Under current law, a victim or witness must request that their personal information be kept from the offender, the court does not do so automatically. The measure was amended as juvenile departments will often handle cases separate from the district attorney's office.