

House Bill 2217

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Governor Theodore R. Kulongoski for State Parks and Recreation Department)

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**.

Combines sections relating to criminal records checks by State Parks and Recreation Department. Repeals section relating to criminal records check by abolished Oregon State Fair and Exposition Center.

A BILL FOR AN ACT

1
2 Relating to criminal records checks by State Parks and Recreation Department; creating new pro-
3 visions; amending ORS 390.020; and repealing ORS 565.071.

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

5 **SECTION 1.** ORS 390.200 is amended to read:

6 390.200. For the purpose of requesting a state or nationwide criminal records check under ORS
7 181.534, the State Parks and Recreation Department may require the fingerprints of a person who:

8 (1)(a) Is employed or applying for employment by the department; [*or*]

9 (b) Provides services or seeks to provide services to the department as a contractor or volun-
10 teer; [*and*] **or**

11 **(c) Is a licensee of the department or is applying for a license, or renewal of a license,**
12 **that is issued by the department; and**

13 (2) Is, or will be, working or providing services in a position:

14 (a) In which the person has direct access to persons under 18 years of age, elderly persons or
15 persons with disabilities;

16 (b) In which the person is providing information technology services and has control over, or
17 access to, information technology systems that would allow the person to harm the information
18 technology systems or the information contained in the systems;

19 (c) In which the person has access to information, the disclosure of which is prohibited by state
20 or federal laws, rules or regulations or information that is defined as confidential under state or
21 federal laws, rules or regulations;

22 (d) That has payroll functions or in which the person has responsibility for receiving, receipting
23 or depositing money or negotiable instruments, for billing, collections or other financial
24 transactions, **for sales or distribution of tickets or other instruments that can be exchanged**
25 **for goods, services or access to events on department property** or for purchasing or selling
26 property or has access to property held in trust or to private property in the temporary custody of
27 the state;

28 (e) In which the person has responsibility for auditing agency financial transactions;

29 (f) In which the person has access to personal information about employees, **licensees** or mem-
30 bers of the public including Social Security numbers, dates of birth, driver license numbers, medical

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 information, personal financial information or criminal background information;

2 (g) In which the person has access to tax or financial information of individuals or business
3 entities;

4 (h) In which the person provides security, design or construction services for government
5 buildings, grounds or facilities; [*or*]

6 (i) In which the person may issue citations under ORS 390.050; **or**

7 **(j) In which a person has key access to buildings and grounds that contain private prop-**
8 **erty belonging or entrusted to exhibitors, promoters, licensees or event coordinators.**

9 **SECTION 2. ORS 565.071 is repealed.**

10 **SECTION 3. The amendments to ORS 390.200 by section 1 of this 2009 Act apply to**
11 **criminal records checks commenced by the State Parks and Recreation Department on or**
12 **after the effective date of this 2009 Act.**

13