

B-Engrossed House Bill 3251

Ordered by the Senate June 7
Including House Amendments dated April 20 and Senate Amendments
dated June 7

Sponsored by Representative BARKER (at the request of Oregon Council of Police Associations)

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.

Prohibits disclosure of audio or video records of internal investigation interviews of public safety officers. Provides exceptions.

A BILL FOR AN ACT

1
2 Relating to confidentiality of public safety officer internal investigation records.

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

4 **SECTION 1. (1) As used in this section:**

5 (a) "Law enforcement unit" has the meaning given that term in ORS 181.610.

6 (b) "Public body" has the meaning given that term in ORS 192.410.

7 (c) "Public safety officer" has the meaning given that term in ORS 181.610.

8 (2) A public body may not disclose audio or video records of internal investigation inter-
9 views of public safety officers.

10 (3) Subsection (2) of this section does not prohibit disclosure of the records described in
11 subsection (2) of this section to:

12 (a) A law enforcement unit for purposes of the investigation;

13 (b) An attorney representing a public safety officer who is the subject of the investi-
14 gation;

15 (c) The Department of Public Safety Standards and Training as required by ORS 181.675;

16 (d) A district attorney, as defined in ORS 131.005;

17 (e) A public safety officer who is the subject of the investigation;

18 (f) An attorney for a defendant in a criminal proceeding related to the investigation, for
19 use in preparation for the criminal proceeding;

20 (g) A labor organization, as defined in ORS 243.650, for use in an action by an employer
21 against a member of the labor organization for the purpose of punishing the member;

22 (h) A public body responsible for civilian oversight or a citizen review body designated
23 by the public body for the purposes of fulfilling the investigative and oversight functions of
24 the body;

25 (i) A federal law enforcement agency for purposes of the investigation; or

26 (j) The Attorney General.

27 (4) The disclosure of records under subsection (3) of this section does not make the re-
28 cords subject to further disclosure.

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.

