

Enrolled
House Bill 4091

Sponsored by Representative NATHANSON; Representatives BAILEY, BARKER, BOONE, BUCKLEY, COWAN, DOHERTY, GELSER, HARKER, HOLVEY, HOYLE, KENY-GUYER, ROBLAN, TOMEI, WITT, Senator DEVLIN (Pre-session filed.)

CHAPTER

AN ACT

Relating to criminal records checks; and declaring an emergency.

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

SECTION 1. (1) The Oregon Department of Administrative Services shall convene a work group to develop recommendations for performing criminal records checks.

(2) The work group must include representatives of:

(a) The Oregon State Police;

(b) The Department of Education;

(c) The Department of Human Services;

(d) The Department of Corrections;

(e) The Oregon Department of Administrative Services;

(f) The State and Local Government Efficiency Task Force created in section 1, chapter 435, Oregon Laws 2011;

(g) An agency that licenses individuals;

(h) A human services organization;

(i) An association of school employees;

(j) A local government; and

(k) An organization that advocates for the privacy rights of individuals.

(3) The Oregon Department of Administrative Services may include additional members in the work group at its discretion.

(4) In developing its recommendations, the work group shall consider:

(a) The protection of the public;

(b) Maintaining high standards of safety and accuracy;

(c) Acknowledging and addressing disparate procedures that may be required by federal and state law;

(d) Ensuring a timely process;

(e) Reducing the number and types of criminal records checks required;

(f) Allowing for transferability of criminal records checks among agencies and organizations;

(g) Determining the feasibility of developing a single system for conducting background checks administered by the Department of State Police;

(h) The cost, accuracy and quality assurance associated with obtaining criminal record checks from sources other than the Department of State Police;

- (i) Providing for a system to update criminal records checks when certain events occur; and
- (j) Determining the feasibility of allowing authorized persons to access criminal records checks on file.

(5) The Oregon Department of Administrative Services shall report on the work group's recommendations to an appropriate interim committee of the Legislative Assembly on or before November 30, 2012.

SECTION 2. Section 1 of this 2012 Act is repealed on January 2, 2013.

SECTION 3. This 2012 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2012 Act takes effect on its passage.

Passed by House February 27, 2012

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 Ramona Kenady Line, Chief Clerk of House

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 Bruce Hanna, Speaker of House

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 Arnie Roblan, Speaker of House

Passed by Senate February 29, 2012

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 Peter Courtney, President of Senate

Received by Governor:

.....M,....., 2012

Approved:

.....M,....., 2012

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 John Kitzhaber, Governor

Filed in Office of Secretary of State:

.....M,....., 2012

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 Kate Brown, Secretary of State