

**A-Engrossed**  
**House Bill 2828**

Ordered by the House April 19  
Including House Amendments dated April 19

Sponsored by COMMITTEE ON CONSUMER PROTECTION AND GOVERNMENT EFFICIENCY

**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.

Requires Department of State Police to [*establish program through which department retains fingerprint cards or creates facsimiles of fingerprints received from Federal Bureau of Investigation or created during state criminal records check*] **convene work group to develop recommendations for retention of fingerprint information** for purpose of notifying authorized agencies or [*districts that subscribe to program*] **other entities that conduct criminal records checks** of receipt of fingerprints or other identifying information by department for purposes related to administration of criminal justice.

**Sunsets work group on date of convening of 2014 regular session of Legislative Assembly. Declares emergency, effective on passage.**

**A BILL FOR AN ACT**

Relating to retention of fingerprint information; and declaring an emergency.

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

**SECTION 1. (1) The Department of State Police shall convene a work group to develop recommendations for the retention of fingerprint information by the department, for the purpose of notifying authorized agencies or other entities that conduct criminal records checks under ORS 181.533, 181.534, 181.537 or 267.237 when the department receives forms containing a person's fingerprints or other identifying information under ORS 181.511 or for any other purpose related to the administration of criminal justice.**

**(2) The work group must include representatives of:**

**(a) The Department of Corrections;**

**(b) The Department of Education;**

**(c) The Department of Human Services;**

**(d) The Department of Public Safety Standards and Training;**

**(e) The Department of State Police;**

**(f) The Employment Department;**

**(g) The Oregon Department of Administrative Services;**

**(h) The Oregon State Board of Nursing;**

**(i) An agency that licenses individuals;**

**(j) A human services organization;**

**(k) An association of school employees;**

**(L) A local government; and**

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

**(3) The Department of State Police may include additional members in the work group**

**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 at its discretion.

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

3 (a) Protecting the public;

4 (b) Maintaining high standards of safety and accuracy;

5 (c) Ensuring a timely process;

6 (d) The feasibility of transferring criminal records checks among agencies and entities;

7 (e) The feasibility of updating criminal records checks when certain events occur; and

8 (f) Mandating agency and entity participation or providing for subscription to the ser-  
9 vices described in subsection (1) of this section.

10 (5) The Department of State Police shall report the work group's recommendations to  
11 an interim committee of the Legislative Assembly related to consumer protection and gov-  
12 ernment efficiency on or before November 1, 2013.

13 **SECTION 2.** Section 1 of this 2013 Act is repealed on the date of the convening of the 2014  
14 regular session of the Legislative Assembly as specified in ORS 171.010.

15 **SECTION 3.** This 2013 Act being necessary for the immediate preservation of the public  
16 peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect  
17 on its passage.

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