

Senate Bill 1549

Sponsored by Senator BURDICK (at the request of Oregon Society of Certified Public Accountants) (Pre-session filed.)

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**.

Excepts persons authorized to engage in public accountancy in this state from provisions regulating investigators.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to the regulation of investigators; amending ORS 703.411; and declaring an emergency.

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

4 **SECTION 1.** ORS 703.411 is amended to read:

5 703.411. ORS 703.401 to 703.490, 703.993 and 703.995 do not apply to:

6 (1) A person employed exclusively by one employer in connection with the affairs of that em-
7 ployer only;

8 (2) An officer or employee of the United States, or of this state, or a political subdivision of ei-
9 ther, while the officer or employee is engaged in the performance of official duties;

10 (3) A person acting as a private security professional as defined in ORS 181.870;

11 (4) A person who is employed full-time as a peace officer, as defined in ORS 161.015, who re-
12 ceives compensation for private employment as an investigator, provided that services are performed
13 for no more than one person or one client;

14 (5) A person that provides secured transportation and protection, from one place or point to
15 another place or point, of money, currency, coins, bullion, securities, bonds, jewelry or other valu-
16 ables;

17 (6) A person that places, leases, rents or sells an animal for the purpose of protecting property,
18 or any person that is contracted to train an animal for the purpose of protecting property;

19 (7) A person engaged in the business of obtaining and furnishing information regarding the fi-
20 nancial rating of persons;

21 (8) An attorney admitted to practice law in this state performing the attorney's duties as an
22 attorney;

23 (9) A legal assistant or paralegal engaged in activity for which the person is employed by an
24 attorney admitted to practice law in this state;

25 (10) Insurers, insurance adjusters and insurance producers licensed in this state and performing
26 duties in connection with insurance transacted by them;

27 (11) Any secured creditor engaged in the repossession of the creditor's collateral and any lessor
28 engaged in the repossession of leased property in which it claims an interest;

29 (12) An employee of a cattle association who is engaged in inspection of brands of livestock
30 under the authority granted to that cattle association by the Packers and Stockyards Division of the

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 United States Department of Agriculture;

2 (13) Common carriers by rail engaged in interstate commerce and regulated by state and federal
3 authorities and transporting commodities essential to the national defense or to the general welfare
4 and safety of the community;

5 (14) Any news media and the employees thereof when engaged in obtaining information for the
6 purpose of disseminating news to the public;

7 (15) A legal process service company attempting to serve legal process;

8 (16) A landlord or an agent of a landlord performing duties in connection with rental property
9 transactions; [or]

10 (17) An engineer **while the engineer is performing duties as an engineer** or **an** employee of
11 an engineer while the [*engineer or*] employee is performing duties [*as an engineer or*] on behalf of
12 an engineer. As used in this subsection, “engineer” has the meaning given that term in ORS
13 672.002[.]; **or**

14 (18) **An accountant while the accountant is engaged in the practice of public accountancy**
15 **or an employee of an accountant while the employee is performing duties on behalf of an**
16 **accountant. As used in this subsection, “accountant” means an individual holding an active**
17 **permit under ORS 673.150 or an individual holding an active license described in ORS 673.153.**

18 **SECTION 2. This 2014 Act being necessary for the immediate preservation of the public**
19 **peace, health and safety, an emergency is declared to exist, and this 2014 Act takes effect**
20 **on its passage.**

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