

PRELIMINARY STAFF MEASURE SUMMARY**CARRIER:**

Senate Committee on Judiciary

REVENUE: No revenue impact**FISCAL: Minimal fiscal impact, no statement issued****SUBSEQUENT REFERRAL TO:****Action:****Vote:****Yeas:****Nays:****Exc.:****Prepared By:** Channa Newell, Counsel**Meeting Dates:** 5/18

WHAT THE MEASURE DOES: Exempts personal information of civil code enforcement officers from public records requests unless public interest requires disclosure. Requires code enforcement officer make request. Permits civil code enforcement officers to request records kept by Oregon Department of Transportation that contain officers' home address to instead contain address of public agency employing officer.

ISSUES DISCUSSED:

EFFECT OF COMMITTEE AMENDMENT: Proposed (-A2) amendments provide absolute exemption to personal information of individuals certified or licensed by Department of Public Safety Standards and Training maintained by Department. Includes current and past licensees or certificate holders. Exempts residential address and telephone number, personal cellular numbers, personal email addresses, drivers license numbers, emergency contact information, Social Security numbers, and dates of birth from disclosure. Declares emergency, effective on passage.

BACKGROUND: It is Oregon policy that every person has a right to inspect any public record of any public body in the state, unless exempted. There are two categories of records that have exemptions to the disclosure requirement. ORS 192.501 provides general categories of records that are exempt unless the public interest requires disclosure. This extensive list includes records of active litigation, trade secrets, investigative reports in criminal proceedings, residential addresses of electors, personal information of donors to the Oregon University System or Oregon Health & Science University, and Social Security numbers. ORS 192.502 provides a list of records that are exempt from disclosure and generally do not have a public interest disclosure requirement. The addresses, Social Security numbers, dates of birth and telephone numbers of public body employees and volunteers fall within this category.

House Bill 2208 allows a public code enforcement officer, such as a building codes inspector, to request that personal information become exempt from disclosure unless the public interest requires disclosure. It also allows the officer to request that records kept by the Department of Transportation show the address of the officer's employee agency, and not the home address of the officer.