

Seventy-Eighth Oregon Legislative Assembly - 2015 Regular Session
STAFF MEASURE SUMMARY
House Committee On Rules

MEASURE: HB 3037 A
CARRIER: Rep. Hoyle

Fiscal: Has minimal fiscal impact

Revenue: No Revenue Impact

Action Date: 03/09/15

Action: Do Pass As Amended And Be Printed Engrossed.

Meeting Dates: 03/02, 03/09

Vote:

Yeas: 9 - Barnhart, Gilliam, Hoyle, Kennemer, McLane, Nosse, Rayfield, Smith Warner, Wilson

Prepared By: Erin Seiler, Committee Administrator

WHAT THE MEASURE DOES:

Adds certain personal information about public employees and volunteers to that which is already exempt from disclosure under public records law. Requires certain personal information of home care workers, operators of child care facilities, exempt family child care providers and operators of adult foster homes be maintained confidentially and not disclosed pursuant to public records request. Exempts Oregon Judicial Department and Oregon Department of Transportation. Requires that certain personal information submitted in confidence and not otherwise required to be disclosed be maintained confidentially and not disclosed pursuant to public records request. Declares emergency, effective on passage.

ISSUES DISCUSSED:

- Individuals impacted by measure
- Type of personal information about public employees currently exempt from disclosure
- Public employee information subject to disclosure
- Risks associated with being child protective services employee
- Availability of public employee information to union representing public employees
- Use of public employee information by union representing public employees
- Impact on fair share union members
- Voter registration information subject to disclosure
- Protection of personal information for indirect public employees

EFFECT OF COMMITTEE AMENDMENT:

Permits Oregon Judicial Department and Oregon Department of Transportation to disclose information, otherwise kept confidential, about homecare workers, child care facility operators, family child care providers and operators of adult foster homes.

BACKGROUND:

Disclosure of public records keeps the public informed about government functions, but can also inadvertently open citizens' private lives to public view. Because of this risk, the Oregon Legislature has made certain records exempt from disclosure; and many exemptions require a balancing of privacy rights, governmental interests and other confidentiality policies on the one hand, against the public's interest in disclosure on the other.

Currently, the addresses, Social Security numbers, birth dates and telephone numbers of public employees and volunteers contained in personnel records are unconditionally exempt from disclosure. House Bill 3037-A modifies this unconditionally exempt information to include residential addresses and telephone numbers, personal cellular telephone numbers, personal email addresses, driver license numbers, employer-issued identification card numbers and

emergency contact information. The measure also prohibits almost the identical information from being disclosed about home care workers, child care facility operators, exempt family child care providers and adult foster home operators.