

STAFF MEASURE SUMMARY

CARRIER: Sen. Kruse

Senate Committee On Judiciary

**Fiscal:** Has minimal fiscal impact

**Revenue:** No Revenue Impact

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**Action Date:** 04/09/15

**Action:** Do Pass With Amendments And Requesting Subsequent Referral To Ways  
And Means Be Rescinded. (Printed A-Eng.)

**Meeting Dates:** 03/24, 04/09

**Vote:**

Yeas: 5 - Burdick, Gelser, Kruse, Prozanski, Thatcher

**Prepared By:** Laura Handzel, Administrator

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**WHAT THE MEASURE DOES:**

Makes minor changes to ORS 419A.255 to correct unintended consequences of recent legislative changes. Authorizes Oregon Youth Authority to disclose same information about youth within their jurisdiction as juvenile courts and county juvenile department can disclose. Clarifies that nothing in current law prohibits juvenile court from providing certain information to appropriate Child Support Program Administrator. Proposes one-year extension to operative date of statutory provisions regarding providing access to juvenile court records to other persons not specifically provided access by statute.

**ISSUES DISCUSSED:**

- Bill brought by Oregon Law Commission
- Result of review of statutes regarding juvenile records
- Unintended consequence of previous bill prohibiting Oregon Youth Authority to disclose information regarding youth within their jurisdiction
- Effects on subpoena requests, parental rights termination, wardships, and child support orders
- Extension of operative date to allow workgroup to do additional work on certain provisions
- Problems and inefficiencies of go-arounds needed to remedy unintended consequence
- Proposed -2 amendment, which entirely replaces measure
- Support for proposed -2 amendment

**EFFECT OF COMMITTEE AMENDMENT:**

Replaces measure.

**BACKGROUND:**

Previous legislative work done with respect to juvenile records created an unintended consequence of disallowing the Oregon Youth Authority (OYA) from disclosing information regarding youth within their jurisdiction. Related problems include serious complications anytime OYA has the need to disclose juvenile records and significant inefficiencies with workarounds temporarily filling the gap.

Senate Bill 405-A authorizes OYA to disclose the same information about youth within their jurisdiction as the juvenile courts and county juvenile department can disclose. Senate Bill 405-A also clarifies that nothing in the current law prohibits the juvenile court from providing certain information to the appropriate Child Support Program Administrator. Additionally, Senate Bill 405-A proposes a one-year extension to the operative date of statutory provisions regarding providing access to juvenile court records to other persons not specifically provided access by statute. The bill declares an emergency and is effective on passage.