

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: HB 3557 - A

Seventy-Eighth Oregon Legislative Assembly – 2015 Regular Session
Legislative Fiscal Office

***Only Impacts on Original or Engrossed
Versions are Considered Official***

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Date: 6/10/2015

Measure Description:

Requires public bodies that receive requests for disclosure of specified personal contact information of public employees or certain other persons to forward copy of request to affected persons whose information is subject of request or their representatives.

Government Unit(s) Affected:

Statewide

Local Government Mandate:

This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

Analysis:

House Bill 3557 requires public bodies that receive requests for disclosure of specified personal contact information of public employees or certain other persons to forward copy of request to affected persons whose information is subject of request or their representatives.

The fiscal impact of this bill on state agencies and local government is indeterminate depending on the number and complexity of requests. In addition, passage of this bill could result in higher legal costs for public bodies. At this time, this cost cannot be quantified. With passage of this bill, there is a potential that agencies and local government may need to seek counsel for legal assistance to determine if a request for disclosure has met the clear and convincing evidence standard specified in the bill, as well as defending agency actions on this issue before the district attorney and/or in circuit court. In addition, for certain agencies such as the Oregon Health Authority, passage of this bill could require additional legal counsel for guidance regarding potential conflicts with the Health Insurance Portability and Accountability Act (HIPAA), the American with Disabilities Act (ADA), and/or laws related to domestic violence.