

House Bill 2238

Sponsored by Representative DAVIS; Representative CLEM, Senators JOHNSON, THATCHER (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**.

Directs state agencies to make available on Oregon transparency website copies of reports agency is required by law to produce.

A BILL FOR AN ACT

1
2 Relating to the Oregon transparency website; creating new provisions; and amending ORS 184.483.

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

4 **SECTION 1.** ORS 184.483 is amended to read:

5 184.483. (1) The Oregon Department of Administrative Services shall develop and make available
6 an Oregon transparency website. The website shall allow any person to view information that is a
7 public record and not exempt from disclosure under ORS 192.410 to 192.505, including but not lim-
8 ited to information described in subsection (3) of this section.

9 (2) State agencies and education service districts, to the extent practicable and subject to laws
10 relating to confidentiality, when at no additional cost, using existing data and existing resources of
11 the state agency or education service district and without reallocation of resources, shall:

12 (a) Furnish information to the Oregon transparency website by posting reports and providing
13 links to existing information system applications in accordance with standards established by the
14 Oregon Department of Administrative Services; and

15 (b) Provide the information in the format and manner required by the Oregon Department of
16 Administrative Services.

17 (3) To the extent practicable and subject to laws relating to confidentiality, when at no addi-
18 tional cost, using existing data and existing resources of the state agency or education service dis-
19 trict and without reallocation of resources, the Oregon transparency website shall contain
20 information about each state agency and education service district, including but not limited to:

21 (a) Annual revenues of state agencies and education service districts;

22 (b) Annual expenditures of state agencies and education service districts;

23 (c) Annual human resources expenses, including compensation, of state agencies and education
24 service districts;

25 (d) Annual tax expenditures of state agencies, including, when possible, the identity of the re-
26 cipients of each tax expenditure;

27 (e) For each state agency, a description of the percentage of expenditures made in this state and
28 the percentage of expenditures made outside this state under all contracts for goods or services
29 entered into by the state agency during each biennium;

30 (f) A prominently placed graphic representation of the primary funding categories and approxi-
31 mate number of individuals served by the state agency or the education service district;

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 (g) A description of the mission, function and program categories of the state agency or educa-
 2 tion service district;

3 (h) Information about the state agency from the Oregon Progress Board;

4 (i) A copy of any audit report issued by the Secretary of State for the state agency or of any
 5 audit reports issued for the education service district;

6 (j) The local service plans of the education service districts;

7 (k) A copy of each report required by statute for education service districts; *[and]*

8 (L) A copy of all notices of public meetings of the education service districts[.]; **and**

9 **(m) For each state agency, except as provided in ORS 184.484 and 285C.659, not later than**
 10 **30 calendar days after a final report is released, a copy of each final report the state agency**
 11 **is required by law to produce and file with a public body as defined in ORS 174.109 or other-**
 12 **wise make available for public review.**

13 (4) In addition to the information described in subsection (3) of this section:

14 (a) The department shall post on the Oregon transparency website notices of public meetings
 15 required to be provided by the state agency under ORS 192.640. If the state agency maintains a
 16 website where minutes or summaries of the public meetings are available, the state agency shall
 17 provide the department with the link to that website for posting on the Oregon transparency
 18 website.

19 (b) The department shall post on the Oregon transparency website a link for the website main-
 20 tained by the Secretary of State for rules adopted by the state agency. If the state agency maintains
 21 a website where the rules of the agency are posted, or where any information relating to the rules
 22 of the agency is posted, the state agency shall provide the department with the link to that website
 23 for posting on the Oregon transparency website.

24 (c) The department shall provide links on the Oregon transparency website for information re-
 25 ceived by the department regarding contracts and subcontracts entered into by a state agency or
 26 education service district, to the extent disclosure of that information is allowed by law and the
 27 information is already available on websites maintained by the state agency or education service
 28 district. To the extent available, the information linked to under this section must include:

29 (A) Information on professional, personal and material contracts;

30 (B) The date of each contract and the amount payable under the contract;

31 (C) The period during which the contract is or was in effect; and

32 (D) The names and addresses of vendors.

33 (5) In creating, operating, refining and recommending enhancements to the Oregon transparency
 34 website, the Oregon Department of Administrative Services and the Transparency Oregon Advisory
 35 Commission created in ORS 184.486 shall consider and, to the extent practicable, adhere to the fol-
 36 lowing principles:

37 (a) The website must be accessible without cost and be easy to use;

38 (b) Information included on the Oregon transparency website must be presented using plain,
 39 easily understandable language; and

40 (c) The website should teach users about how state government and education service districts
 41 work and provide users with the opportunity to learn something about how state government and
 42 education service districts raise and spend revenue.

43 (6) If a state agency or an education service district is not able to include information described
 44 in this section on the Oregon transparency website because of the lack of availability of information
 45 or cost in acquiring it, the Transparency Oregon Advisory Commission created in ORS 184.486 shall

1 list the information that is not included for that state agency or education service district in the
 2 commission's report to the Legislative Assembly required under ORS 184.486.

3 (7) The Oregon Department of Administrative Services shall include on the Oregon transparency
 4 website a page that provides links to websites established by local governments, as defined in ORS
 5 174.116, and by special government bodies, as defined in ORS 174.117, for the purpose of providing
 6 transparency in the revenues, expenditures and budgets of the public bodies. The department shall
 7 include a link to the website of the public body upon receiving a request from the public body, and
 8 shall consider recommendations from the Transparency Oregon Advisory Commission for the inclu-
 9 sion of other links to local and special government body websites. The department shall include a
 10 prominent link on the home page of the Oregon transparency website for information posted to the
 11 page described in this subsection.

12 **SECTION 2. The amendments to ORS 184.483 by section 1 of this 2015 Act apply to re-**
 13 **ports required to be produced on or after the effective date of this 2015 Act.**