

SB 826 STAFF MEASURE SUMMARY

Carrier: Rep. Gorsek

House Committee On Judiciary

Action Date: 05/01/17

Action: Do Pass.

Vote: 10-0-1-0

Yeas: 10 - Barker, Gorsek, Greenlick, Lininger, Olson, Post, Sanchez, Sprenger, Vial, Williamson

Exc: 1 - Stark

Fiscal: No fiscal impact

Revenue: No revenue impact

Prepared By: Josh Nasbe, Counsel

WHAT THE MEASURE DOES:

Includes certain victim services programs administered by tribal government within scope of victim counseling privilege.

ISSUES DISCUSSED:

- Original intent of Legislative Assembly in adopting victim counseling privilege
- Increase in use of counseling and advocacy services since 2015 adoption of privilege

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

In 2015, the Legislative Assembly adopted a privilege protecting certain communications and records related to victim services. This privilege, described in ORS 40.264, applies to safety planning, counseling, support and advocacy services provided to victims of domestic violence, sexual assault or stalking, when those services are administered by certain entities that receive governmental funding. Senate Bill 826 includes within the scope of the privilege programs that are administered by a tribal government that offers these same services.