

**HB 2617 STAFF MEASURE SUMMARY**

**House Committee On Judiciary**

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**Prepared By:** Brian Lohsl

**Meeting Dates:** 2/5

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**WHAT THE MEASURE DOES:**

Allows an owner who is a member of a homeowner's association to use an unconcealed recording device to record any open meeting. Allows an owner to retain and transmit the recording to any other owner. Requires the owner to reasonably inform the meeting participants of the recording.

**ISSUES DISCUSSED:**

**EFFECT OF AMENDMENT:**

No amendment.

**BACKGROUND:**

ORS 94.640 sets out the powers and duties of the board of directors of an association. Per ORS 94.640 (8), all meetings of the board of directors that do not meet specific criteria must be open to the members of the association. As used in ORS 94.640, "meeting" means a convening of a quorum of members of the board of directors at which association business is discussed, except a convening of a quorum of members of the board of directors for the purpose of participating in litigation, mediation or arbitration proceedings. ORS 100.420 further sets out the requirements for association meetings. ORS 94.640 and ORS 100.420 are both presently silent as to the ability of an owner to record open meetings of an association.

House Bill 2617 grants an owner who is a member of a homeowners association the ability to use an unconcealed recording device to record any open meeting, as well as retain and transmit the recording to any other owner.