

HB 2932 Rep. Hernandez

Safeguards Against Inquiry into Immigration Status in Court

HB 2932 allows all individuals to access justice in our courts without fear from unintended consequences, intimidation, or harassment.

Overview:

• Oregon criminal proceedings are open to the public, meaning that all information shared in court can be exposed to anyone.

Current Practice:

• Unfortunately, nothing currently prevents a court from inquiring on the record in open court about an individual's immigration status.

Solution:

- This bill clarifies that Oregon courts should not force a non-citizen to disclose in open court that they are not citizens of the United States.
- Being forced to announce in a public forum that one is not a citizen can be prejudicial to a non-citizen criminal defendant's case and may have other unintended consequences, such as triggering anti-immigrant harassment and discrimination.