

HB 2430 STAFF MEASURE SUMMARY

Carrier: Rep. Power

House Committee On Judiciary

Action Date: 03/25/19

Action: Do Pass.

Vote: 11-0-0-0

Yeas: 11 - Barker, Bynum, Gorsek, Greenlick, Lewis, McLane, Piluso, Power, Sprenger, Stark, Williamson

Fiscal: Has minimal fiscal impact

Revenue: No revenue impact

Prepared By: Brian Lohsl, LPRO Analyst

Meeting Dates: 3/13, 3/25

WHAT THE MEASURE DOES:

Eliminates sunset date of Public Records Advisory Council. Sets two-year terms for Council members who represent news media, cities, counties, special districts, public sector workforce. Sets two-year terms for member of the public, Representative, or Senator. Allows reappointment of members serving two-year terms. Sets three-year term for the Secretary of State, Attorney General, Director of Oregon Department of Administrative Services, or their respective designees.

ISSUES DISCUSSED:

- Role of Public Records Advisory Council
- Composition of the Public Records Advisory Council
- Functions of the Public Records Advisory Council include vetting draft administrative rules, hearing from the public and media, and reporting to the Public Records Advocate
- Importance of oversight regarding public records

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

ORS 192.461 established the office of the Public Records Advocate. The Public Records Advocate is appointed by the Governor from among a panel of three qualified individuals nominated by the Public Records Advisory Council. The Public Records Advocate serves a four-year term of office and can be removed for cause by the Governor or upon motion of the Public Records Advisory Council with the consent of the Governor. Section 8, chapter 728, Oregon Laws 2017 created the Public Records Advisory Council and specified the criteria to serve on the Council. The Public Records Advisory Council is scheduled to sunset in January of 2021.

House Bill 2430 removes the operative date and the sunset date of the Public Records Advisory Council and establishes that certain members of the Public Records Advisory Council are to serve a two-year term and other specified members are to serve a three-year term.