

HB 2321 A STAFF MEASURE SUMMARY

Carrier: Sen. Thatcher

Senate Committee On Judiciary

Action Date: 04/15/19

Action: Do pass the A-Eng bill.

Vote: 5-0-2-0

Yeas: 5 - Bentz, Linthicum, Manning Jr, Prozanski, Thatcher

Exc: 2 - Fagan, Gelser

Fiscal: Has minimal fiscal impact

Revenue: No revenue impact

Prepared By: Brian Lohsl, LPRO Analyst

Meeting Dates: 4/15

WHAT THE MEASURE DOES:

Excludes certain county juvenile department employees from specified public disclosure requirements. Allows county juvenile justice workers to request that any driver or vehicle record kept by the DMV that contains their address instead list the address of the public agency where they are employed. Takes effect 91st day following adjournment sine die.

ISSUES DISCUSSED:

- Current public record disclosure exemptions available to other similar employees
- Need for protection for these employees
- Forms already exist and are being used by agencies to comply with these requirements

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

ORS 192.345 exempts certain public records from the disclosure requirements of ORS 192.311 to 192.478 unless the public interest requires disclosure in the particular instance. The information excluded from public disclosure requirements includes the home address and home telephone number of a public safety officer contained in either the voter registration records or in records of the Department of Public Safety Standards and Training. The name of the public safety officer contained in county real property assessment or taxation records is also exempt. ORS 192.511 directs the Oregon Sunshine Committee to establish a plan to review all exemptions from disclosure for public records. Specified exemptions are not required to be included in this review plan.

House Bill 2321 A includes certain county juvenile department employees in the exemptions from public records disclosure, subject to the public interest balancing test. The measure also provides an exemption to the Sunshine Committee review.