House Bill 2051

Introduced and printed pursuant to House Rule 12.00. Presession filed (at the request of Governor Kate Brown for Oregon State Police)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor’s brief statement of the essential features of the measure as introduced.

Prohibits disclosure, pursuant to public records request, of contents of reports made through Department of State Police statewide tip line. Authorizes disclosure to tip line staff, service providers, law enforcement and specified education persons for purpose of follow-up contact to provide or obtain further information. Provides that further information may be disclosed only to persons authorized to receive tip line information.

Permits department to disclose aggregated or summary tip line information for reporting and public education purposes.

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

Relating to the disclosure of tip line information; amending ORS 339.329; and prescribing an effective date.

Be It Enacted by the People of the State of Oregon:

SECTION 1. ORS 339.329 is amended to read:

339.329. (1) As used in this section:

(a) “Cyberbullying” and “harassment, intimidation or bullying” have the meanings given those terms in ORS 339.351.

(b) “Local law enforcement contact” means a local law enforcement officer designated by the Department of State Police to be notified when the tip line receives a report of a threat to student safety or potential threat to student safety.

(c) “Personally identifiable information” means any information that would permit the identification of a person who reports information using the tip line, and is not limited to name, phone number, physical address, electronic mail address, race, gender, sexual orientation, disability designation, religious affiliation, national origin, ethnicity, school of attendance, city, county or any geographic identifier included in information conveyed through the tip line, or information identifying the machine or device used by the person in making a report using the tip line.

(d) “Service provider” means a person designated by the department to be notified when the tip line receives a report of a threat to student safety or potential threat to student safety.

“Service provider” includes:

(A) A provider of behavioral health care or mental health care;

(B) A provider of school-based health care;

(C) A certificated school counselor;

(D) A clinical social worker licensed under ORS 675.530; or

(E) A professional counselor or a marriage and family therapist licensed under ORS 675.615.

NOTE: Matter in boldfaced type in an amended section is new; matter [italic and bracketed] is existing law to be omitted. New sections are in boldfaced type.

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(A) A school district, as defined in ORS 332.002;
(B) A community college, as defined in ORS 341.005;
(C) A private school that provides educational services to kindergarten through grade 12 stu-
dents;
(D) A career school, as defined in ORS 345.010; or
(E) A public university listed under ORS 352.002.

(f) “Threat to student safety” includes, but is not limited to, a threat or instance of:
(A) Harassment, intimidation or bullying or cyberbullying;
(B) Suicide or self-harm; and
(C) Violence against others.

(g) “Tip line” means a statewide resource designed to accept information concerning threats
to student safety or potential threats to student safety through methods of transmission including:
(A) Telephone calls;
(B) Text messages; and
(C) Electronically through the Internet.

(2) The Department of State Police shall establish a statewide tip line for students and other
members of the public to use to confidentially report information concerning threats to student
safety or potential threats to student safety.

(3) In consultation with state and local government behavioral health care providers, the de-
partment shall adopt rules necessary to establish and operate the tip line. The rules must include,
but are not limited to:
(a) Provisions that protect the [identity] personally identifiable information of a person re-
porting information without compromising opportunities for follow-up contact from local law
enforcement contacts or service providers to provide further information to or obtain further infor-
mentation from the person; and
(b) Written policies and procedures for:
(A) Logging reports received on the tip line;
(B) Verifying the authenticity and validity of a reported threat to student safety or potential
threat to student safety;
(C) Relaying information concerning a threat to student safety or potential threat to student
safety to local law enforcement contacts, service providers and appropriate education provider
contacts;
(D) Connecting the tip line with other hotlines that are available for reports of violence or for

(crisis prevention; and
(E) Reporting for the purposes of tracking referrals to local law enforcement contacts and ser-
vice providers resulting from information received on the tip line and tracking the outcome of any
action taken in response to the referral.

(4) The contents of tips reported to the tip line may not be disclosed pursuant to a public
records request under ORS 192.311 to 192.478 or otherwise, except that personally identifiable
information and other information reported through the tip line may be disclosed to the
following persons for the purpose of follow-up contact to obtain or provide further informa-
tion:
(a) Tip line staff;
(b) A school district, education service district, community college, private school that
provides educational services to kindergarten through grade 12 students, a career school or
a public university;
    (c) A service provider; or
    (d) Law enforcement.
(5) Any person authorized to receive tip line information under subsection (4) of this
section must use the information only for the purpose of making follow-up contact to obtain
or provide further information. Any further information obtained through follow-up contact
may be disclosed only to the persons described in subsection (4) of this section.
(6) Persons authorized to receive tip line information under subsection (4) of this section
may not disclose to the public the outcomes or actions taken as a result of tip line infor-

SECTION 2. This 2019 Act takes effect on the 91st day after the date on which the 2019
regular session of the Eightieth Legislative Assembly adjourns sine die.