

Senate Bill 609

Sponsored by Senator JOHNSON (at the request of former Representative Deborah Boone) (Pre-session filed.)

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**.

Restates existing requirement that public records requester make request for records in writing. Requires requester to state how requester intends to use records.

A BILL FOR AN ACT

1
2 Relating to public records; amending ORS 192.314.

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

4 **SECTION 1.** ORS 192.314 is amended to read:

5 192.314. (1) Every person has a right to inspect any public record of a public body in this state,
6 except as otherwise expressly provided by ORS 192.338, 192.345 and 192.355.

7 **(2) In order to invoke the right to inspect a public record, a requester must make the**
8 **request in writing and must state with particularity:**

9 **(a) A description of the records being sought; and**

10 **(b) A statement of how the requester intends to use the requested records.**

11 *[(2)(a)]* **(3)(a)** If a person who is a party to a civil judicial proceeding to which a public body is
12 a party, or who has filed a notice under ORS 30.275 (5)(a), asks to inspect or to receive a copy of
13 a public record that the person knows relates to the proceeding or notice, the person must submit
14 the request in writing to the custodian and, at the same time, to the attorney for the public body.

15 (b) For purposes of this subsection:

16 (A) The attorney for a state agency is the Attorney General in Salem.

17 (B) "Person" includes a representative or agent of the person.
18

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.