House Bill 3047
Sponsored by Representatives WITT, BYNUM

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.

Establishes civil cause of action for improper disclosure of personal information.

A BILL FOR AN ACT
Relating to disclosure of personal information.

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

SECTION 1. (1) As used in this section:
(a) “Disclose” includes, but is not limited to, transfer, publish, distribute, exhibit, advertise and offer.
(b) “Personal information” means:
(A) The plaintiff's home address, personal email address, personal phone number or social security number;
(B) Contact information for the plaintiff's employer;
(C) Contact information for a family member of the plaintiff;
(D) Photographs of the plaintiff's children; or
(E) Identification of the school that the plaintiff's children attend.
(2) A plaintiff has a cause of action for improper disclosure of private information if the plaintiff establishes by a preponderance of the evidence that:
(a) The defendant, with the intent to harass, humiliate or injure the plaintiff, knowingly caused personal information to be disclosed;
(b) The defendant knew or reasonably should have known that the plaintiff did not consent to the disclosure;
(c) The plaintiff is harassed, humiliated or injured by the disclosure; and
(d) A reasonable person would be harassed, humiliated or injured by the disclosure.

SECTION 2. Section 1 of this 2021 Act applies to disclosures of personal information occurring on or after the effective date of this 2021 Act.

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.

LC 3178