

STATEMENT IN SUPPORT OF HB 3047 (CAUSE OF ACTION FOR DOXXING)

To: House Subcommittee on Equitable Policing

From: Michael Selvaggio, Oregon Coalition of Police and Sheriffs

Date: February 28, 2021

Chair Bynum and Members of the Committee:

For the record, my name is Michael Selvaggio, representing the Oregon Coalition of Police and Sheriffs (ORCOPS). We represent line officers and deputies around the State of Oregon, and are Oregon's largest law enforcement organization.

On behalf of our membership, I want to convey our support of HB 3047.

Oregon already has statutes protecting against harassment, but lacks ways of holding those accountable who may facilitate harassment by publicizing certain information ("doxxing") -- materially enabling the harassment but not necessarily participating directly in it.

This measure rightly seeks to stem the weaponization of personal data, even that which may be technically publicly available, by creating a cause of action against individuals who publicize it.

ORCOPS views this measure as a good step, and we will monitor its effectiveness as the resulting law is implemented.

However, we want to also note that in many cases, the threat of recovery of damages and/or relief may not serve as a practical deterrent. If an individual engaged in doxxing has no recoverable assets nor any applicable liability insurance, the lack of a recovery strategy may make it difficult to impossible to find an attorney willing to hold such individual to account. As such, this issue may be worth re-examining in a future session.

(Also, please note that the phrase "personal information" is replaced with "private information" when naming the cause of action on line 14 of the printed bill. For consistency, we would suggest using the same phrase throughout.)

Thank you.