

HB 4110 -1 STAFF MEASURE SUMMARY

House Committee On Judiciary

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Sub-Referral To: Joint Committee On Ways and Means

Meeting Dates: 2/3

WHAT THE MEASURE DOES:

Establishes procedures by which certain crime or abuse victims and other authorized persons may request and receive copies of law enforcement agency records concerning case.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

-1 Replaces the measure. Establishes the Task Force on Victim Access to Police Records. Specifies task force membership requirements. Requires the task force to develop recommendations for standards, processes and timelines for a victim to request and obtain records from a law enforcement entity and improve access to law enforcement records for victims of crime. Provides appointment of support staff to the task force to be assigned by the Legislative Policy and Research Director. Directs the task force to submit a report and recommendations to the Legislative Assembly no later than November 1, 2022. Declares an emergency effective on passage.

BACKGROUND:

Under the Oregon Constitution, in adult criminal proceedings, a crime victim has the right, upon request, to obtain information about the conviction, sentence, imprisonment, criminal history and future release from physical custody of the criminal defendant or convicted criminal. The same right is provided by statute. However, with the exception of a victim of a collision involving a defendant alleged to have been under the influence of intoxicants while driving, a crime victim does not have a statutory or constitutional right to receive a copy of reports relating to the crime.

House Bill 4110 would require law enforcement agencies to provide certain crime victims copies of criminal reports related to the crime for which they are the listed victim.