

HB 2490 STAFF MEASURE SUMMARY

Carrier: Sen. Woods

Senate Committee On Veterans, Emergency Management, Federal and World Affairs

Action Date: 05/09/23
Action: Do pass.
Vote: 3-0-1-2
Yeas: 3 - Manning Jr, President Wagner, Woods
Exc: 1 - Gorsek
Abs: 2 - Linthicum, Thatcher
Fiscal: No fiscal impact
Revenue: No revenue impact
Prepared By: Beverly Schoonover, LPRO Analyst
Meeting Dates: 4/25, 5/9

WHAT THE MEASURE DOES:

Exempts from public record disclosure law certain cybersecurity documents, records, or plans protecting computers, information technology or communications systems from threat or attack.

ISSUES DISCUSSED:

- Questions about how sensitive information would be exempted from public records
- Questions about redaction of information versus exemption
- Examples of cybersecurity attacks on local governments

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

Oregon law provides that every person has a right to inspect any public record of a public body in the state, with some exemptions. Among other exemptions, current exemptions from public record disclosure include personally identifiable information, information related to the Oregon Health Authority, and sensitive insurance information.

House Bill 2490 adds language to ORS 192.355 to exempt from public record disclosure cybersecurity documents that protect computer, information technology, or communications systems from threat or attack. This includes records that depend on their effectiveness upon a lack of public knowledge and contractual and insurance records that document cybersecurity specifications.