

House Bill 2276

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Governor Kate Brown for Oregon Health Authority)

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**.

Clarifies that certain agencies shall provide Social Security numbers to Department of State Police for purposes of identifying certain persons.

A BILL FOR AN ACT

1
2 Relating to provision of Social Security numbers to Department of State Police; amending ORS
3 181A.290.

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

5 **SECTION 1.** ORS 181A.290 is amended to read:

6 181A.290. (1) The Department of Human Services, the Oregon Health Authority, the Psychiatric
7 Security Review Board and the Judicial Department shall provide the Department of State Police
8 with the minimum information necessary to identify persons who:

9 (a) Have been committed by a court to the Oregon Health Authority under ORS 426.130, based
10 on a finding that the person is dangerous to self or others;

11 (b) Are subject to a court order under ORS 426.130 or 426.133 prohibiting the person from pur-
12 chasing or possessing a firearm;

13 (c) Have been committed by a court to the Department of Human Services under ORS 427.290,
14 based on a finding that the person is dangerous to self or others;

15 (d) Have been found by a court to lack fitness to proceed under ORS 161.370;

16 (e) Have been found guilty except for insanity of a crime under ORS 161.290 to 161.373;

17 (f) Have been found responsible except for insanity for an act under ORS 419C.411;

18 (g) Have been placed under the jurisdiction of the Psychiatric Security Review Board under ORS
19 161.315 to 161.351; or

20 (h) Have been committed to a state hospital or facility under ORS 161.315 to 161.351 or 419C.529
21 to 419C.544.

22 (2) Upon receipt of the information described in this section, the Department of State Police
23 shall access and maintain the information and transmit the information to the federal government
24 as required under federal law.

25 (3) The Department of Human Services, the Oregon Health Authority, the Psychiatric Security
26 Review Board and the Judicial Department shall enter into agreements with the Department of State
27 Police describing the access to information provided under this section.

28 (4) The Department of State Police shall adopt rules:

29 (a) After consulting with the Department of Human Services, the Oregon Health Authority, the
30 Psychiatric Security Review Board and the Judicial Department, describing the type of information
31 provided to the Department of State Police under this section; and

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.

1 (b) Describing the method and manner of maintaining the information described in this section
2 and transmitting the information to the federal government.

3 (5) As used in this section, “minimum information necessary” means data elements or nominal
4 information that is [*necessary or*] required under federal law **or necessary** to accurately identify a
5 person described in this section and includes the person’s name, **Social Security number**, date of
6 birth, gender and reference information that identifies the originating agency or court and enables
7 the originating agency or court to locate an underlying record or file of a person described in this
8 section. “Minimum information necessary” does not include any medical, psychiatric or psycholog-
9 ical information, case histories or files of a person described in this section or any record or file
10 of an originating agency or court.

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