Senate Bill 510

Sponsored by Senator THATCHER, Representative BYNUM (at the request of Public Records Advisory Council) (Presession filed.)

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.

Directs Public Records Advocate to estimate biennial costs to carry out duties of advocate and to allocate and assess costs among public bodies of state government. Directs advocate to adopt rules establishing methods for allocating and collecting assessments. Credits assessments to Public Records Advocate Fund.

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

Relating to the Public Records Advocate; creating new provisions; amending ORS 192.477; and prescribing an effective date.

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

SECTION 1. (1) On or before January 1 preceding the start of a biennium, the Public Records Advocate shall estimate the expenses the advocate will incur for the upcoming biennium in carrying out the provisions of ORS 192.461 to 192.475. The advocate shall report the estimate to the Oregon Department of Administrative Services and the Legislative Fiscal Officer.

(2) The advocate shall charge an assessment to each public body in state government so as to recoup the costs estimated under subsection (1) of this section. Each public body in state government shall pay to the credit of the advocate the amount the public body was assessed under this subsection as an administrative expense from funds or appropriations available to the public body in the same manner as other claims against the public body are paid.

(3) The advocate shall adopt rules specifying the method for allocating the expenses described in subsection (1) of this section among public bodies in state government and for collecting the assessments described in this section.

(4) As used in this section, “state government” has the meaning given that term in ORS 174.111.

SECTION 2. ORS 192.477 is amended to read:

192.477. (1) The Public Records Advocate Fund is established in the State Treasury, separate and distinct from the General Fund. Interest earned by the Public Records Advocate Fund shall be credited to the Public Records Advocate Fund.

(2) The Public Records Advocate Fund shall consist of:

(a) Moneys collected under section 1 of this 2023 Act;

(b) Moneys appropriated or otherwise transferred to the fund by the Legislative Assembly; and

(c) Interest earnings of the fund.

(3) Moneys in the Public Records Advocate Fund are continuously appropriated to the Public

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.
Records Advocate for the purpose of funding the operations of the office of the Public Records Advocate and the Public Records Advisory Council.

SECTION 3. Section 1 of this 2023 Act and ORS 192.477 are added to and made a part of ORS 192.461 to 192.475.

SECTION 4. This 2023 Act takes effect on the 91st day after the date on which the 2023 regular session of the Eighty-second Legislative Assembly adjourns sine die.