



Legislative Fiscal Office
82nd Oregon Legislative Assembly
2024 Regular Session

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Bill Title: Relating to a right to repair consumer electronic equipment; prescribing an effective date.

Government Unit(s) Affected: Judicial Department, Department of Consumer and Business Services, Department of Justice

Summary of Fiscal Impact

This measure has a minimal fiscal impact.

Measure Description

The measure requires an original equipment manufacturer to make available to an owner of consumer electronic equipment or an independent repair provider on fair and reasonable terms any documentation, tool, part, or other device or implement that the original equipment manufacturer makes available to an authorized service provider for the purpose of diagnosing, maintaining, or repairing consumer electronic equipment. The Attorney General may initiate a civil action in a state circuit court for violations outlined in this measure occurring on or after July 1, 2027.

This measure applies to consumer electronic equipment sold or in use in the state after its passage, excluding cell phones first manufactured, sold, or used in the state before July 1, 2021, and other consumer electronic equipment, excluding cell phones, first manufactured, sold, or used in the state before July 1, 2015.

Fiscal Analysis

This measure has a minimal fiscal impact resulting from the reporting requirements outlined for the Department of Justice (DOJ). There is an indeterminate fiscal impact associated with any future enforcement or civil actions that would commence after July 1, 2027 (2027-29 biennium). Funding for any future enforcement of civil actions would be from an expanded use of DOJ's Protection and Education Revolving Account created under ORS 180.095. The Attorney General is required to deposit the proceeds of any civil penalties recovered under this measure into the Protection and Education Revolving Account.

DOJ's future enforcement or civil actions fall beyond the scope of a two biennia fiscal impact. DOJ would need to make a budget request in the 2027 Legislative Session for any resources to enforce the measure. DOJ's Protection and Education Revolving Account has historically produced revenues that exceed expenditures leaving a surplus ending balance in the account. The balance in the account, along with the estimate of civil penalties generated by the measure, will need to be evaluated at the time of any potential funding request.

The Oregon Judicial Department reports the fiscal impacts of this measure to be minimal. There is no fiscal impact on the Department of Consumer and Business Services.

Relevant Dates

The measure takes effect on the 91st day after sine die. The Attorney General shall submit the report outlined in this measure no later than December 31, 2025. The Attorney General may initiate a civil action for violations outlined in this measure occurring on or after July 1, 2027.