

A-Engrossed
House Bill 2431

Ordered by the House April 3
Including House Amendments dated April 3

Sponsored by Representative POWER, Senators PROZANSKI, THATCHER; Senator BOQUIST (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.

Requires each state agency to report to Attorney General, Public Records Advocate and public records subcommittee of Legislative Counsel Committee on number of public records requests received during preceding year, and number of those requests still outstanding after specified periods of time. Requires each state agency to include in report specified information on fee waivers and reductions.

A BILL FOR AN ACT

1
2 Relating to state agency accountability for public records law compliance.

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

4 **SECTION 1. Section 2 of this 2019 Act is added to and made a part of ORS 192.311 to**
5 **192.478.**

6 **SECTION 2. (1) On or before March 1 of each year, each state agency shall submit to the**
7 **Attorney General, the Public Records Advocate and the public records subcommittee of the**
8 **Legislative Counsel Committee a report for the preceding calendar year that includes:**

9 (a) **The number of requests for records received by the agency in accordance with the**
10 **public records policy applicable to the agency;**

11 (b) **The number of requests for records received by the agency as reported in paragraph**
12 **(a) of this subsection for which the agency had not completed its response by the date pre-**
13 **scribed under ORS 192.329;**

14 (c) **The number of requests for records received by the agency as reported in paragraph**
15 **(a) of this subsection that had not been completed under ORS 192.329 within 60 days of the**
16 **date the requests were received by the agency in accordance with the agency's public records**
17 **policy; and**

18 (d) **The number of requests for a fee waiver or reduction that the agency has granted**
19 **and the number of requests for a fee waiver or reduction that the agency has denied.**

20 (2) **Requests for records that must be reported under this section include only those re-**
21 **quests for records that are submitted in accordance with the written procedure for making**
22 **public records requests that the agency has adopted under ORS 192.324 (7).**

23 (3) **As used in this section, "state agency" does not include the legislative branch or the**
24 **judicial branch.**

25 **SECTION 3. Reports described in section 2 of this 2019 Act shall first be filed on or before**
26 **March 1, 2021, for reporting information for the 2020 calendar year.**

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.

