

Transcript

December 5, 2025, 7:33PM

□ **ALBERT Todd * PRA** started transcription

AP **ALBERT Todd * PRA** 0:07

We're recording and we have a quorum.

I think we're just missing Brent and our two ex officio members.

ML **Mark Landauer** 0:14

I see Michael Anderson here for Rep Anderson, so that might.

AP **ALBERT Todd * PRA** 0:19

No, Michael is our new member of the public.

ML **Mark Landauer** 0:21

Oh, wonderful.

MA **Michael Andersen** 0:21

Yeah, sorry very confusing.

ML **Mark Landauer** 0:24

Wow, Michael, you gotta double dip.

That's nice.

Alright, well, let's bring this thing into official starting. Good morning.

It is December 5th, 1132.

Meeting of the Public Records Advisory Council.

We have an agenda to approve. I assume everybody has the agenda at this point and is up and running.

Any additions, suggestions?

Changes etc.

SS **Scott Stauffer** 0:59

Mark.

ML **Mark Landauer** 1:00
Yes, Sir.

SS **Scott Stauffer** 1:01
I had one and I'm not one suggestion to make in terms of the agenda order.

ML **Mark Landauer** 1:06
Yes, Sir.

SS **Scott Stauffer** 1:07
Might it make sense for the Bylaws Subcommittee report?
So item 4, before you report on the the initial annual review, since that bylaws were sort of touches on that, would it be helpful to do that first or do you wanna stick with?

ML **Mark Landauer** 1:20
So we'll we'll, yeah, we'll, we'll modify #4 to go prior to #3, how's that?

SS **Scott Stauffer** 1:23
That.

CS **Carrie Stewart** 1:25
Huh.

ML **Mark Landauer** 1:28
Is that what your intention was, Scott?
Are there any concerns? No, no, no.

SS **Scott Stauffer** 1:30
Yeah. Only because just because most of what I'm going to talk about sets that up.

CS **Carrie Stewart** 1:32
How would you know?

ML **Mark Landauer** 1:35
That that, that works for me.

CS **Carrie Stewart** 1:37
Honestly like that.

ML **Mark Landauer** 1:37
So I'll I'll make that modification. Any others?
OK, hearing none.
The agenda is approved.
I'm gonna.
Ask Mr. Albert to provide us an update of new Members and reappointments of current Members.
Todd, please take it away.

AP **ALBERT Todd * PRA** 1:59
Sure. Happy to do so. Well, first of all, Congrats to will and Brent for being reappointed.
We're happy to have your continued service on the Council and welcome to two new members.
April Ehrlich, representative of a member of the Media, and Michael Anderson, representative of the public.
We're not quite fully staffed yet, but we're getting there and mark, I'll leave it to you if you want to put them on the hot seat and have them say hello.

ML **Mark Landauer** 2:22
I absolutely.

AP **ALBERT Todd * PRA** 2:23
Oh, and their terms start January 1st, sorry.

ML **Mark Landauer** 2:26
That's right.
And so they aren't voting members at this moment. But we did want to invite them

to participate.

Michael, I know you've been on several meetings, but April, first of all, welcome and congratulations to both of you on your appointment.

April, I've heard you many a time on the news, but please, if you wouldn't mind taking just a quick moment to introduce.

Yourself to the rest of the members of the Council and the public.

AE April Ehrlich 2:57

Hi. Yeah. Can you hear me OK?

ML Mark Landauer 3:00

Absolutely.

AE April Ehrlich 3:01

I am currently a reporter with Oregon Public Broadcasting covering environmental policy. So wildfires, forestry, public lands, and yeah, I have been interested in joining this this group because I've also been a volunteer with the Society of Professional Journalists, Oregon chapter for many years, kind of on and off.

As president, board member and just a volunteer and.

Public records are just something.

I'm really passionate about.

I've been a journalist in Oregon since like 2012, so quite some time I've lived all over the state, worked all over the state, including Ontario OR Roseburg.

ML Mark Landauer 3:40

Wow.

AE April Ehrlich 3:41

Yeah, Ashland, I mean Ontario is where I, you know, cut my teeth as a reporter for the first time.

But yeah, then I moved to Roseburg.

Worked for a little paper there. Went down to Ashland.

Worked for the public radio station down there.

And then moved back up here to Portland, where I initially moved to Oregon.

MA **Michael Andersen** 4:04

I know way more about Oregon.

ML **Mark Landauer** 4:07

Will forgive you.

AE **April Ehrlich** 4:07

Yeah.

It's it's it's embarrassing to admit that, you know, at the same time I got, those are my roots. So yeah.

And I I don't.

I'm not super familiar with everything that we do here.

I'm hoping to kind of learn as I go.

I I've watched a couple of meetings, but mostly I just want to learn a little bit more and just get a little bit more involved in public records in this in this state.

So I'm really happy to be here and and thanks for having me.

ML **Mark Landauer** 4:36

Well, we're happy to have you. April again, congratulations.

And we're looking forward to working with you as well.

And for those of you who don't know, Ontario is in a different time zone, so.

Michael, why don't you go ahead and introduce yourself as well? Welcome.

MA **Michael Andersen** 4:56

Thank you so much.

I'm Michael Anderson.

I work for sideline institute.

It's a sustainability.

Think tank and I've actually never been to a meeting of this nor. And there's no relation to Representative Anderson, though he doesn't spell his name the right way, the.

I was a journalist for 10 years and got to know public records law, a fair amount, working for a variety of outlets in the area and.

I continue to use public records.

To get information about policy and would and. But I've also seen some of it from the other side so.

You know, as a policy, I don't know.

Advisor or something. So I'm interested be part of this good work.

Now you're on mute, Sir.

ML **Mark Landauer** 5:52

Yeah. Well, welcome and thank you for that nice introduction and I apologize for confusing you with the thousand other Michael Andersons in Oregon.

MA **Michael Andersen** 6:02

Right, that's true.

ML **Mark Landauer** 6:03

But no, we're we're pleased to have you with us and thank you for your introduction. I don't know if it makes sense for the rest of the Members, perhaps to just do a a brief introduction.

I think that probably is in order.

So if you don't mind, I'll just go ahead and introduce myself.

My name is Mark Landauer.

I am a representative of the Special Districts Association of Oregon special districts, or single service governments throughout the state fire districts, Water, sewer park, irrigation ports, etc.

There are 950 districts in the state of Oregon and.

That's my role, and maybe I'll kick it over to Shasta.

As the vice chair of the PRAC to introduce herself, and I'll call out the other individuals. When Shasta is done. Thank you.

SM **Shasta Kearns Moore** 7:01

Great. Thanks.

Hi everybody.

My name is Shasta Kearns Moore.

I'm a lifelong Oregonian. Graduated from the School of Journalism and Communication at EU of O.

A.

Long time ago.

Now, almost 20 years and worked at Portland, Tribune and Pampa Media Group papers for a while.

I have identical twins who have multiple disabilities and my work has kind of veered off that direction.

Now I do medical motherhood.com, which is a.

Weekly sub stack collecting news about disabled youth around the nation.

And I have long been interested in public records work.

I restarted the Society of Professional Journalists FY committee.

And just was very interested in the legislative work that happened to create this Council.

So very glad to be here.

ML **Mark Landauer** 7:56

Thank you, Shasta Scott, please.

SS **Scott Stauffer** 8:01

Thank you, mark. Good morning everybody.

Scott Stauffer, I am the city recorder for the City of Milwaukee suburb of Portland, and I am the city's representative.

There are 240 ish cities in the state and their issues I'm. I'm involved in our recorder association and I am in contact with some other city based groups and so that's that's my role here and I've also had the pleasure of serving as our by.

Subcommittee chair the last couple years and we've put together.

Some bylaws and I'll talk about it in a minute.

Some of the process we put in place, but I've been at the city for 12 years, 12 1/2 years, and I my lifelong Oregonian as well grew up in in Portland.

So good to see everybody and welcome aboard to our new members.

ML **Mark Landauer** 8:44

Thank you, Scott. Stephanie, welcome.

CS **CLARK Stephanie * SOS** 8:49

Mark, my name is Stephanie Clark.

I'm the state archivist and I'm the designee of the Secretary of State.

I've been with the Archives division since 2012 and I've sort of been a family on the wall or sometimes chair of the PRAC throughout the years and have kind of watched from a front row seat of how it's evolved. And I also want to say that Scott.

Is also the newly elected President of the Oregon Association of Municipal Records, which is a huge honor. And congratulations, Scott.

That's all I have. Thank you.

ML

Mark Landauer 9:23

Indeed, congratulations, Scott.

Will you're up.

WG

Will Glasson 9:28

Will glass and he him.

I am an assistant County Attorney with Multnomah County.

One of the things in My Portfolio is public records and so I handle public records appeals advisory work as well as litigation. I am not.

A.

Born and raised Oregonian.

I think I came here in 2003.

I grew up in Midwest, came to.

Oregon, by way of Seattle.

But love it here and.

I've worked with Scott and some other folks on different particular projects for the PRAC and I'm always happy to take on more work.

ML

Mark Landauer 10:10

Well, it's not where you start, will. It's where you end so.

Sounds like you made a good choice there, Brianna.

DD

DUKE Bryanna * DAS 10:21

Hello. Good morning, Brianna Duke.

I am the public records manager at DAS and serve here on PRAC for DAS capacity.

Happy to be here.

I'm also in a little bit of a hub of communication, so work closely with some folks on this call processing public records request and fielding media requests.

So thanks all.
Happy to be here.

ML **Mark Landauer** 10:43
Mr. Albert.

AP **ALBERT Todd * PRA** 10:47
Everybody. I'm Todd. Albert, the public records advocate, which means I'm the director of a two person state agency.
And if you don't know too much about us, I'd be happy to talk more online about what our office does.
But a big part of what we do is mediate disputed public records requests with absolutely no authority and a whole lot of nosy interest at the state and local level. I'm also your primary contact for information or issues regarding the Council, and that's especially important to avoid any public meetings violations.
So if you have any questions or concerns.
Burns, please feel free to reach out to me directly.
Don't e-mail the whole council so we don't get in trouble and I will do everything I can to assist you.
And since we all seem to be confessing that those of us who are not Oregonians, where we're from, I'm from New York, originally born and raised in Brooklyn.
Happy to have you come in Oregonian since 2013. I mean, I had a beard for years, so it just seemed like a natural fit and welcome to the Council.

ML **Mark Landauer** 11:42
And he likes wearing Plaid occasionally.
Did I miss anybody?
I don't think Cameron is a member, is he?
Well, he should be an honorary member, but.

AP **ALBERT Todd * PRA** 11:54
Don't don't forget Brent.

ML **Mark Landauer** 11:56
Brett, is Brett hiding? Where's Brett?

Oh, we have a second page, don't we? I missed that.
Brent, please.

BW **Brent Walth** 12:06
That's OK.

ML **Mark Landauer** 12:07
Thank you.

BW **Brent Walth** 12:08
Thanks mark.
That's all right.
Hello everyone, I'm Brent Waltham.
I'm currently an associate professor here at the journalism school at the University of Oregon.
It's also where I graduated.
I grew up just outside of Portland, Scott.
My hometown is Milwaukee.
Proud of it.
You bet.
I worked as a journalist at various places.
Daily Journal of Commerce. Registered Oregonian.
I really cut my teeth as a young reporter at William a week and I finished my.
Career as the managing editor of that paper, and I've been here 11 years and I.

AP **ALBERT Todd * PRA** 12:42
Thank you.

BW **Brent Walth** 12:46
Too am a big believer in public records.
I started filing public records requests in 1984.
Back when it was much simpler and and much clearer and.
I feel very strongly about public disclosure and I'm really honored to be on the on
the Council.
So thank you.

ML **Mark Landauer** 13:06

Yeah, if my memory serves Brett, in 1984, we didn't have cell phones or text messages, right?

So things things have become a little bit more complicated indeed.

BW **Brent Walth** 13:15

That's right.

ML **Mark Landauer** 13:19

Well, thank you for the introduction, everybody.

I'd like to begin our third agenda item, which is an update on the work by the bylaw subcommittee regarding the public record advoc.

Ates annual performance review and the Council's biennial report.

Port will be taking a vote today on this material and so Scott, I believe you're going to lead us off on this. Thank you very much.

SS **Scott Stauffer** 13:49

Indeed, I am and I'll just get.

Finalized up here to share my screen with them here.

All right. Can everyone see?

ML **Mark Landauer** 14:01

Maybe I can give a little context here for for folks just real briefly, Scott.

Folks, for those of you who are new and perhaps for those of you in the public, you know, the public records.

Advisory Council has been working for the last, I would say year or so on bylaws.

Now you may wonder, why has it taken so long for us to get to bylaws?

Well, that's a long sorted story that would probably take about an hour to fully.

Explain, but I can confidently say that we've been in need of some bylaws for quite some time.

We've operated informally pretty much up until this year without bylaws.

There are some substantive reasons for that that I will refrain from going into, but I'm sure that if you are interested in that history.

Just feel free to give me a call.

Call at your convenience and I'll talk your ear off for an hour.

So I think that there are some very legitimate reasons it's taken us this long, but I'm really happy that we're at this point where we're just about, I believe, at the end of this whole process and what we're about to adopt will be, I believe, Scott, our final. Modifications to the bylaws at this point, so please take it away and I apologize for interrupting you, Scott.

SS **Scott Stauffer** 15:37

But alright, thank you, Mark. As Mark said that we adopted these bylaws and as you see on the screen there adopted them in June and of course at the same meeting, we felt the need to revise them right away.

So they already at least once revised at that same meeting back in June, the full Council asked the bylaw subcommittee to take a look at 2 processes and then incorporate those processes into the bylaw.

So that is essentially what we bring to you today. The two processes that we discussed and kind of flushed out kind of how they should go and then put them in, in the bylaws here.

One was the annual performance review of the Public Records advocates, one of the Council's primary.

Roles is to perform a.

Performance review of the Advocate and then by annually. So every other year, when the legislature's getting ready to have their long session, the Council is required by the statute that created the Council to prepare and provide a report to the legislature.

So those are the two processes that the subcommittee looked at over the last six months and really in pretty efficient manner. We came to conclusion on some, some language.

Thank you to will for helping me draft that language. And then thank you to the Subcommittee for in the time in the last few months.

Look it over.

What? What? I'll run through really quick here.

I hope you have a chance to maybe look at it before the meeting.

I won't read it line for line.

I'll just go touch on some of the stuff real quick, but what what you see here is was unanimously supported by the bylaw subcommittee and the recommendation, as

Mark suggested, is that the Council today consider these proposed changes, and then the recommendation from the subcommittees to vote to.

Adopt these changes to our bylaws.

So so most what you see here is and everyone sees screen, you can see the Word document that I'm scrolling through, OK.

So it's just adding text like under under Article 2B purpose. Reviewing the performance of the PRA as necessary.

We kinda added that language under item six there.

The chair will leave the effort to write the biannual report, and I'll say in both processes we've sort of empowered the chair, which is pretty much in practice and not the bylaws, to call forward anyway before.

But the chair sort of takes the lead on both these processes.

So it's adding that language there.

There there were two minor type of things in this section.

F here, under Agenda order, a period was missing, so we put that in hope that's not controversial.

And then there are two sections where there is a lot of text.

And here's the first one.

It's under article five officers and assigned duties, Section B. Due to the chair. As both these processes are kind of spearheaded by the chair, we thought it'd be appropriate to elaborate a little further.

Under the position of the chair.

As you see here, it's sort of a call out and really the directive in terms of the performance review and by Anila to report to the legislature.

Maybe I'll pause for 1015 seconds.

Let folks absorb that wall of red there for a minute, and then we can see if anybody has any questions about that.

ML **Mark Landauer** 18:40

Yeah, I just maybe add a comment there under B sub one, we do two different reviews of the Advocate.

One is an annual performance review.

And then I believe once every four years we conduct a 360 review and the purpose of that is to consider the appoint the reappointment.

Appointment of the public records advocate, or whether that is a the 360 review is a

part of the process of determining whether or not we are going to extend the public records advocates term in office. I hope that that helps people at least understand the difference.

Between those two items and Todd, feel free to interject if I got that incorrectly, but that's my.

That's my understanding.

So I apologize for interrupting Scott, but I just wanted to make sure people understood that differentiation.

SS **Scott Stauffer** 19:46

No, thank you, Mark.

That's a good note, Todd.

Did you want to add anything at this juncture?

AP **ALBERT Todd * PRA** 19:51

No, I mean, there's there's so many interrelated things happening here, but I think the, the Long story short is the Council's required council members are required to fill out a survey every year that's attached to our budget request process the legislature. Several of those questions relate to.

Oversight of the public records advocate.

And so the Council needs to do an annual review of the Advocate, because one, it's a best practice.

And two, they have to be able to. They need information to answer those questions in the survey.

We have to do every year.

And then the Advocate gets a four year term in office and the Council has decided to do a comprehensive 360 review of the Advocate to use that information to either reappoint the person in the role or seek out a new person.

So that's why there's two different reviews.

That's why a KPM, which is the questionnaire is mentioned here and that's why there's two different types of reviews.

Yeah.

SS **Scott Stauffer** 20:46

Yep, that's actually that was actually a pretty efficient summary, Todd. Thank you.

I thought that was great.

Any questions about all that and what do you see on the screen here?

Nope. OK, we added a note under the vice chair that the vice chair may be a part of this of the review process.

We added under duties of the PRA.

We just added a note about the the reports that Todd just mentioned and how that interacts with how the how the reports.

As Todd just explained, interact with each other.

So I think a pretty straightforward sentence there.

And then the other wall of red is also under.

This article and list of committees and subcommittees that the Council has, and we wanted to call out, that there is now, will be an annual Performance Review Committee, which is have some membership definition, but it's mostly at the discretion of the chair, and that was an intentional Dec.

By the subcommittee and it's kind of been what we when the bylaws are being drafted, that was sort of what we felt the Council wanted to give the Chair much discretion.

So maybe we'll take 10 seconds here and let the Council review this text.

It really, I think just reiterates and explains that this part does kind of call out the subsection there of what would happen in the event that the the Review Committee doesn't agree on the performance of the Advocate and how all of the opinions would be documented and present.

To the Council.

So just kind of guarantees that a split decision of this committee will be.

Reported to the Council, which it's important.

Any questions or thoughts on this part of it?

Because I think the other minor changes there is an extra space here before this word article which might not even need to be a full vote. But since we're doing it the recorder and we couldn't help it, I just started making tweaks so.

That's my report.

We're incorporating these two processes into the bylaws as directed by the Council six months ago.

Any any questions or comments on any of that?

And if not, as Mark suggested, we are looking today for a motion.

I think the motion would pretty simple motion to approve the bylaws as

recommended for revision by the bylaw subcommittee.
Something along that line.

ML **Mark Landauer** 23:05

So moved.
So moved.

SS **Scott Stauffer** 23:09

I've heard of a motion.
Is there a second?

WG **Will Glasson** 23:11

2nd.

ML **Mark Landauer** 23:13

Discussion.

SS **Scott Stauffer** 23:13

Well.

ML **Mark Landauer** 23:19

Give it the long, awkward pause.

All right, if there's no discussion, all those in favor, please indicate by saying aye or a thumbs up.

SS **Scott Stauffer** 23:31

Aye.

ML **Mark Landauer** 23:32

Aye, those opposed hearing none.

CS **CLARK Stephanie * SOS** 23:32

Hi.

BW **Brent Walth** 23:32

I.

ML **Mark Landauer** 23:37

The bylaws are adopted and Scott and will I want to thank both of you for your work on that.

Am I missing anybody Scott?

SS **Scott Stauffer** 23:50

We have a subcommittee that met, and I remember think that's the majority.

Apologies to anybody.

We're we're forgetting.

But I think that was it.

ML **Mark Landauer** 23:58

Great. Well will and and Scott, thank you very much.

This was a pretty time consuming, laborious effort, but I can't say thanks enough to each of you.

It's only taken us six years to actually adopt bylaws for the Public Records Advisory Council.

But I'm. I'm really pleased that that we've completed that important task.

So thank you for your leadership on that.

AP **ALBERT Todd * PRA** 24:27

Mark.

SS **Scott Stauffer** 24:27

Thank you, mark.

I'll, I'll. I'll clean these up and I'll send a final version to you and Todd to get on the website.

ML **Mark Landauer** 24:29

Yeah, please.

AP

ALBERT Todd * PRA 24:34

Oh, that's exactly what I was gonna ask for.

Thank you.

Yeah. Send me a clean version.

I'll get it posted.

SS

Scott Stauffer 24:38

Thank you, Todd.

ML

Mark Landauer 24:38

Great. Thank you.

Thank you everybody for your work on this.

This has been an important step for the Council and I'm I'm pleased to know that we've completed it. So thank you everybody.

Next agenda item is an update on the work of the No.

Excuse me, I was reading #4 when I should be reading #3.

Forgive me. Chair's update on the public records Advocate's initial annual review.

Well, first of all, I'd say that.

This wasn't the initial annual review, so I want to correct the agenda, at least on that.

We've had a previous advocate review, but this is, at least in my mind, the second one, Todd, I believe.

So.

Just just to give you a brief.

Review of that, I invited Shasta as the vice chair of the PRAC to join me in Todd's annual review.

You I have conducted this previously.

Pretty informally, Shasta and I. Well, first of all, Shasta was kind enough to host us at her wonderful outdoor indoor shack.

Which we were served tea and crumpets, I think, was the was on the the the menu and it was delightful.

We had a wonderful fall day and we sat down and we had a nice discussion with Todd.

Todd, is this where I sort of go into the KPM part?

Or yeah, it does so.

AP **ALBERT Todd * PRA** 26:21

Yeah, go. However you want to do it, Mark.

I just think it's important to touch on those questions. So people have info when they answer them.

ML **Mark Landauer** 26:27

Yeah. Yeah. So, so Shafton, I had a fairly informal conversation with Todd.

I won't go into great detail.

We we affirmed that.

We believe that Todd is doing an excellent job.

There are a few areas of improvement that we asked for, for example.

Ensuring that he's communicating with the Council, any pops that he submits for budget.

It's now for those of you who don't know what a pop is. It's called.

In budgetary parlance, it's called a policy option package, and this policy option package is a request for additional money above what we call CSL, which is continuing service levels.

We're talking budget jargon here, folks.

So and we've also asked Todd to ensure that.

Prior to submitting of his annual agency requested budget.

That he.

Report to the Council what his agency requested. Budget is now.

Beyond that, we believe that Todd was doing and has been doing an excellent job.

Shasta, I'm going to ask you to chime in if I've missed anything.

One of the things though that we have to do when we conduct these reviews is review what are called the key performance measures, OK. And those are what we call KPM's.

Key performance measures are essentially a measuring stick that the Ways and Means Committee uses to.

Examine whether or not a agency.

Is following their mission. Their goals, things of that nature, and so for the public records advocate, there are 15, believe it or not, KPM's I believe that we had to offer the Council. There are four KP, Ms. for the for the PRA, right? But there are 15.

AP **ALBERT Todd * PRA** 28:40

Well, for the Council there for the Council, not the advocate.

ML **Mark Landauer** 28:51

Issues that we have to review.

With the advocate.

And so I'm gonna quickly read through those.

Those are posted on the website.

But we had to answer yes or no questions.

For this and so, the first is executive director's performance. Expectations are current.

We agreed that they are executive director, receives annual performance feedback we have for the last two years now the agencies.

Mission and high level goals are current and applicable.

We believe that those are the boards, review and reviews the annual Performance Progress report that was part of the process that we undertook.

The board is appropriately involved in review of the agency's key communications.

Todd does report to us on his training efforts.

Along with his deputy director so that we believe is a yes, the Agency's policy option packages are aligned with the mission and goals.

His previous pops that he has submitted despite them being declined have been along the mission and goals of the agency.

I believe those pops have been to try to double the workforce. Todd is trying to build.

Build an empire.

And so far he has been declined by the legislature.

I suspect he'll continue that effort.

Let's see the board reviews all proposed budgets.

You know that is something that hasn't happened in the past.

But again, Chasta and I emphasize that that was something that we need to do in the future.

So I believe we will be in line with that.

We periodically.

Review key financial information in audit findings.

Well, Todd, I don't believe you've had an audit and I don't expect one anytime soon

because.

It's probably not very high on the Secretary of State's.

Agencies to audit, but who knows.

It could happen at any time.

The board is appropriately accounting for resources.

That is something that probably could use a little bit of improvement.

And is maybe something that we need to emphasize a little bit more, but I know that if Todd does report on hit the finances of the office, particularly if they're being squeezed.

And actually that might be something that you want to briefly touch on for agency cuts that the legislature has requested. Todd.

Let's see.

Yes, the agency adheres to.

Counting rules and other relevant financial controls. I sure hope so.

But I assume we are in compliance because we haven't heard anything otherwise.

The agency or the board members act in accordance with their roles as public representatives.

I think we can all agree we're doing that. The board coordinates with others where responsibilities and interests overlap.

This is something that I do think we can do a little bit better in in that at some point we really do need to.

Have a Crofts a meeting with the Sunshine Committee.

You know, that's something that I think is the only sort of like minded.

Organization in the state.

So I do think that that is something we need to put on our agenda for some future time, but I won't be the chair, so that will be up to the new chair and Vice chair at some point in the future.

The board members identify and intend appropriate training sessions.

Those of you who serve on the board.

Are required to undertake some state required training.

I assume that most of you are up to date on that.

I can confess I am not.

I will be the first and Todd tends to remind me every once in a while.

And then let's see the board reviews and manage its management practices to ensure best practices are utilized.

And we believe that that is the case.

Are there any questions on that agenda item?

Oh, Todd Dang it.

I was just about ready to move on. Alright, Todd.

AP **ALBERT Todd * PRA** 33:38

He almost got out of it.

No, I won't.

I won't belabor this, I just think it's important for current and new members to keep in mind sort of the remember when I say tension, but the unique relationship between the office of the Public records advocate and the Public Record Advisory Council, starting with the fact that I.

Am not only the board's employee and executive director, I'm also a voting member. So there's that weird crossover that doesn't really seem to exist elsewhere in government, but more importantly.

I'm going to speak now as the advocate and not a member of this board, which is that the Advocate.

Is appointed to a four year term.

The Advocate can only be removed for cause and a lot of the current structure of both my office and the Council is due to the fact that there was a clear desire for independence of the advocates work.

So even in my interactions with the board, I think it's important to keep in mind that I'm of the opinion as the current advocate that a lot of issues should remain in my discretion in terms of how the Advocate operates.

Runs the office, interacts with constituents and does the work.

And so, and of course, the Board maintains its oversight of the office.

But I think.

It's necessary to keep that the nature of the relationship in mind understand there might be tension and the need for constant sort of negotiation as to what that relationship should look like and how much oversight the Council actually wants, how much oversight the advocate will accept, and how.

Do we negotiate any issues that arise within that?

I don't think there any issues at the moment.

I think this has been a fantastic relationship.

Does made this office grow and develop in a really special way?

I just think it's something we need to keep in mind as we answer these questions. 'cause you read 1 Mark, for instance, that I that really made me think about this. One of the questions which now I'm not seeing because for some of them I think for a board that has a lot of oversight and control over a public body, the answer might be no.

Like, we're not significantly involved, but for accounts that understands, the agency needs to operate with some level of independence.

The answer could be yes, because we don't really get involved with that issue.

So I just think as people consider these questions as we answer them as concerns arise, this might be something we need to have a ongoing conversation about, about that back and forth and where the sort of independent slash supervision sort of lies.

So just putting that out there, it's not.

I don't see it as an issue right now. I don't think it's really been an issue during my tenure in this role.

But now that we're continuing to formalize our work and oversight, these types of issues may arise.

So just kind of like a bug to put in everyone's ear, but not your brain, just your ear.

ML **Mark Landauer** 36:18

I will say I will say, Todd, that that tension did arise.

AP **ALBERT Todd * PRA** 36:18

So thank you.

ML **Mark Landauer** 36:24

Previous to Todd's.

Chair being the advocate.

And so that was an interesting time, but I won't go into detail.

Any questions for for Todd?

Not seeing any, so we'll move along to agenda item number 5 update on the Council's public body survey and next steps.

Shasta, I assume you're going to take this one away for us, right?

SM **Shasta Kearns Moore** 36:56

You're welcome, yes.

Can I share my screen? Let's see.
Allow to share.

ML **Mark Landauer** 37:06
Perhaps a little.

SM **Shasta Kearns Moore** 37:06
Window.

ML **Mark Landauer** 37:07
Maybe I should give a little context here.
I suppose one of the one of the requirements for.
Well, I don't know if it's a yes.
It is a requirement, Todd, that we survey and and public agencies from time to time.
That is a part of our statutory.
Requirements. We did one in if my memory serves me correctly.
The last survey we conducted was in 2019.
And that was quite some time ago. Again, for those of you who may wonder why it's
taken us six years to conduct another survey. That would be my hour long phone call
with each of you. A lot of lot of distractions had occurred.
And so now that we're back sort of into a normalized situation, we thought it was.
Very important to reissue another survey. So Shasta, I apologize for interrupting you,
but I I think that providing a little context for those of you who are new is important.
So please forgive me for interrupting you, but I just wanted to give a little context
there. Thank you.

SM **Shasta Kearns Moore** 38:26
Sounds good.
OK.
So yeah, we discussed this. I think at the some meeting in the spring and then I said I
would come back with.
A sample survey, I think in August.
And then the Council approved it.
And then Todd.
Got to work sending it out this fall and now we have the results back and I'm not

sure how many.

Of the 64 responses as representative of how many people we sent it out to, I forgot how many.

Was on that master list.

Maybe Todd knows.

AP **ALBERT Todd * PRA** 39:08

You want.

You want me to tell you?

Sure. Well, it was Allstate agencies in the executive branch that Das sorta has oversight over, I believe.

And Brianna, correct me if that's wrong.

And then 60.

County City Special District, School district public bodies as well.

SM **Shasta Kearns Moore** 39:28

So this is just a representative sample.

It's not like every agency in Oregon, or even every agency in the state, but just kind of giving us a snapshot of what's going on, what kind of successes and challenges there are in the public record space in this state.

And so, you know, we're gonna get a copy of the results up onto the website.

But just for the purposes of this meeting.

Here I pasted it here.

And.

I can go through just some of the high level responses that we got and just kind of seeing what the snapshot shows us about, what's going on in public records here in Oregon, if there are any journalists listening, I highly recommend somebody do a story on this, I.

Think it's fascinating?

There's a lot of kind of granular detail in here especially.

Actually, in the last two questions which I'll get to here at the end so.

So we had out of the 64 responses a little more than half were state agencies and then kind of on down the line county City School district special districts.

These are the populations that each of the agencies serve.

So you know again like 45% were the entire state and then there were kind of smaller

ones you know 20% was between 100,000 and I believe it's 500,000.

So kind of want some of those big Portland metro areas.

This was a little interesting. You know, most people do have a designated Public Records officer.

Or finding out who that one is that doesn't.

Or the one in progress would be pretty interesting.

Now these bar graphs I kind of got rid of most of them because they're not very helpful.

What it's showing here is that 22 of the responses said zero.

So I don't know how useful that is, but when you go into the spreadsheet, you can kind of get some of that more granular data.

And attach it to.

The name of the.

Of the agency.

So you can kind of find out like you know, which agencies had a lot of requests that were denied in full.

Things like that.

So how many request an item part?

Again, you know something like 60% of agencies didn't deny any requests in part and that's what that zero is showing you there.

So yeah, and then how many requests took longer than 15 business days to complete? Overall, I would say that the survey showed that you know, agencies are actually meeting their timelines pretty well, which is encouraging.

That was a major part of the legislation in 20/15/16.

Was, you know, having some sort of mechanism for, you know, because I think at the time.

Something like timely. You had to have a timely response, but there was no definition of that.

So I think having these firmer deadlines has helped.

You know, I think that some of these responses may inform what the Council wants to work on in 2026 and beyond.

You know, some of the things that are considered the barriers to these requests being fulfilled.

So a lot of times, so 36% of the time it's that the requester didn't provide enough information for the agency to be able to fulfill the request.

They don't know what exactly they're asking.

Or so some education piece might help.

And you know this third one, this is like the staffer volunteer power didn't exist to.

To be able to fulfill the request in a timely manner, that's about 1/4 of the time that they weren't able to respond in time.

This one I think is very interesting because it's showing that oops.

That we have a pretty broad range of.

Records request systems in this state, and perhaps standardizing those might help.

People you know sharing records across different spaces.

Or maybe there's a lot of, you know, little agencies that really only need a spreadsheet.

So I think that's probably an area where we could.

Dig in a little more.

So this is, you know, if a member of the media requests, you know, the the dwindling number of members of the media that are out there, if they request public records, is there a mechanism for waiving the fee and the public interest?

That is another part of Oregon statute is that if you make a request in the public interest, meaning you're planning to, you know, use this in reporting.

You can have your fee waived in full or in part.

So some agencies kind of automatically do that, and other agencies do not.

So this is something that I'm hoping will actually, you know, once we get this spreadsheet up on the website.

This could be a really good resource for.

Reporters and requesters that we are now gonna have a very clear, like list of all of the public records officers, e-mail addresses, all of the agencies that responded.

There a link to.

Their policy and.

And like the way to make a public records request.

So I think that'll be a good resource for the state that we will now have collected all of those in one central location.

Instructions for submitting public records requests are clearly posted online for 63 of the 64 respondents.

And some of them have translated them into non-english languages, which is.

Another thing that we might want to talk about in the 2026.

Session.

This was also very interesting.

It's kind of a cultural piece kind of a hit on, you know, how do you as the public records officer, see the culture of transparency in your own agency?

Is that something that people are really like, eager to tell the public what they're doing or not? And you know, I'm pretty encouraged that.

Really, no one selected.

You know, people are very secretive.

Here, so, at least in their own self-assessment, it feels like they think that they're very transparent most of the time.

This is also something that we might wanna make a recommendation for as a Council that agency heads or managers do receive regular or onboarding training around public records law.

As one of the other you know and also with staff receiving training on public records law. So one of the things that we public records advocates like to say a lot is that it is a lot.

Of disclosure, it's a lot of we should.

You know, really be kind of front loading this idea that anything that you're doing for government is in the public interest and should be transparent.

It's not a.

It's not an add on, it's not an extra.

It is central to the work that you're doing, so kind of.

Making sure that that is just as much a part of their training as you know.

The work that they're doing, I think would be a good place for us to advocate, so.

There are many more interesting responses in the full document, and again, what I was gonna say about the last two questions I think are very interesting is some of the challenges that your agency faces in responding to requests and what sort of resources and support would help your.

Agency improve transparency, I think if folks have time kind of.

Skimming through those answers, I mean some of them.

A lot of them are very thoughtful and they really took some time to provide us some feedback. So I think it'd be really great if we kind of also were pretty thoughtful about the things that they're requesting, the challenges that they've identified to kind of inform our work.

Going forward.

Any questions?

ML **Mark Landauer** 49:16

Shasta is is the survey.

Are are we at the completion stage or are we still?

Can you tell us the status of of the survey at this point?

SM **Shasta Kearns Moore** 49:32

Yeah, I think we're past the deadline, right, Todd?

So I think at this point I'm probably looking for the Council to kind of finalize the results and we can publish them on the website.

And then folks can kind of mine mine that spreadsheet for stories and information.

ML **Mark Landauer** 49:54

I don't think we put an adoption.

On this, our on our agenda.

And and so I I want to be sure that we kind of try to follow public meeting law here.

Todd, please help me.

AP **ALBERT Todd * PRA** 50:12

Well, I was going to suggest we have next steps included in this agenda item.

So that could be a vote. I was thinking because this is our Council, So what else?

Create a subcommittee to sort of parse these results?

Figure out what like in what format we want to publish and what else we may want to do with an including suggestions.

Back to the full council about possible legislative fixes, maybe updates to the trainings I provide. Reaching out to some specific public bodies that indicated particular issues.

I think this is worth like a lot more discussion and more than we could do here.

ML **Mark Landauer** 50:44

I do too.

AP **ALBERT Todd * PRA** 50:45

So I don't know if you'd like a motion or we wanna talk about some more.

ML **Mark Landauer** 50:47

Well, no. Yeah, yeah, maybe I have an idea here.

Could we?

I'm thinking give me a moment.

I would.

I would like to perhaps.

Carry this item over to the next agenda for suggested actions.

I think.

That that makes a lot of sense.

I don't want this to just be compiled and put on a bookshelf to gain or to gather dust. I think there's a lot of important and valuable information here.

But it's my as some of you already know, I I plan to step down as the chair.

Today, and I'd like to perhaps.

Give.

Of this item to the next Group of of chair and Vice Chair.

To take on what would be the next steps with this important information, if that makes sense, how we go about doing that, I suppose we'll up to the new chair and vice chair.

So perhaps what?

I'd like to do is suggest that we.

Carry this over to the next agenda item, despite the fact that I won't be the chair at that time, so that the new chair and Vice chair can discuss possible next steps. Does does that make sense or or how do folks want to deal with this?

SS **Scott Stauffer** 52:38

That that makes sense to me, Mark. Sorry, Shasta, if that makes sense to me.

SM **Shasta Kearns Moore** 52:39

Yeah.

SS **Scott Stauffer** 52:42

And I would.

I only have their observation.

Shasta, you mentioned putting this on the website.

It is on there in one format so I I I don't why we would need the motion or a Council vote to put it on the line when it's already there. If there's a discussion about Todd where you'd like to see it posted on the website inde.

Of the the list where our meetings are, I think that might be.

A logistical thing, but I I I totally agree with your suggestion, Mark. We talk about it in the next year.

At the next Council meeting and and if there's a better place to put it online, I think that's that's to me, I don't think that would require Council directive since it's already out there.

ML **Mark Landauer** 53:21
Todd.

AP **ALBERT Todd * PRA** 53:23
Well, I I do have a placeholder on the web, so OK.

So yeah, it's under today's meeting. And then I I'll talk about the website update in a minute, but I created a new drop down menu that includes surveys.

The Council will do so. 2019's is in that new menu. I intend to eventually add this survey as well, but if it's not in its final form then I'll wait until after the next Council meeting.

Just leave it under the current meeting for now. But I do have a place for it when we're ready.

Like a permanent place.

ML **Mark Landauer** 53:51
Yeah, I guess that that begs the question of Shasta.

Shasta is this presentation in its final form.

Are you?

Do we need to update the current survey that's on the website?

With this I mean have you made updates to the one that is on the website from the one that was presented today?

OK.

SM **Shasta Kearns Moore** 54:18
So the one I saw on the website so that it was downloaded 1124.

So I'm not really sure if anybody has filled it out since then.

I can.

You know, right now I'll go ahead and like, you know, stop.

The ability to respond to it. So then that's like it's done.

You know, I think that, you know, I I don't know that there's any, like cleaning up of the data that needs to happen.

I think it just is what it is.

And people can, you know, see what? See what it is, just as it was presented.

ML **Mark Landauer** 54:48

Yep.

SM **Shasta Kearns Moore** 54:54

You know it's it's pretty, you know, expensive.

So there's just a lot more detail than I can possibly, you know, get into now, but I think it's, it's valuable and I think that we should put it up on the website and I, you know, I really just, you know, slap together that slideshow in the 15.

ML **Mark Landauer** 54:58

Yeah, it is.

SM **Shasta Kearns Moore** 55:12

Minutes before this meeting, so I can also provide a link to that.

And people can put it up there. But I think that the.

The spreadsheet is really where the gold is.

ML **Mark Landauer** 55:20

All right.

Well, maybe I'll make this suggestion and that is that we update the website with the most current information and then carry this agenda item over for our next meeting.

To have a further, perhaps discussion on what next next steps might might be, if if the Council is comfortable with that.

Well, let me put it another way.

If somebody is uncomfortable with that approach, speak up now, or at least hold your peace until our next meeting.

SM Shasta Kearns Moore 56:00

I guess I just wonder like does that mean that we couldn't start a subcommittee until the next meeting?

ML Mark Landauer 56:09

Well, do we want to form a subcommittee today?

I guess, Todd, that's a question of whether or not we're breaking a public meeting.

I guess next steps would potentially include the formation of a subcommittee, and so I don't think that that's necessarily out of bounds and.

AP ALBERT Todd * PRA 56:27

Honestly, that's what I envisioned when I wrote the word next steps.

ML Mark Landauer 56:30

All right.

Well then, perhaps we put together a subcommittee on this and.

I guess.

That's what we ought to consider doing is asking for.

Volunteers.

Brent.

Shasta.

OK, Todd.

All right, we need a local government person. Come on now.

All right, Brianna, that that'll be our government person.

Thank you, Brianna.

SM Shasta Kearns Moore 57:06

Thanks.

ML Mark Landauer 57:07

I just want for those of you who are not necessarily familiar with how I've at least tried to run this, this Council is.

I really do try to have everybody represented on various subcommittees, whether that's the public government or the media, so.

I always do try to have balance.

That's my goal.

Some may disagree with that, but it's worked for at least the last four years, so I'm sticking with it.

So thank you, Brianna, for volunteering on that.

OK.

So are we.

We'll update the website with the most current information if it hasn't been already and Shasta, I wanna say just thank you.

This is a really impressive survey.

Survey that you undertook and I have to confess, I'm even more impressed with all the pie graphs and and charts and whatnot, frankly.

I couldn't do that and and so I'm glad we have.

SM Shasta Kearns Moore 58:15

On Google.

ML Mark Landauer 58:18

Somebody who who, who knows how to use spreadsheets and create pie graphs and all that kind of stuff, because I would not be able to do so.

SM Shasta Kearns Moore 58:18

I can't take credit for it.

ML Mark Landauer 58:29

Miss grisham?

I'll ask you to just hold on for a second because I'm looking for a comments from the Council members themselves. We will have a public comment period at the end of our meeting.

Scott, please.

SS Scott Stauffer 58:45

Thank you, mark.

A couple of really nerdy bylaw questions in terms of what we just did and then I didn't want to flag the question that April post in the in the chat 'cause.

I'm curious about that too.

The question there is, does the practice you press releases and I think that she don't want to speak for April, but I think she wrote type that when we were talking about sharing the information on the website and so doesn't necessarily mean answered now.

But I do.

We issue press releases.

Or have we ever?

SM **Shasta Kearns Moore** 59:13

I feel like we have in the past, but I don't know who wrote them.

ML **Mark Landauer** 59:18

I don't recall that we have actually undertaken a, although we may have. When we conducted the first survey.

Todd, back back in the day.

That may have been.

There may have been a press release, but I I agree, once we get the final survey up on the website, I I would agree that it would.

Behoove us to put out a press release to that effect.

And and maybe maybe what I'll do is ask one of our friends from the media, one of our Members from the media, to assist Mr. Albert in perhaps putting one together for issuance at the time of the website being updated. And be sure that the press release.

Provides direction to the actual survey. I know that that would be done, but I just want to say it for obvious reasons, so perhaps I could get a volunteer to work with.

Todd, to issue a press release at the appropriate time.

Thank you, Shasta.

That would be great.

I think that's a really good idea and point the public to the good work that that.

We, and more specifically Shasta, has done under this this item.

So Shasta again, really impressive work. I'm I.

Really am truly impressed. So thank you for your hard work on that and any other comments at this point, yes, Scott.

SS **Scott Stauffer** 1:00:49

Yep, sorry, putting my bylaw nerd hat on real quick. I think I just detected the Council create a new subcommittee just now, which is great.

I want to make sure that there's no questions about the authority of the subcommittee. The bylaws say that a majority of the Members will need to consent to the formation.

To me, that doesn't necessarily say we have to have a formal vote, and I don't didn't hear any objections.

So I think we might be there, but I just wanted to call it out.

Does anyone think we need a formal motion?

To create the new subcommittee.

No, I think we're, we're we got a consensus good. Just want to make sure it's in the notes there.

Second, what do we wanna call the new subcommittee?

And do we wanna ask the Bylaws Committee to put this Subcommittee on the Bylaws?

ML **Mark Landauer** 1:01:29

I don't think we need to put it in the bylaws, Scott.

SS **Scott Stauffer** 1:01:33

Yeah.

ML **Mark Landauer** 1:01:34

It seems to me that we already have the authority to create subcommittees under the bylaws, so I don't think we need a special carve out for this one.

SS **Scott Stauffer** 1:01:39

Redo.

ML **Mark Landauer** 1:01:45

What was your first question there though?

I forgot that one.

SM Shasta Kearns Moore 1:01:49
Survey results subcommittee.

SS Scott Stauffer 1:01:49
My first question is about process and we need a vote to create it, but we got a consensus so we don't and I want to know if you wanted the bylaw subcommittee to put it in the bylaws, but we don't want at this point.

ML Mark Landauer 1:02:00
I don't wanna mend the bylaws again, so.

SS Scott Stauffer 1:02:03
Thank you for entertaining my my nerd.

ML Mark Landauer 1:02:03
If we can, if we can avoid it anyway.

SS Scott Stauffer 1:02:07
It's asking.

ML Mark Landauer 1:02:07
OK.
Great. Wonderful. Again, Shasta, thank you for your great work on this.
This is really important and I think is very much worthy of a press release.
So thank you for volunteering and helping Todd on that.
Go ahead, Shasta.

SM Shasta Kearns Moore 1:02:23
Yeah, just so for process. I think it should be called the survey Results Subcommittee.
Keep it simple and I will just e-mail the four people who volunteered and go from there.

ML Mark Landauer 1:02:37
Thank you, everybody. Great work.

That's really important and I think we'll show the public some of the good work that that we're actually doing. Todd, please.

AP **ALBERT Todd * PRA** 1:02:48

Sorry, I'm. I'm gonna veer back into public meetings.

Narragory. Now Shasta. What do you mean about emailing the other membership?

Be careful about serial meetings.

ML **Mark Landauer** 1:02:56

Yeah, we wanna. We wanna make sure we don't have a quorum within that e-mail please.

SM **Shasta Kearns Moore** 1:03:03

OK.

So there's four people. Me, Brianna, Brent, and we need to set up a meeting where we're gonna talk about this, right?

ML **Mark Landauer** 1:03:05

That would be four people were short.

AP **ALBERT Todd * PRA** 1:03:13

Oh, it's just to set up a meeting then.

ML **Mark Landauer** 1:03:13

That is correct.

AP **ALBERT Todd * PRA** 1:03:15

Yeah, we're we're fine and yeah.

SM **Shasta Kearns Moore** 1:03:17

OK.

ML **Mark Landauer** 1:03:17

We're not.

You're not discussing anything that would be a potential decision on behalf of the

public body.

So we should be OK.

SM Shasta Kearns Moore 1:03:25
Go.

ML Mark Landauer 1:03:27
Everybody comfortable?
OK, good. Thank you, Shasta.
Wonderful work.
Thank you very much for that.
Appreciate it.
Next item on our agenda, item number six, the advocates, mediation and training report.
Todd, please go ahead.

AP ALBERT Todd * PRA 1:03:44
Thank you, mark.
Let me share my screen and get started.
It always takes me a second.
Oh, there's Monsieur button, OK.
Sorry guys.
One moment please.
Window.
Alrighty.
OK. Should I be seeing my slides?
Let me give a little context for new members. So as the Council and the Advocates Office moved into sort of a more standard formulation as a permanent Council and a full-fledged state agency, it was decided that as part of the Council's oversight duty, the public records.
Advocate would give reports.
I believe we said at least twice a year because the Council's required to meet twice a year.
On two core functions of the.
Office, which are mediating disputed public records requests, which we call request

for assistance, as well as providing trainings to both public employees and members of the public. Because our statute talks about training public employees on the requirements and best practices of the public records law, I've interpreted that. To mean that, since I'm not prohibited from training members of the public as well, we will also offer trainings to them.

I think it's clear that an informed request are makes.

For a better process overall, and so we do offer trainings to the public, but we much more often end up training public employees and you'll see little plus next to the word trainings because our offerings have expanded to other categories of sort of sharing information which I'll get.

Into when we get to that slide and before I jump into talking about our RF as and trainings, I just wanted to mention two other things that have come up over the last half of the year that I think are relevant to the work of the office and.

That the Council should be aware of the first is that the state was facing a 1% shortfall in its budget and therefore Allstate agencies were required to undertake a reduction exercise where we reduce our current budget levels to 5%.

In in the event that the state would have to.

Not fund us at full level during the next legislative session, so the office undertook that exercise somehow miraculously, despite the fact that the majority of our budget is for the salary of the.

Deputy Public records advocate and I, we were able to avoid any hourly cuts to either the deputy's position or mine and we were able to cut deeply into our services instead.

So for instance, there is a prohibition now on travel out of state unnecessary out of state travel for state employees.

And so we pretty much axed that entire budget.

We asked other aspects of our budget as well, but ultimately.

It looks like right now the legislature is not going to be making those cuts and we are unlikely to have to institute any of them.

So we're able to continue providing services at our current level.

I don't anticipate getting additional staff in the next legislative session, something we've been trying to do for many years, so I suspect when I come back to this Council, talk about our budget, although it will not have been reduced by 5%, I think we'll be looking to.

Maintain our current service level with an adjustment for inflation. As you know, as

cost of things go up, but but we're in good shape, we're able to provide full services and we're not looking at any reduction in our budget at this point.

The other thing was during.

The review of.

The Advocates 360 report as part of my reappointment to this position last summer. One comment from a member of the public was the somewhat woeful state of our website, which I wholeheartedly agreed with and accepted responsibility for, in addition to managing this office and doing our daily tasks, I am the person who built and maintains our website and it has been.

On the To Do List.

For a very long time, do you streamline and clean it up?

That has now been completed and I think those of you that have seen our website before and see it now will see that it's much more clear and streamlined and makes it easier to find all the information that you may need about resources and assistance. So obviously that.

Something that's an ongoing project, but I think our website is in a much better place to serve those who we assist on public records issues.

So I invite you to take a look and please share any comments or feedback you have about it, because we're always trying to improve.

That being said, let's just jump into the numbers.

So request for assistance. Our office is routinely contacted by either public records requesters or public records custodians, or sometimes both, about a disputed public records request.

Each of those are considered individual contacts with the office and we call them requests for assistance or RFA's. And if you you could see here that our numbers have continued to rise steadily ever since the office's first year of complete year offering services, which is in.

We've now.

We haven't even finished 2025 yet, but we're close to doubling 2019's numbers in terms of requests for assistance. There is still there's only ever been a Max of two of us for a very long period.

There was just one of us, but we are continuing to meet the needs of requesters as they come to us.

It's at times getting difficult to engage in other, more long term work such as website maintenance or maybe white papers or other longer term projects because we're

focused on our duties of meeting requesters where they are in offering assistance as quickly as we can. But overall, you know.

Although our numbers are growing, are you all? You'll see a little bit later. Our ability to offer assistance in a timely fashion is holding steady and that's why doing these requests for assistance sort of is the bread and butter, the mainstay of our work. And it's our number.

One priority on a day-to-day basis.

So I'll just pause here for a moment.

I'm curious if anyone has any questions about these numbers, and if not, I'll just move on to the next slide.

Alrighty hearing.

ML **Mark Landauer** 1:09:49

Todd, I do have.

Todd, I will have a just, I I think it's gonna be important.

AP **ALBERT Todd * PRA** 1:09:51

Yeah.

ML **Mark Landauer** 1:09:56

Do you?

I guess here here's my my suggestion.

I don't know if you put this report up on to the website, but I think that that's OK.

Wonderful.

AP **ALBERT Todd * PRA** 1:10:08

It is.

ML **Mark Landauer** 1:10:10

I obviously need to check out the new website, so forgive me. Please continue.

AP **ALBERT Todd * PRA** 1:10:16

Thank you.

It's it's currently, it's only under the meeting materials for today's meeting.

ML

Mark Landauer 1:10:20

OK, I do think that it would be wise to put this sort of in a more permanent spot on an annual basis.

These these numbers are really important for the public to know and and importantly, the legislature, right?

Your your workload has doubled in in 5-6 years.

And I think that that's really impressive and perhaps.

Apps is an indication of the acceptance of this office being sort of the mediator for public bodies and the public, and these numbers sort of are showing that trend, right?

So I think that's really important for us to get up on the website in a more permanent area, sort of as an annual.

Annual progress report, or something of that nature.

That's my only comment.

Thank you.

AP

ALBERT Todd * PRA 1:11:21

Thanks mark.

No, I think that's a great idea.

You know, one of our key performance measures that we report on to the legislature is our RF as our work mediating disputed requests.

And it's it's one of our KPM's and it's the way we report on it is through tracking our numbers such as we're doing here.

So certainly the legislature will get this information when it's time, but we have enough of these reports at this point that I think it could make for a a pretty substantial subsection of the website where people could review these numbers themselves.

So I will.

I will add that to our website as a drop down menu for sure, just as a reminder, these are the categories of information that we track on our RFA sheet. We try to really capture.

You know who's asking for assistance?

What public body is involved?

The nature of the issue and the work we've done on it, as well as how long it takes to

resolve the case, I have to say, we've been using an Excel spreadsheet since my predecessor was by herself in this office. Starting things out, it made sense when there.

Was just.

Her or then just me on my own.

We didn't have a lot of reporting duties, but the Excel spreadsheet format is becoming a bit unwieldy now that there's two of us and there's so many categories of information to report on.

So Yufeng and I will be meeting soon to explore new systems, hopefully cheap or free ones that will do a better job of tracking and collating our data.

The helpful part is that nothing, nothing we track is confidential.

If you don't have very large data security issues in that regard, everything we put into that form can be disclosed.

Without redactions. And that'll make it easier, I think, to also choose an effective system.

But nevertheless, it'll still be essentially these this information that we're looking to gather in any new system.

And so here are the numbers on our RF as. So this is pretty much the whole year. At a glance we've received at this point as you saw 355 individual requests for assistance for probably up to 358 since I made completed this.

Yesterday.

We've had 55 of those RF as were actually instituted by state and local governments. And I think, Mark to your point that is a measure of our success because more often more and more often public bodies are reaching out to us as a first point of contact. Saying, hey, I don't know if you heard from this requester, but we are having difficulty figuring out what to do on this request or we're anticipating this request or we're even in the in the appellate process and we could use some advice and guidance here. So we're hearing.

From more and more public bodies.

And more and more public bodies are referring requests to us as as part of the process of denying a public records request.

They're telling them that they can appeal to their District Attorney or the Attorney general, depending on the public body, but they're also mentioning our office as a point of potential mediation, and I think I think that demonstrates acceptance within the world of public bodies that we are here.

To help, we had 23 individual requests from the media.

There was an ask to break down.

Those requests, as well as requests from the general.

Public by the type of public body they were seeking assistance with. So as you see out of those 23 media requests, 11 were about state agencies, five were about counties, four were about cities, and three were about special districts.

And then yes, sorry Mark 3, still 3, three of them still needed some help, but nevertheless it's our smallest number.

And then, of course, the general public here you can see represents sort of the meet here of the majority of our requests for assistance.

I think they are truly who the office was envisioned helping when it comes to RF as and they are certainly taking advantage of our presence. The state accounts for the largest number of requests for assistance, followed by Counties, cities, special districts, school districts, and then other or UN.

Sometimes requesters leave messages. I need help with a public records request.

Then they don't get back to us and we never find out who they were actually looking.

For assistance with or, it's about a private entity that is or is not subject to the.

Public records law, but doesn't count as a public body.

Now, referring back to our key performance measure in in addition to tracking our request for assistance.

Oh Mark, I'm sorry.

Give me one second and I'll I'll answer your question.

One aspect of our key performance measure when it comes to tracking our RF as is that the goal for 2026 is to close the majority of them within seven days.

That number will drop to five days.

In 2027, it's a bit of a reach, given that there's only two of us.

Our numbers are increasing, but it's our goal to provide the best customer service possible. And as you see, we're getting pretty close to hitting those numbers because we were able to close 172 out of 194 within seven days. We also.

Closed. We consider request for assistance closed if we haven't heard back from a requester within 30 days.

That's really just a workflow issue, of course. If that person eventually gets back to us, we'll continue helping.

But nevertheless, we closed out eight RF as after we hadn't heard back from them within eight days.

And we currently have 16 open, which is honestly fairly high for this time of year. But I think it just shows how much our work has increased over the years.
So, Mark, go ahead please.

ML **Mark Landauer** 1:16:33

Yeah, just a question that that interests me.

Do you keep track of?

The resolution of these requests for assistance, and if you're keeping track of that, are you keeping track of.

What side?

Prevailed or from the Advocate's position I I I mean I I guess my question is.

Are are you finding that the requesters or the government entities? Which side are you?

Siding with right?

AP **ALBERT Todd * PRA** 1:17:15

Right, sure.

ML **Mark Landauer** 1:17:15

So I'm just curious because I think that that would be an interesting.

Statistic as well.

I'm just curious if you keep that that information as well, Todd.

AP **ALBERT Todd * PRA** 1:17:26

Yeah, good question.

And the answer is no, not in the sense that you're thinking in terms of like. Well, if we advise on a disputed public records request, how did it ultimately end?

Were records disclosed, withheld, etc.

We don't do that because we meet requests where we are where they are, they we ask, we answer the questions they ask, and often whether it's a public body or a request or they take that information and go and we don't necessarily always find out how that request.

Ultimately ends.

So we do know the resolution of the RFA in terms of what?

What our steps were and what our final action was like, we offered advice about XY

and Z, but no, we don't often get to know how the RFA itself or the public records request itself ended. And really without continuous follow up with requesters and public bodies, there's truly.

No way to get that information.

So unfortunately, we we just can't and perhaps down the road, if any of our Pops are ever approved, one thing an additional staff member could do is follow up.

But right now.

Our resolution is what did we do to complete the RFA.

ML **Mark Landauer** 1:18:33

Thank you for that, Todd.

AP **ALBERT Todd * PRA** 1:18:35

Sure. Any other questions about our RFA numbers?

All right, of course this information is on our website.

You're always welcome to contact me offline to discuss these as well.

I'll just go to my last slide, which is our trainings for the past year.

Now I did a rough count earlier and it's something like we trained something like 600 plus individual public employees and member of the public in the last year over several different trainings. Of course, the attorney general's Public Law Conference, which is for.

State public employees accounted for about half of those numbers.

But nevertheless, we've had a nice spread I'd say across different types of organizations and public bodies. As you can see, the breakdown on the left shows.

Oh, and sorry and as part of our training, we have a separate KPM where at the end of each training. We are now providing a customer service satisfaction survey to those who receive training to make sure that their trainings are meeting their needs as well. Any suggestions they.

Might have for improving further trainings.

And I mentioned earlier, we don't just do trainings anymore.

Often I'll get contacted by new Public records officers or very small Staffs at public bodies that say, hey, we just have a few questions. And so we sort of do this Q&A session where we meet generally on the phone or on teams, although sometimes in person.

And they just fire questions at the Deputy advocate or I where we answer as much as

they need to know about their particular practice.

We done a few media interviews, often Jefferson Public Radio.

In Southern Oregon, during Sunshine Week interviews us yearly.

And we do presentations the legislature to the OMR and others interested in the work of the office and the Council that aren't necessarily full on public records trainings.

But it's still dissemination. Disseminating information about our office or work and best practices under the law.

And so I think we're getting a nice spread of those seeking training.

We don't, really.

I mean ioffer everyone training.

On a regular basis, like basically every RFA e-mail concludes with. And hey, let me know if any point you want training, but beyond that, we don't have the capacity to go out and seek those who want training. So we mostly have to wait for them to come to.

Us.

And that's that's everything I have. Again, any more questions please let me know.

ML **Mark Landauer** 1:21:02

No, Todd, thank you.

That's great work.

I really impressed with the.

Numbers on request for assistance.

It's good to see that.

People are.

Beginning to recognize that your office exists, right?

And then B actually reaching out and seeking assistance.

And so I think those are really encouraging numbers and I'm really delighted to see that.

Many of our.

Agencies across the state, as well as the public are seeking your assistance, so thank you. And I think your good work is.

Being reflected in the numbers that that you presented today.

So thank you. Any go ahead, Doug, please.

AP **ALBERT Todd * PRA** 1:21:46

Thank you. I was gonna say a lot of things go. A lot of the things goes to yufang. Lo, the deputy public records advocate, too.

She shoulders a lot of this burden, and there's no way we'd be as successful in closing these as many requests within seven days without her for sure.

ML **Mark Landauer** 1:22:00

Yufang I.

I hesitate to ask you, but it'd be wonderful if you could just turn your camera on and and welcome and say hello to everybody, because I don't think some of us have.

Well, I've seen you, of course, but I want to make sure that you get the proper recognition that you deserve.

So thank you for all your work on this.

LP **LUO Yufeng * PRA** 1:22:23

Thank you.

ML **Mark Landauer** 1:22:25

All right, very good.

LP **LUO Yufeng * PRA** 1:22:25

And nice to meet everybody that I haven't met before.

ML **Mark Landauer** 1:22:28

Thank you. You Fang. OK. Todd, does that bring you to the conclusion on on that?

Mediation and training report.

It does OK.

AP **ALBERT Todd * PRA** 1:22:41

Yes.

ML **Mark Landauer** 1:22:42

Great. Thank you so much.

Great report and really encouraged to see the numbers.

They they're obviously showing progress and I'm I'm very excited about that.

All right.

Next steps for the Council regarding completing the annual.

All best practices survey, Todd.

I don't what I'm supposed to do with this one. I'm hoping you can bail me out. Sorry.



ALBERT Todd * PRA 1:23:00

That's me.

I will.

I will.

Sorry, no, not bail you out. But yeah, I think this is more for me to talk about. So as I keep mentioning these KPM, you know every state agency that presents a budget to the legislature has to demonstrate that it's effectively using government resources.

They do that through approved key performance measures.

AKAKPMS, in other words, you are meeting your statutory goals in these set areas and you can demonstrate like numerically that you're where you're supposed to be.

So we can essentially.

Trust your agency with government funds.

That's that's sort of my understanding the rationale behind key performance measures. Now this office has had, you know, a convoluted history leading to its birth and growth were probably like in our adolescence right now. And that means it we have, you know, we're getting a lot more respons.

We have the keys to the car.

The office is now responsible for advocating and administering its own budget, advocating for to the legislature and then administering its own budget up until. Prior to the 2023.

25 legislative session.

Our budget was actually sought out by DAS and administered by DAS, and so the office would, but DAS would didn't have control over it.

They sort of just held the purse strings and then we were like, we need money for this and they pay for that.

We need money for that and they pay for that.

But now the office actually is in control of its own budget. And so for the very first time in 2023, when I did the budget presentation to the legislature, we mentioned that we needed to create key performance measures.

But they weren't actually in effect as of yet.

They we have since worked with the legislature and approved 4K PMS that are central to the offices and the Council's role and it's during the next budget cycle 2527, when we can do our first presentation on sort of how we're doing.

On those numbers. And so one of those key performance measures is actually related to the work of the Council, because the Council, Allstate agencies, councils, commissions.

ETC. Are required to answer a best practices survey, and those are the 15 questions you saw earlier from Mark.

So officially, that survey is known as KPM #2 and is called the Public Records Advisory Council's Best Practices Survey.

And the survey has to be completed by April 1st of each year.

The the survey has to be answered and the numbers collated and we report to the legislature.

Here's a result of the survey as of April.

First this year, that year, etc.

And so the first numbers will be telling the legislature about will be those that we get for April 1st of next year.

So how's that going to happen?

I'm going to take these questions and create something like a Google Doc or other survey that will be sent out to each council member.

Now the only thing the legislature truly wants to see from this.

This survey is that we had 100% participation.

From council members, so no matter how you answer the questions, the important thing is that you answer the questions every Council member fills out the survey to their satisfaction, and the answers are in a yes no fashion, which is why for those relates in my office, mark Includ.

In his report, information that will allow you to answer those questions affirmatively or negatively.

So the questions are on the website under today's meeting.

I'm happy to share them again with you or talk to you individually about them, but effectively sometime in February or March, I'll be sending out an e-mail saying hey, remember that survey I talked about.

Here it is.

Please fill it out.

Please get it to me, probably by like the second or third week of March.
So I have time to put it together for April 1st and that'll that's gonna happen every year. But obviously I think once we're used to doing it, it'll get easier and easier.
So that's those are just the basics.
Ask me any questions you might have about it and otherwise stay tuned.
Oh, sorry Mark and I don't think we need like a vote or anything on this because it's already established that we have to do this and we're following the the questions set up by the state, like we don't have control over these questions.

ML **Mark Landauer** 1:27:09

Sounds good to me, Todd.
Any questions or comments this time?
All right, the awkward pause is over. Thank you, Todd.
I appreciate it very much.
All right.
Now, for now for agenda item number 8, election of Council leadership.
Folks, I've I've served.
As the chair for, I believe, four years now and.
I've attempted to yield this supreme power in as.
Even handed of a manner as as possible, I've always striven for the Council to come from unanimity, although I know that that's a very difficult challenge at times, but I've also striven to have.
Equilibrium on the leadership as well.
So we've historically had a chair and vice chair representing the media.
And local government.
My hope is that we'll continue to sort of continue in that type of spirit, but.
After today, I will no longer be the leader of this August body and but I did want to share my sort of thoughts because I believe that we do our best work when we're when we're coming from unanimity.
Having said that though, I'm under no illusions that some of these issues are are.
There's some passion behind them, as well as some very strong held feelings. And so there there are certainly going to be disagreements at times, and that's been apparent at least with some legislation in.
The past and perhaps.
Even in the future. But I do believe.

That this is a place, an area where all sides have an opportunity to voice their opinions and hope that we can come to some type of a consensus on solutions. So that's how I wanted to sort of conclude my.

Reign, if you will in this body.

Just having said that, I hope that we continue the spirit of collaboration. And cooperation.

But that will no longer be my responsibility and.

At this juncture, what I wanted to do, I want to make sure that every member of the Council has an opportunity to serve as a leader in this body, and so if there are any people that are interested in serving as the Chair of the public records ADV. Committee.

I'd ask that you raise your hand at this time, and for those of you who are on the Council, it would be helpful to me if you actually turned on your camera at this time so that I can see if you raise your hand because I don't want.

To miss anybody, but I'm going to make the call and unfortunately Todd never gave me a gavel, which I'm still a little bitter about.

But at some point I.

I hope that we can meet again in person.

This is one of the things that we traditionally prior to the pandemic, we we did meet regularly in person at archives.

And we don't necessarily have to meet in one place. I know that people live in different parts of the state, but I'm always happy to host a meeting at SDAO World headquarters in either Salem OR in Tigard.

But I do hope that our.

Next, leaders will strive to at least have one meeting a year in person. I think that that's important for us to be able to see one another in person and and so forth. So with that, that's my my parting speech.

I suppose.

And I.

I guess what I'll do is I'll ask if there are any people interested in serving as the Chair of the Public Records Advisory Council.

Shasta, I'm very pleased to see that you're interested in doing so.

I'm now looking at the second page.

I don't see anybody there with their hands up.

I would make the motion, then that Shasta Kearns Moore be the next chair of the

Public Records Advisory Council.
Are there any? Is there a second?

SS **Scott Stauffer** 1:32:09
2nd.

ML **Mark Landauer** 1:32:10
Thank you, Scott. Discussion.

SS **Scott Stauffer** 1:32:14
Thank you, Shasta, and thank you, Mark, for your service.

ML **Mark Landauer** 1:32:17
Thank you.
Shasta, you are officially now the chair of the Public Records Advisory Council.
Congratulations. I'm really excited that you're willing to do that. And I'm now
officially handing you the gavel. You have it now in your possession, and I'll let you
take over.
Thank you for all the work that everybody's done.
I've really enjoyed working with this group. I'll obviously.
Continue to do so, but I just wanted to thank each of and everyone of you for your
participation and interest. And now you don't have to listen to me anymore.
So Shasta, take it away.
I believe we need a vice chair and I go ahead.

SM **Shasta Kearns Moore** 1:33:04
Yes you I think.
Point of order. I don't think we actually voted.
We had a a motion and a second.

ML **Mark Landauer** 1:33:11
All in favor, please indicate by saying aye, aye.

WG **Will Glasson** 1:33:16
Aye.

ML Mark Landauer 1:33:17

All those opposed Shasta congratulations, and we need a vice chair.

AP ALBERT Todd * PRA 1:33:18

Aye.

SM Shasta Kearns Moore 1:33:22

OK. Do I have any volunteers or nominations for Vice chair of the Oregon Public Records Council?

Todd.

AP ALBERT Todd * PRA 1:33:31

I'm not volunteering.

I just want to reiterate a point that I thought that mark, I believe said and I think it's really important in that in this short history that we've had leadership of this Council, that someone other than the public records advocate, I we've benefited from the balance in the.

Positions between the chair and the Vice chair, where one member was a member of the Government and the other was a member of the media.

I think perspective matters a great deal on this Council.

And I strongly recommend that someone from.

Either state or local public body consider running.

I'd be happy to suggest a name because of their deep experience, Scott and this type of role. But you know, if they don't want to be volunteered, that's fine. I would welcome any public employee joining as vice Chair.

I think it matters, but also not me, because given my unique relationship with this Council, I think it's better that I retain my current roles and not be vice chair.

SM Shasta Kearns Moore 1:34:27

I agree.

And just on that point, since it's been spoken about I in my bio before forgot to mention that I was also the chair of or President of the Open Oregon National FOI Committee, which is a body that is both requesters and public record respondents. So I do have.

Experience in.

You know the balance.

So yes.

Mark.

ML **Mark Landauer** 1:34:57

I I would like to nominate Scott Stauffer as Vice Chair of the Public Records Advisory Council.

Provided that Scott is willing to accept that nomination, you'll recall that.

I was voluntold to become the Council chairperson and I'm hopeful that Scott is willing to accept my nomination.

SS **Scott Stauffer** 1:35:25

Thank you, mark.

I and for the votes of confidence I had, I do accept the nomination.

SM **Shasta Kearns Moore** 1:35:31

Great. So I guess that would be mark making a motion.

Do I have a second?

WG **Will Glasson** 1:35:38

2nd.

SM **Shasta Kearns Moore** 1:35:39

OK, umm any discussion.

For ready for a vote, then all in favor, please raise your hand.

Aye, any opposed.

DD **DUKE Bryanna * DAS** 1:35:49

Aye.

SS **Scott Stauffer** 1:35:49

Aye, aye.

SM **Shasta Kearns Moore** 1:35:55

Great. Welcome, Scott.

Look forward to working together with you.

Alright, so I guess now we go on to the next item of our agenda.

So now I have to find it.

ML **Mark Landauer** 1:36:14

Goal setting.

SM **Shasta Kearns Moore** 1:36:16

Call settings.

ML **Mark Landauer** 1:36:18

Yeah, setting goals for next year.

SM **Shasta Kearns Moore** 1:36:19

So for yes.

So for goals for next year, I do have kind of a list that I've been brainstorming during this meeting.

So I'll just kind of open up the discussion and then we can go from there.

So I think that it would be great in 2026 to have an in person meeting.

I you know, I think once a year is probably, you know reasonable.

But I do think that it would be great, especially since we have a lot of new faces.

This is on the Council to to have that in person meeting. Unfortunately, the public records advocate doesn't actually have office space, is my understanding. So we would have to find a bot somewhere. Maybe our friend's could offer a conference room or something like that and then mark.

Also offered SDA OS offices in Tualatin, I believe.

ML **Mark Landauer** 1:37:17

We have offices in Salem and Tigard, actually.

SM **Shasta Kearns Moore** 1:37:22

Tiger.

So yeah, so I think that would be great.

So we would have to figure out kind of what the equidistant place is.

And then I know that you know some of our Members like April are much further away.

So we would want to make sure that that was a hybrid option so that there could still be some virtual call in and then of course that the public could come in.

I think that you know kind of strategizing for the long session.

And then 2027 is a good idea.

I know that we've we've had some legislative concepts in the past that might might be close to getting across the finish line, but I'm kind of getting at that last little push would be great.

I do think that this public body survey will yield a lot of great results, just a lot of like directions for us to go in.

So I'm excited to dig into those results with the Subcommittee and kind of.

Flesh out some directions. We could go in as a Council and some recommendations we could make kind of, you know, well, formally, 'cause, we're a Council, but, you know, not not needing legislation, but just kind of recommendations and also.

Advice for the advocate and you know in the office, Todd and Yufeng and continuing their work.

And I think that the, you know, another thing that we haven't really discussed as a Council is kind of an equity assessment.

I, you know, will fully admit that I don't know a lot about sort of the, you know, racial and cultural implications of the work that we do.

We I would love to to invite in an expert on that.

I do have a lot of expertise around disability access and some of the things that we might not trad only think about is needing to be aware of, such as like color correction and things like that when you're accessing records that just might be helpful for us to.

Help educate people about 'cause. That is one of the most common disabilities is color.

Color blindness.

So yeah, and just I love the suggestion around crossmeting with Oregon Sunshine Committee.

And then.

Finally, I was at Media Fest 25 in DC about a month ago and attended a very interesting.

Presentation from the Reporters Committee for Freedom of the press about the use

of AI in both requests and responses.

So apparently AI is already being used in government responses and collecting of records.

And so just kind of the implications of that, I think is something we should definitely discuss.

Us as a Council and maybe even provide guidance for how to navigate that. So those are kind of all my ideas.

Any other thoughts on goals for the 2026 PRAC?

SS Scott Stauffer 1:40:34

I don't have anything specific to add.

Sorry Mark, but I I heartily endorse your your slight, Shasta.

Thank you for that.

I think I would just opine that in the last two years we've done a lot of policy documentation and setting up with our bylaws. And so to my knowledge, I don't lose anything on that front that we need to have as a goal.

But of course, if things come up or others have ideas, we can certainly look at that, I think.

In addition to all that you've added and I I meeting in person and looking at the equity.

In the access pieces, it could be interesting to explore a think on how council members could work with the PRI Office on outreach across our state.

Our state is geographically huge and that creates barriers, but it also opportunities to get to all the corners, and if there's a way that the Council can support and be with, maybe physically in certain cases with.

Todd and Todd's office. And you think that that just something to think on?

Other than that, I hardly endorse your slate of goals, Shasta.

SM Shasta Kearns Moore 1:41:37

Thank you, mark.

ML Mark Landauer 1:41:41

I I just want to channel my former Council members priorities as well.

Steve Suo had two issues that he discussed on several occasions and I think it they're both worth reminding ourselves. One was having an e-mail state issued e-mail.

That was one of the things that he really pushed.

On and frankly, we never got that resolved or revisited. And so I'd I'd humbly suggest that we put that in in the items to at least discuss the other one that Steve was really interested in and we never really dug into.

It was transparency by design.

I.

I don't exactly know what that means.

I I have an idea but I I don't wanna lose those topics.

So I think that Steve was very passionate about those two things and I not that we did him a disservice. I think we were just distracted with more important items.

Perhaps when when these issues came up. But I would like to keep him on the list just as.

A matter of courtesy, because I do think that they are relevant topics that we need to keep in mind and and potentially pursue in the future.

So thank you.

Thank you for that.

SM

Shasta Kearns Moore 1:43:11

Yeah. Thanks.

And I'll just explain. Transparency by design is the concept that when governments are going out for contracts on IT specifically that they are putting into their contracts like hey, you need to design this from the ground up to be something that records could be very easily accessed from.

Them because it seems like a lot of times the.

Cost and the time associated with collecting records.

Is because things weren't designed from the beginning.

With transparency in mind, cause a lot of these solutions have come from the private sphere where you're not sharing information with the public.

So I think that's kind of if I can put it into a nutshell, I think that's what he's talking about, Todd.

AP

ALBERT Todd * PRA 1:44:01

I do have an update on status of emails.

SM Shasta Kearns Moore 1:44:03

OK.

AP ALBERT Todd * PRA 1:44:05

So, OK, we've been discussing this long enough that the answer has gone through three different iterations as technology has changed and the state has changed its process or procedure for doing it. Right now, I do not think it's cost effective or actually practical for the following reason to.

Get state issued emails. Each user would have to have an M365 license.

Which costs \$650 a year, which could be prohibitively expensive for a limited budget, but also each person using a state issued e-mail is required to have a state issued device on which to access that e-mail for two factor authentication, which means we'd have to.

Find money to purchase that device for each member who wants a state issued e-mail address.

So while it's certainly a best practice.

I don't know.

We can do it now.

My office remains the custodian of all prac records.

And of course, if any Council member has responsive records in response to public records request, they have a duty to make a good faith search of their own devices to disclose it.

And if this and if the request were litigated to the point that it went to court, a judge can order an in camera inspection of that personal device or account for any if they believe responsive emails exist.

So I just don't know that financially we could do this, but I do think.

You know, a lot of us already have government issues.

E-mail address, even if it's not state.

Because we're, you know, their local government employees, I just.

I just don't know how we get around the money and device issue at this point.

Maybe the technology will change again next year and it will become easier, but right now that's where we're at.

SM Shasta Kearns Moore 1:45:45

Thank you.

Yeah. I mean, I think that, you know, I brought this up before as well and my solution has just been to have a a Gmail account that is just for this work, so that that whole thing is separated.

So I advise other members of the Council who don't have a state issued e-mail address to do that.

But I do know that there are some councils where.

That seems to not be as much of a problem for for the public members.

On those councils. So I'm I'm I'm confused why we keep getting different.

Advice as well, so hopefully that you know I've got it on my list here, so we'll kinda keep asking.

All right, I still haven't found the agenda, even though I had it up here somewhere.

There it is. OK.

Any other goals for next year?

Hearing none, we will move on to setting the next meeting date and agenda top.

BW **Brent Walth** 1:46:51

It's not I'm. I had a an additional thing from Coles. That's OK.

ML **Mark Landauer** 1:46:52

Yeah.

SM **Shasta Kearns Moore** 1:46:54

Oh, sorry.

Oh, sorry I didn't.

BW **Brent Walth** 1:46:57

You were really thorough. Thank you.

You talked about legislative concepts that were pretty well, far along.

I don't want to assume anything, but I'm hoping this has to do with fees.

This remains enormously difficult and complicated issue.

There's also working against the public interest and disclosure.

I've had two student groups apply for records as city and the state records that the both agencies had released in the past.

No problem, \$100 fee, \$200.00 fee free, no issues.

One slapped at \$3900 fee on another one slapped a \$3000 fee on why?
Because the records had been used to do 2 stories that were watchdog in nature, the agencies did not want to be embarrassed.
And now they're asking students to pay \$3900 for documents that only last year were free.
So we resolved 1 by appealing it.
But this is continuing to be a problem not just for student journalists, but also for professionals.
We we I really hope that in in your in, including in the what you were saying is that we're specifically gonna take this on again for 27. So thank thank you. OK, great.

SM Shasta Kearns Moore 1:48:15

Yep, that was definitely definitely what I was thinking.

Yes, I agree.

It's been a long standing issue.

Yeah.

And in such work, so is the subcommittee that was working on that still a subcommittee?

Great. So maybe that needs to restart in 2026?

AP ALBERT Todd * PRA 1:48:37

Yeah.

It.

ML Mark Landauer 1:48:41

I.

I.

I suppose I could.

I'm sorry. Go ahead, Todd.

AP ALBERT Todd * PRA 1:48:44

No, I was gonna basically I think I was gonna say what you were gonna say, which was this subcommittee isn't in effect right now.

I assume a lot of the same Members will want to come back, but I think we need to formally reconstitute it to get to work on a specifically something for 2027.

ML **Mark Landauer** 1:49:04

So I'll just explain.

SM **Shasta Kearns Moore** 1:49:04

No.

ML **Mark Landauer** 1:49:06

Perhaps because there were actually two work groups, there was one work group that that was.

SM **Shasta Kearns Moore** 1:49:10

OK.

ML **Mark Landauer** 1:49:13

Yeah, I know.

Todd, there was one group that.

From the Public Records Advisory Council that worked.

I think about two years to try to come up with a legislative proposal.

We did provide a legislative proposal that was effectively.

Be rejected and we constituted a new work group as a result of that.

It was not necessarily.

At the direction of the PRAC. At that point the 2nd work group. However, I was one of the conveners, if you will, along with a gentleman named Tom Holt who represented.

SPJ or still does.

I believe that's the Society of professional.

Journalists, for those of you who are not familiar with that.

That also resulted in a bill that was introduced during the 25 session, which did not proceed. So just for some context, I wanted to provide everybody.

That that information and we spent three years working on that for a bill that frankly never was heard by the Senate Rules Committee.

MIDI.

SM **Shasta Kearns Moore** 1:50:36

Yeah, that's a bummer, Todd.

Can you remind me, who are legislative members of the Council are, and if we are needing to ask for new appointments or what's going on there?

AP **ALBERT Todd * PRA** 1:50:47

You know, I didn't look part of this meeting, so I'd have to do some digging to remember.

Hopefully those who are still here can identify themselves.

ML **Mark Landauer** 1:50:52

It's.

Well, it's it's it's representative Anderson. And Senator, I believe Kim Thatcher, but Kim Thatcher is going after this upcoming session. Will is barred from running for re election.

So the Senate President will need to appoint a new Member ex officio member from the Senate upon her conclusion of.

Of her position.

AP **ALBERT Todd * PRA** 1:51:27

Oh, you know what?

SM **Shasta Kearns Moore** 1:51:27

OK.

AP **ALBERT Todd * PRA** 1:51:28

I pulled up an old invite Shasta from our last meeting so I could tell you who was on it.

It was Mark and I, Scott. Emily Gothard, who's no longer on the council, will. And then our two elected ex officio members.

SM **Shasta Kearns Moore** 1:51:41

OK.

So yeah, it definitely seems like.

Were they on the subcommittee?

You're saying that they were, yeah.

AP **ALBERT Todd * PRA** 1:51:49

The legislative subcommittee.

No, it was Mark, Steve, Sue and I from the prac and then a whole bunch of other stakeholders.

SM **Shasta Kearns Moore** 1:51:58

OK.

Yeah, it definitely seems like we'd need their help in being a champion to move this forward. So having the legislative members to advise and you know.

Be that liaison to the legislature, I think would be really, really helpful.

OK.

So is that a subcommittee that we want to restart at this meeting, or should we discuss it next time?

Hearing no volunteers, I think we'll kick it to the next meeting.

And.

So when will that next meeting be?

Usually we do kind of a.

Doodle poll to get that going.

So I guess kind of another question is how many times do we want to meet in the next year? I think we've.

AP **ALBERT Todd * PRA** 1:52:53

Statutorily, we're only required to meet once every six months. Of course, then we can meet more often if we want.

SM **Shasta Kearns Moore** 1:52:59

Mm.

I feel like we've done 4 * a year. Is are people feeling like that's working with the subcommittees in between?

ML **Mark Landauer** 1:53:11

If I may, Shasta, we we did.

SM Shasta Kearns Moore 1:53:13

Mm-hmm.

ML Mark Landauer 1:53:14

Do we have always conducted 2 meetings a year in order to meet the statutory requirement? I've always felt and you certainly don't have to take this guidance. There's no need to meet for meeting purposes.

There needs to be an agenda.

And on occasion, we do need to meet for very brief periods of time. I know that we've conducted meetings for 15 minutes.

Just to get formal action on items.

You know, it's really at the call of the chair. If you feel we have agenda items that are needed to be discussed openly and formally.

So I typically did try to stick to the two meetings per year, knowing full well that members of the PRAC may request a meeting or a state agency may ask for us to.

To provide a review of a bill, for example, that they want to introduce, I know the Secretary of State's office did one in 2023 that we held a special meeting so that they could sort of brief us on what it was they were attempting to.

Do which was greatly appreciated, seeking our input.

You know, there's really no rhyme to it, but I I do.

I would recommend that you try to at least set the next meeting.

Meeting.

In stone and or, or at least do it through a doodle poll.

I would ask, though, that you avoid the month of February through mid March.

Actually, I'll tell you the exact date, because we will be in legislative session at the beginning of of next year and so that we are formal signee, dye is March 9th.

OK, so February 2nd through March 9th, the Assembly will be meeting and I'd simply request that we avoid that time frame. Of course, unless there is a public records bill that we want to discuss during that time.

Just for those of us who have to be in the Capitol and I I think it we're down to.

I think it's only me, so I I can certainly probably make work around the.

The the February session, but I'd I'd simply ask if we don't have to meet during that time period that we don't.

Thank you.

SM Shasta Kearns Moore 1:55:47

Thank you, Todd.

AP ALBERT Todd * PRA 1:55:49

My recommendation would be a shorter meeting for late January. By then, our two new Members will have the ability to vote.

We're looking to reconstitute 2 subcommittees and get people to volunteer so they'll be able to provide more input, and those subcommittees can then get to even if we don't meet for another six months as a Council, those subcommittees can meet as needed to conduct their work.

SM Shasta Kearns Moore 1:56:11

I mean, you know, maybe it's the journalist in me, but having a deadline, I think really helps people like get the work done.

So I I would propose that we set four meetings a year and then if we don't need them, we don't have to.

But at least then there's some something to kinda work towards.

So with.

Mark's suggestions in mind if we looked at maybe late January.

April, August and November.

Just kind of ballpark kind of setting a meeting in those months?

I think that would, you know, help us move.

You know this pretty ambitious sleep forward.

You know who knows how much we'll get done in this year. But I think at least that would give us an opportunity to to move the work forward.

What do people think about that?

Awesome.

OK.

So I guess I would impose upon you, Todd, to put out a doodle poll for kinda late January options and then April, August and November.

And then we can you know, whoever the chair of these new subcommittees are going forward can figure out how to meet in between those times.

Sounds good.

OK.

Let's see.

I think I don't see it on the agenda, but maybe is there time for public comment.

Or kind of right at 1:30 here. But is there any any public comment?

Lisa Gresham.

GH **GRISHAM Lisa * HECC** 1:57:56

Thank you, chair.

My apologies, former chair Landauer, I did not see public comment on the agenda.

I wrote a few notes down.

I was concerned with the raw data that came back on the survey, but since time is short, I I'll just give Todd a call and we can connect offline. I'm sure he's tired of hearing it from me.

I call him all the time.

It's really great.

He's doing a great job and I appreciate that.

The office is there for calls.

I would just like to remind Council that when they are reviewing the raw data, I would imagine more than 50% of the issues for public records officers have to do with staffing.

I say this as the public records officer for the higher Education Coordinating Commission, but I also serve as the executive assistant to the Deputy Executive Director.

So I am an office of one.

And lastly, I just would like to, if you need office space to meet, offer our meeting space for the Council.

We have all the technology you need to offer a successful hybrid meeting.

We're located in Salem near the airport.

Thank you for your time.

SM **Shasta Kearns Moore** 1:59:15

Thank you.

Thank you very much for the offer. Thank you.

All right, well, if unless there's any other items for the good of the order, I think I'll call this meeting adjourned.

ML **Mark Landauer** 1:59:30

Thank you everybody.

Have a wonderful weekend and go well. Ducks aren't playing this weekend, but I'm still going to say it.

Go ducks.

CS **CLARK Stephanie * SOS** 1:59:37

Thank you.

SS **Scott Stauffer** 1:59:38

No, dex.

AP **ALBERT Todd * PRA** 1:59:39

Thanks everyone.

SM **Shasta Kearns Moore** 1:59:40

Right.

DD **DUKE Bryanna * DAS** 1:59:40

Thanks.

□ **ALBERT Todd * PRA** stopped transcription