

## HB 3077 -1 STAFF MEASURE SUMMARY

### House Committee On Judiciary

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**Prepared By:** Josh Nasbe, Counsel

**Meeting Dates:** 4/3

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#### **WHAT THE MEASURE DOES:**

Requires court, following request from victim, to order that defendant not be given victim's electronic mail address or identifying social media information, unless court finds good cause to authorize release of information to defendant.

*REVENUE: May have revenue impact, but no statement yet issued*

*FISCAL: May have fiscal impact, but no statement yet issued*

#### **ISSUES DISCUSSED:**

##### **EFFECT OF AMENDMENT:**

-1 Prohibits district attorney and defense lawyer from providing criminal discovery to defendant that includes victim's social media information or electronic mail address, in absence of court order.

##### **BACKGROUND:**

Under current law, ORS 135.970 requires the court, following a request from a victim or witness, to order that defendant not be given the victim's or witnesses' address and phone number. In a similar vein, ORS 135.815 regulates the provision of "personal identifiers" in the criminal discovery process. That statute establishes a general rule that neither the district attorney nor the defense lawyer may, in the absence of a court order, provide to the defendant a victim's or a witnesses' address, telephone number, Social Security number, date of birth or credit or bank account information.