

A-Engrossed
Senate Bill 769

Ordered by the Senate March 22
Including Senate Amendments dated March 22

Sponsored by COMMITTEE ON JUDICIARY

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Provides that person may not dispose of, **or transfer to another person for disposal**, material or media that display Social Security number unless person, before disposing of material or media, makes Social Security number unreadable or *[prevents reconstruction of]* **unrecoverable or ensures that person that ultimately disposes of media or material makes Social Security number unreadable or unrecoverable.**

A BILL FOR AN ACT

Relating to disposing of material that displays Social Security numbers; amending ORS 646A.620.

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

SECTION 1. ORS 646A.620 is amended to read:

646A.620. (1) Except as otherwise specifically provided by law, a person *[shall]* **may not:**

[(a) Print a consumer's Social Security number on any materials not requested by the consumer or part of the documentation of a transaction or service requested by the consumer that are mailed to the consumer unless redacted;]

(a) Print a consumer's Social Security number on mail to the consumer that is:

(A) Material the consumer did not request; or

(B) Part of any documentation the consumer requested for a transaction or service, unless the Social Security number is redacted.

(b) Print a consumer's Social Security number on any card required for the consumer to access products or services provided by the person[; or].

(c) Publicly post or publicly display a consumer's Social Security number unless the Social Security number is redacted. As used in this paragraph, "publicly post or publicly display" means to communicate or otherwise make available to the public.

(d) Dispose of, or transfer to another person for disposal, material or media that display a consumer's Social Security number unless the person makes the Social Security number unreadable or unrecoverable or ensures that any person that ultimately disposes of the material or media makes the Social Security number unreadable or unrecoverable.

(2) This section does not prevent the collection, use[,] or release of a Social Security number as required by state or federal law[, *including statute, Oregon Rules of Civil Procedure*] or rule adopted by the Chief Justice of the Supreme Court, the Chief Judge of the Court of Appeals or the judge of the Oregon Tax Court[, *or*] **and does not prevent** the use or printing of a Social Security number for internal verification or administrative purposes or *[for enforcement of]* **to enforce a**

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 judgment or court order.

2 (3) This section does not apply to records that [*are required by*] **must be made available to the**
3 **public under** state or federal law[, *including statute, Oregon Rules of Civil Procedure*] or rule
4 adopted by the Chief Justice of the Supreme Court, the Chief Judge of the Court of Appeals or the
5 judge of the Oregon Tax Court[, *to be made available to the public*].

6 (4) This section does not apply to a Social Security number in any of the following records or
7 copies of records in any form or storage medium maintained or otherwise possessed by a court, the
8 State Court Administrator or the Secretary of State:

9 (a) A record received on or before October 1, 2007;

10 (b) A record received after October 1, 2007, if, by state or federal statute or rule, the person that
11 submitted the record could have caused the record to be filed or maintained in a manner that pro-
12 tected the Social Security number from public disclosure; or

13 (c) A record, regardless of the date created or received, that is:

14 (A) An accusatory instrument charging a violation or crime;

15 (B) A record of oral proceedings in a court;

16 (C) An exhibit offered as evidence in a proceeding; or

17 (D) A judgment or court order.

18