



Open Government Impact Statement

80th Oregon Legislative Assembly
2019 Regular Session

Measure: SB 358-A

Only impacts on Original or Engrossed
Versions are Considered Official

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Date: 4/2/2019

SUMMARY

Removes provisions prohibiting Oregon State Bar from charging membership fees to members admitted to practice law for 50 years or more.

Modifies provisions relating to information provided to bar by Department of Revenue. Provides that investigatory information developed or obtained by bar from department is confidential except in certain circumstances.

Modifies provisions regarding submission of certification and disclosures for lawyer trust accounts.

Modifies provisions regarding board of governors of bar.

Clarifies that statutes relating to bar do not affect authority of Supreme Court to adopt rules for operation of courts.

Takes effect on 91st day following adjournment sine die.

OPEN GOVERNMENT IMPACT

Legislative Counsel has not adopted standards for drafting measures that establish exemptions from disclosure of public records.

This measure makes information the Department of Revenue provides to the Oregon State Bar for disciplinary action related to persons admitted to practice law exempt from public disclosure unless the Oregon State Bar finds probable cause of a rule violation or the matter has been finally resolved by disciplinary board action, a diversion or agreement or an order of the Supreme Court.

If those public records that could be subject to public disclosure were instead subject to mandatory disclosure under public records law, the public could gain information related to ongoing investigations being conducted by the Oregon State Bar and those in which the allegations could not be substantiated.