



Open Government Impact Statement

81st Oregon Legislative Assembly
2021 Regular Session

Measure: HB 3320

Only impacts on Original or Engrossed
Versions are Considered Official

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SUMMARY

Requires Department of Consumer and Business Services to study and make recommendations concerning changes to Insurance Code that address managing, investigating and enforcing violations identified in complaints against person that is subject to Insurance Code.

Requires Director of Department of Consumer and Business Services by rule to establish procedures for investigating complaints director receives concerning violations of Insurance Code. Specifies required contents of rules.

Provides that director may disclose contents of complaint to authorized representative of person that made complaint.

Becomes operative on January 1, 2022.

Declares emergency, effective on passage.

OPEN GOVERNMENT IMPACT

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

This measure alters the exemption from public disclosure of complaints received by the Director of the Department of Consumer and Business Services relating to violations of the Insurance Code and information gathered pursuant to an investigation by the director of those complaints by allowing the director to release information about complaints relating to allegations of unfair claim settlement practices provided that information that could identify the person that submitted the complaint is removed.

If those public records were instead subject to mandatory disclosure the public could receive additional information relating to complaints, those submitting the complaints and subsequent investigations of alleged violations of unfair claim settlement practices prohibited by the Insurance Code.