

HB 3111 STAFF MEASURE SUMMARY**House Committee On Rules**

Action Date: 02/16/23**Action:** Do pass and be placed on the Consent Calendar.**Vote:** 7-0-0-0**Yeas:** 7 - Breese-Iverson, Fahey, Kropf, Nosse, Scharf, Valderrama, Wallan**Fiscal:** No fiscal impact**Revenue:** No revenue impact**Prepared By:** Melissa Leoni, LPRO Analyst**Meeting Dates:** 2/7, 2/16

WHAT THE MEASURE DOES:

Adds personal information of employees and retirees maintained by another retirement system operated by a public body to the existing public record exemption for personal information maintained by Public Employees Retirement System. Clarifies that personal information of employees and volunteers of public body is exempt from disclosure regardless of record type where information is maintained. Declares emergency, effective on passage.

ISSUES DISCUSSED:

- Personal employee information in records other than personnel records
- Consistency of exempt information

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

Under Oregon's Public Records Law (ORS Chapter 192), "every person" has a right to inspect any nonexempt public record of a public body in Oregon. ORS 192.355 lists the public records exempt from disclosure. ORS 192.355(3) exempts the personal information of employees or volunteers of a public body contained in personnel records maintained by the public body that is the employer or recipient of the volunteer's services. ORS 192.355(12) exempts employee and retiree personal information maintained by the Public Employees Retirement System. Exempt personal information includes addresses, telephone numbers, identification numbers, other nonfinancial membership records, and employee financial records.

According to the 2020 Annual Survey of Public Pensions by the United States Census Bureau, there were 17 local public pension systems in Oregon with over 10,000 members.

House Bill 3111 clarifies that the personal information of employees and volunteers of public body is exempt from disclosure regardless of record type where information is maintained and adds an exemption for the personal information of employees and retirees maintained in another retirement system operated by a public body.