

Enrolled
Senate Bill 510

Sponsored by Senator THATCHER, Representative BYNUM; Senator HAYDEN (at the request of Public Records Advisory Council) (Presession filed.)

CHAPTER

AN ACT

Relating to the Public Records Advocate; creating new provisions; amending ORS 192.477; and prescribing an effective date.

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

SECTION 1. (1) On or before January 1 preceding the start of a biennium, the Public Records Advocate shall estimate the expenses the advocate will incur for the upcoming biennium in carrying out the provisions of ORS 192.461 to 192.475. The advocate shall report the estimate to the Oregon Department of Administrative Services and the Legislative Fiscal Officer.

(2) The advocate shall charge an assessment to each public body in state government so as to recoup the costs estimated under subsection (1) of this section. Each public body in state government shall pay to the credit of the advocate the amount the public body was assessed under this subsection as an administrative expense from funds or appropriations available to the public body in the same manner as other claims against the public body are paid.

(3) The advocate shall adopt rules specifying the method for allocating the expenses described in subsection (1) of this section among public bodies in state government and for collecting the assessments described in this section.

(4) As used in this section, “state government” has the meaning given that term in ORS 174.111.

SECTION 2. ORS 192.477 is amended to read:

192.477. (1) The Public Records Advocate Fund is established in the State Treasury, separate and distinct from the General Fund. Interest earned by the Public Records Advocate Fund shall be credited to the Public Records Advocate Fund.

(2) The Public Records Advocate Fund shall consist of:

- (a) Moneys collected under section 1 of this 2023 Act;**
- (b) Moneys appropriated or otherwise transferred to the fund by the Legislative Assembly; and**
- (c) Interest earnings of the fund.**

(3) Moneys in the Public Records Advocate Fund are continuously appropriated to the Public Records Advocate for the purpose of funding the operations of the office of the Public Records Advocate and the Public Records Advisory Council.

SECTION 3. Section 1 of this 2023 Act and ORS 192.477 are added to and made a part of ORS 192.461 to 192.475.

SECTION 4. This 2023 Act takes effect on the 91st day after the date on which the 2023 regular session of the Eighty-second Legislative Assembly adjourns sine die.

Passed by Senate April 17, 2023

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Lori L. Brocker, Secretary of Senate

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Rob Wagner, President of Senate

Passed by House May 23, 2023

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Dan Rayfield, Speaker of House

Received by Governor:

.....M,....., 2023

Approved:

.....M,....., 2023

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Tina Kotek, Governor

Filed in Office of Secretary of State:

.....M,....., 2023

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Secretary of State