



Open Government Impact Statement

82nd Oregon Legislative Assembly
2024 Regular Session

Measure: SB 1596-A

Only impacts on Original or Engrossed
Versions are Considered Official

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SUMMARY

Digest: Requires someone that makes electronic items for consumers to give on fair terms to those who look at, maintain or fix the items what they need to maintain or fix the items. Fair terms means, in part, giving independent people what they need on the same terms as people the maker authorizes to make fixes. Lets the state fine people who violate the Act. (Flesch Readability Score: 61.8).

Requires an original equipment manufacturer to make available to an owner of consumer electronic equipment or an independent repair provider on fair and reasonable terms any documentation, tool, part or other device or implement that the original equipment manufacturer makes available to an authorized service provider for the purpose of diagnosing, maintaining or repairing consumer electronic equipment. Permits the Attorney General in response to a consumer complaint to make an investigative demand of a manufacturer that appears to have violated the Act. Specifies the contents of the investigative demand and the method of service. Subjects a manufacturer that violates the Act to a civil penalty of not more than \$1,000 for each day of the violation.

OPEN GOVERNMENT IMPACT

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

This measure exempts from public disclosure and makes confidential any trade secrets contained in the information that the Attorney General obtains in an investigation of a manufacturer that appears to have violated the requirement to make available to an owner of a consumer electronic equipment or an independent repair provider the same tools and documentation that the manufacturer makes available to an authorized service provider.

If those public records that could be subject to public disclosure were instead subject to mandatory disclosure under public records law, or were not required to be kept confidential, the public could gain information about manufacturer trade secrets.