

Enrolled Senate Bill 775

Sponsored by Senators DEMBROW, FREDERICK, WINTERS, Representative SANCHEZ; Senator MANNING JR, Representatives LEIF, WILLIAMS

CHAPTER

AN ACT

Relating to criminal records checks.

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

SECTION 1. (1) If an agency of state government, as defined in ORS 174.111, conducts a criminal records check of a person for the purposes of employment by the agency, the agency shall conduct the criminal records check through the Department of State Police.

(2) A criminal records check conducted through the Law Enforcement Data System meets the requirements of this section.

SECTION 2. (1) In a claim for negligence based on the defendant's failure to conduct an adequate criminal records check of a person, there is a rebuttable presumption that the defendant was not negligent if the defendant conducted the criminal records check through the Department of State Police.

(2) A criminal records check conducted through the Law Enforcement Data System meets the requirements of this section.

Passed by Senate April 23, 2019

Received by Governor:

Repassed by Senate June 6, 2019

.....M.,....., 2019

Approved:

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Lori L. Brocker, Secretary of Senate

.....M.,....., 2019

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Peter Courtney, President of Senate

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Kate Brown, Governor

Passed by House June 3, 2019

Filed in Office of Secretary of State:

.....M.,....., 2019

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Tina Kotek, Speaker of House

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Bev Clarno, Secretary of State