

OFFICE OF THE SECRETARY OF STATE
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NOTICE OF PROPOSED RULEMAKING INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 150
DEPARTMENT OF REVENUE

FILED

05/30/2025 12:06 PM
ARCHIVES DIVISION
SECRETARY OF STATE

FILING CAPTION: Security/privacy of public visitors, employees and officers in Revenue-owned, controlled or leased property.

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 06/17/2025 5:00 PM

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

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Salem, OR 97301

Filed By:
Katie McCann
Rules Coordinator

HEARING(S)

Auxiliary aids for persons with disabilities are available upon advance request. Notify the contact listed above.

DATE: 06/17/2025

TIME: 10:00 AM

OFFICER: Jay Messenger

REMOTE HEARING DETAILS

MEETING URL: Click here to join the meeting

PHONE NUMBER: 669-254-5252

SPECIAL INSTRUCTIONS:

Join by video: <https://www.zoomgov.com/j/1604347913>

Meeting ID: 160 434 7913

Passcode: 114297

Join by phone:

+1-669-254-5252

Meeting ID: 160 434 7913

Passcode: 114297

Find your local number: <https://www.zoomgov.com/u/aiyQUWnSE>

NEED FOR THE RULE(S)

This administrative rule is being adopted to provide for the security and privacy of public visitors, department employees and officers in Revenue's owned, controlled, or leased spaces that are publicly accessible.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE

The department relied on Oregon Revised Statutes 305.100(1) which is available online at oregonlegislature.gov/bills_laws/ors/ors305.html or from the agency.

STATEMENT IDENTIFYING HOW ADOPTION OF RULE(S) WILL AFFECT RACIAL EQUITY IN THIS STATE

The rule is not expected to impact racial equity in this state as the rule impacts all public visitors and department employees and officers.

FISCAL AND ECONOMIC IMPACT:

There is no anticipated fiscal or economic impact from these rules.

COST OF COMPLIANCE:

(1) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s). (2) Effect on Small Businesses: (a) Estimate the number and type of small businesses subject to the rule(s); (b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s); (c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).

- (1) There is no expected cost of compliance.
 - (2)(a) This rule applies to everyone and is not specific to small businesses.
 - (b) This rule applies to everyone and is not specific to small businesses.
 - (c) None known.
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DESCRIBE HOW SMALL BUSINESSES WERE INVOLVED IN THE DEVELOPMENT OF THESE RULE(S):

The Department of Revenue sought participation on its Rules Advisory Committee (RAC) from the Oregon Association of Broadcasters and Oregon Newspaper Publishers Association, both of which include a range of businesses in their membership. A representative from the Oregon Association of Broadcasters served on the RAC.

WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? YES

ADOPT: 150-276-0030

RULE SUMMARY: The purpose is to provide for the security and privacy of public visitors; provide for the security and privacy of department employees and officers; and minimize potential disruptions to the work of State government.

CHANGES TO RULE:

150-276-0030

Access to and Use of Property Owned, Controlled or Leased by the Department of Revenue

(1) The Director of the Department of Revenue or a designee may develop and implement procedures to regulate and control public access to enclosed property owned, controlled, or leased by the department. The purposes of such procedures are to ¶

(a) provide for the security and privacy of public visitors; ¶

(b) provide for the security and privacy of department employees and officers; and ¶

(c) minimize potential disruptions to the work of State government. Any person who engages in conduct that causes disruptions to the work of State government shall be deemed to no longer be present for legitimate public business within the department-owned, controlled, or leased property.¶

(2) The lobby or common area for Department of Revenue offices throughout the state, including inside the main entrances of the Department of Revenue building in Salem, are nonpublic forums and access by members of the public is limited to those conducting legitimate public business with the department. Unauthorized persons found by the Director or a designee to be within such an area and who refuse to leave the premises upon request, shall be considered a trespasser. At the request of the department, law enforcement, at its option, may issue a trespass warning notice for this conduct or take other action authorized by law.¶

(3) The taking of photographs and the recording of video or sound within department-owned, controlled, and leased property is prohibited. This prohibition shall not apply to any law enforcement or department security activities; recordings authorized by statute; or any other photography or recording authorized by the Director or designee. The Director or a designee may request any person who refuses to cease unauthorized photography, video or sound recording to leave the premises immediately. Any person who refuses to cease the unauthorized photography, video or sound recording and refuses to immediately leave the premises following the request of the Director or a designee, shall be considered a trespasser. At the request of the department, law enforcement, at its option, may issue a trespass warning notice or take other action authorized by law.

Statutory/Other Authority: ORS 305.100, 305.045

Statutes/Other Implemented: