

Public Records Advisory Council
Meeting Minutes
December 19, 2018 – 3:00-4:00 pm
Oregon State Archives Building
800 Summer Street NE
Salem, OR 97310

Council members in attendance:

Stephanie Clark, Representative for Secretary of State, Archives Division
Ginger McCall, Public Records Advocate
Michael Kron, Dept. of Justice, Attorney General's Office
Mark Landauer, special districts
Shirin Khosravi, SEIU
Liz Craig, Department of Administrative Services
Rob Bovett, Association of Oregon Counties
Les Zaitz, *Malheur Enterprise*
Rep. Karin Power
Steve Suo, *Oregonian*
Tony Hernandez, member of the public
Erika Dyer, Oregon State Archives (support for council meeting)

Not in attendance:

Lee van der Voo, *Investigate West*
Scott Winkels, cities
Sen. Kim Thatcher

Introduction:

Ginger McCall asked everyone to introduce themselves. Ginger McCall stated the agendas for the meeting which included discussing the update on legislative proposals, discussion of DAS amendment and potential fiscal impact and advice and feedback from members.

Updates by the Public Records Advocate:

Ginger McCall stated that it would be best to find someone to introduce the bills to the Legislature and she stated she found four different people to co-sponsor the bill. Ginger McCall asked the council to give her other names for people she could also speak to about the bills who could support them. Mark Landauer stated he thought Ginger McCall should go to the leadership offices of both chambers and both parties and let them know this is on the agenda as well. Les Zaitz stated he was in attendance and had just joined the meeting.

Council stated Ginger McCall needed to be registered with the ethics committee, Ginger McCall stated she already was. Ginger McCall asked the council if they had recommendations for what bills the committee should go to. Mark Landauer stated for the record that they had no committees and none assigned for the upcoming session. Ginger McCall stated she had given

testimony on their proposals. Ginger McCall stated Senator Riley did not like permanent committees. Council discussed the different committees and the rules committee being on both sides of the House and the Senate. Ginger McCall asked if anyone else had any thoughts, there was no more comments from the council and public.

Ginger McCall stated some of the DAS agencies had some concerns about public record requests and that it might be best to introduce an amendment that stated public records requests had to be in compliance with agencies' public record policies and procedures. Ginger McCall asked for a motion from the council. Council all stated "aye." No objections from Council. Council discussed fiscal impact of public record requests in state agencies. Liz Craig stated that DAS would not instruct agencies to not put their fiscal impact and that there are some legitimate concerns with this type of data tracking. Liz Craig stated there has not been a good tracking system put in place in the past for tracking fiscal impact of public record requests.

Les Zaitz stated he thought there would be a wide range in fiscal impacts for each agency and that it might be helpful to provide some guidance on how to determine fiscal impacts. Council discussed the calendar and that by March 29th, 2019 the bill must be posted to stay alive. April 9th, 2019 is when the council discussed the bill could be heard and discussed.

Ginger McCall asked the council if there would be a need for testimony on these bills and asked who would be willing to testify on these bills. Tony Hernandez stated he would be happy to show up and testify. Council discussed speaking with the committee on who should be testifying but stated that someone must testify. Council discussed speaking to chair of committee for hearing. Stephanie Clark stated that Mary Beth Herkert could testify.

Ginger McCall informed the council that they asked for two additional staff and funding for travel in their budget. Ginger McCall stated there are large projects she wants to work on but there is not enough staff to do this now. Ginger McCall asked council if they had more advice or comments about Legislative proposals. Council discussed new legislative bills on public records and which ones Ginger McCall should take a look at. Ginger McCall noted that they received favorable press coverage for their legislative proposals and she could send this out if anyone wanted it.

Concluding Remarks:

Ginger McCall proposed the council next meet in late March of 2019. Ginger McCall asked council if they would agree on that next meeting or what time worked best for them. Council discussed meeting after April 10th. Ginger McCall asked Council if they had anything else they wanted to discuss and council did not say they did. Council moves to adjourn the meeting. Council all vote "aye" and meeting is adjourned.