

HB 3111 bills text states public records held “by another retirement system operated by a public body” would be exempt from disclosure. While we all want to protect all citizen’s data to the extent possible the bill runs afoul of the third party doctrine. The Fourth Amendment protections do not exist under this court doctrine. This is an expanding U.S. Supreme Court doctrine that personal records held by third parties have no protection from release. The Fifth Circuit has expanded this doctrine recently as well. We have seen this play out in the political pandemic of 2020-21. We are seeing it play out in the District of Columbia at this time. The bill while a noteworthy in effort is likely unconstitutional based on U.S. Government actions backed by federal courts. Oregon’s public employees should be told that their records are not confidential as claimed by state, county, district and city governments. Employees deserve to know the truth their records held by others are not protected as claimed by the government.