

# Senate Bill 743

Sponsored by Senators GELSER BLOUIN, MANNING JR, Representative NELSON; Senators GORSEK, SOLLMAN  
(Pre-session filed.)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act requires that some interviews with a person who may have abused a child must be electronically recorded. (Flesch Readability Score: 71.0).

Requires the Department of Human Services or a law enforcement agency to electronically record certain interviews in child abuse investigations.

## A BILL FOR AN ACT

1  
2 Relating to records of interviews in child abuse investigations.

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

4 **SECTION 1. Section 2 of this 2025 Act is added to and made a part of ORS 419B.005 to**  
5 **419B.050.**

6 **SECTION 2. (1) An interview conducted by the Department of Human Services or a law**  
7 **enforcement agency in the course of an investigation under ORS 418.258 and 418.259 or under**  
8 **ORS 419B.020 shall be electronically recorded if the subject of the interview is the alleged**  
9 **perpetrator of the abuse.**

10 **(2) Subsection (1) of this section does not apply to:**

11 **(a) A statement made before a grand jury;**

12 **(b) A statement made on the record in open court;**

13 **(c) An interview conducted in another state in compliance with the laws of that state;**

14 **(d) An interview conducted by a federal law enforcement officer in compliance with the**  
15 **laws of the United States;**

16 **(e) A statement that was spontaneously volunteered and did not result from an interview;**

17 **(f) A statement made during arrest processing in response to a routine question; or**

18 **(g) An interview for which the state demonstrates good cause for the failure to elec-**  
19 **tronically record the interview.**

20 **(3) An interview conducted by the Department of Human Services or a law enforcement**  
21 **agency in the course of an investigation under ORS 418.258 and 418.259 or 419B.020 may be**  
22 **electronically recorded if the subject of the interview is not the alleged perpetrator of the**  
23 **abuse.**

24 **(4) For purposes of ORS 419B.035, a recording made under this section is a record.**

25 **(5) As used in this section "good cause" includes, but is not limited to, situations in**  
26 **which:**

27 **(a) The subject of the interview refused, or expressed an unwillingness, to have the**  
28 **interview electronically recorded;**

29 **(b) The failure to electronically record the interview was the result of equipment failure**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.  
New sections are in **boldfaced** type.

- 1 **and a replacement device was not immediately available;**
- 2 **(c) The person operating the recording equipment believed, in good faith, that the**
- 3 **equipment was recording the interview;**
- 4 **(d) Electronically recording the interview would jeopardize the safety of any person;**
- 5 **(e) Exigent circumstances prevented the recording of the interview; or**
- 6 **(f) The person conducting the interview reasonably believed, at the time the interview**
- 7 **began, that the interview was conducted in connection with a matter unconnected to the**
- 8 **investigation or that the subject of the interview was not a suspected perpetrator of the**
- 9 **abuse.**
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