

**REVENUE:** No revenue impact

**FISCAL:** Fiscal statement issued

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**Action:** Do Pass as Amended and Be Printed Engrossed

**Vote:** 4 - 1 - 0

**Yeas:** Bonamici, Dingfelder, Kruse, Prozanski

**Nays:** Whitsett

**Exc.:** 0

**Prepared By:** Cheyenne Ross, Counsel

**Meeting Dates:** 5/19, 5/26

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**WHAT THE MEASURE DOES:** Amends ORS 181.740 to allow state agencies to begin complying with reporting requirements, and extends program for Psychiatric Security Review Board (PSRB) relief hearings from January 2, 2012, to January 2, 2016.

**ISSUES DISCUSSED:**

- Effect of current sunset date is to discontinue relief hearing program before it's begun
- Reporting requirements involve multiple agencies because civil and criminal records not all in one place
- Prior to HB 2853 B (2009), folks with only civil records sought relief in courts, everyone else through PSRB (HB 2853 B located all relief hearings with PSRB)
- Court reviews PSRB decisions

**EFFECT OF COMMITTEE AMENDMENT:** Resolves conflict with Senate Bill 390.

**BACKGROUND:** In 2009, the Legislative Assembly passed House Bill 2853 B, requiring the Department of Human Services, the Oregon Judicial Department and the Psychiatric Security Review Board (PSRB) to provide information to the Oregon State Police identifying persons prohibited from possessing and/or purchasing firearms due to specific court findings related to mental illness, in order to comply with federal law. PSRB is also required to conduct hearings at the request of persons subject to such provisions who are seeking relief. As written, both the relief hearing program and compliance with reporting requirements are contingent upon funding and rulemaking. House Bill 2662 B permits immediate compliance with the reporting requirements and allows the relief hearing program to be extended four years.