76th OREGON LEGISLATIVE ASSEMBLY – 2011 Regular Session

STAFF MEASURE SUMMARY

CARRIER: Rep. Barker **House Committee on Judiciary** Rep. Krieger

MEASURE: HB 2792 A

REVENUE: No revenue impact **FISCAL:** No fiscal impact

Action: Do Pass as Amended and Be Printed Engrossed

Vote: 7 - 3 - 0

> Hicks, Olson, Schaufler, Wand, Whisnant, Barker, Krieger Yeas:

Garrett, Nolan, Tomei Navs:

Exc.:

Cheyenne Ross, Counsel **Prepared By:**

Meeting Dates: 2/9, 3/8

WHAT THE MEASURE DOES: Provides nonresidents authorized to carry concealed handgun in another state with protections provided to persons with Oregon concealed handgun license. Construes failure to have license on person as prima facie evidence that no such license exists.

ISSUES DISCUSSED:

- Patchwork of state laws with regard to honoring another state's license to carry a concealed handgun
- Requirements vary from state to state
- Analogy to driver's license all states' licenses are recognized as valid in all other states
- No fiscal impact if other state's licenses are honored outright, without requiring issuing state to likewise recognize Oregon's license and without requiring Oregon law enforcement to research and compare issuing state's requirements against Oregon's
- Whether persons refused a license in Oregon would simply obtain license from somewhere else less strict
- Whether measure yields Oregon's authority to set requirements

EFFECT OF COMMITTEE AMENDMENT: Construes failure to have license on person as prima facie evidence that no license exists. Adds references to ORS 166.663 and 166.173 to list of statutes containing defense provisions for persons licensed to carry concealed handguns.

BACKGROUND: Oregon does not currently recognize other states' licenses to carry concealed weapons.