

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action: Do Pass with amendments to the A-Engrossed Measure. (Printed B-Engrossed)

Vote: 4 - 1 - 0

Yeas: Atkinson, Beyer, Ferrioli, Rosenbaum

Nays: Burdick

Exc.: 0

Prepared By: Erin Seiler, Administrator

Meeting Dates: 2/28

WHAT THE MEASURE DOES: Prohibits public body from disclosing identifying information about applicants for concealed handgun license unless made: to another public body as necessary for a criminal justice purpose, or pursuant to court order, or with applicant’s consent. Permits public body to confirm or deny whether a person is licensed to carry concealed handgun under certain circumstances as follows, if public body determines compelling public interest exists: upon receipt of written proof of conviction of person crime or existence of protective order from named victim of crime or subject of protective order; or upon receipt of written proof that request is from bona fide member of press. Permits disclosures by Department of State Police to other public bodies in normal course of access to enforcement databases until January 1, 2013. Exempts Oregon Judicial Department. Requires rulemaking by Attorney General to determine procedures and what constitutes “compelling public interest.” Applies retroactively. Declares emergency, effective upon passage.

ISSUES DISCUSSED:

- Provisions of the amendments

EFFECT OF COMMITTEE AMENDMENT: Replaces measure.

BACKGROUND: The records that sheriffs maintain concerning applications for concealed handgun licenses and the issuance of these licenses are public records subject to disclosure under current law. See *Mail Tribune v. Winters*, 236 Or. App. 91 (2010).