

**REVENUE: No revenue impact**

**FISCAL: Minimal fiscal impact, no statement issued**

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**Action:** Do Pass as Amended and Be Printed Engrossed  
**Vote:** 8 - 1 - 0  
**Yeas:** Barton, Cameron, Hicks, Krieger, Lininger, Olson, Williamson, Barker  
**Nays:** Tomei  
**Exc.:** 0  
**Prepared By:** Bill Taylor, Counsel  
**Meeting Dates:** 2/5, 2/12, 2/13

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**WHAT THE MEASURE DOES:** Allows a person with one violation or misdemeanor conviction for marijuana possession or one court diversion for marijuana possession to apply for a concealed firearm permit regardless of whether the conviction was in Oregon or in another state. Applies to license applications submitted on or after the effective date of this Act.

**ISSUES DISCUSSED:**

- Out-of-state convictions
- Does not apply to felony convictions

**EFFECT OF COMMITTEE AMENDMENT:** Clarifies the statute.

**BACKGROUND:** It is a crime to possess marijuana in Oregon unless a person has a right to do so under Oregon's Medical Marijuana Act, ROS 475.300 to 475.346. The penalty for illegally possessing marijuana depends on the amount possessed. If the amount possessed is four avoirdupois ounces or more, possession is a Class C felony. If the amount is less than four avoirdupois ounces, but more than one avoirdupois ounce, possession is a B misdemeanor. If the amount possessed is less than one avoirdupois ounce, possession is a violation with a presumptive fine of \$650. Possession of one-quarter ounce or more of a marijuana product is a C felony. Possession of under that amount is a B misdemeanor. Currently, a person who has been convicted of a violation for possessing marijuana is not disqualified from obtaining a concealed firearms permit if otherwise eligible to do so. Measure would apply to out-of-state convictions as well in state convictions.