

Fiscal: No Fiscal Impact

Revenue: No Revenue Impact

Action Date: 04/16/15

Action: Do Pass.

Meeting Dates: 04/08, 04/16

Vote:

Yeas: 4 - Gelser, Kruse, Prozanski, Thatcher

Exc: 1 - Burdick

Prepared By: Jeff Rhoades, Counsel

WHAT THE MEASURE DOES:

Authorizes person who is licensed with concealed carry permit to present valid concealed carry license to peace officer in lieu of presenting firearm for inspection.

ISSUES DISCUSSED:

- Danger of firearms inspection when gun is loaded
- Common sense nature of the bill
- Updating old laws to conform with the concealed carry permit laws

EFFECT OF COMMITTEE AMENDMENT:

No amendment.

BACKGROUND:

ORS 166.380 allows a peace officer to examine any firearm possessed by a person while they are in or on a public building. The purpose of such inspection is to determine whether or not the firearm is loaded. Under current law, a refusal of such inspection constitutes an arrestable offense pursuant to ORS 133.310. Senate Bill 173 would allow people with a valid concealed handgun license to present their license rather than their firearm upon a peace officer's request for inspection. The bill updates the law governing refusal of such an inspection to say that refusal to present either the firearm or the license constitutes reason to believe the person has committed a crime, thus allowing the peace officer to make an arrest.