

Seventy-Eighth Oregon Legislative Assembly - 2015 Regular Session
STAFF MEASURE SUMMARY
Senate Committee On Judiciary

MEASURE: SB 315 A
CARRIER: Sen. Prozanski

Fiscal: No Fiscal Impact

Revenue: No Revenue Impact

Action Date: 04/16/15

Action: Do Pass With Amendments. (Printed A-Eng.)

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:

Establishes that person engaged in business of selling used firearm may use either manual or electronic transfer register. Provides that register must be approved by Department of State Police. Mandates that electronic register be provided in hard copy to federal agency within 24 hours of request. Establishes that ordinance described in bill may be adopted and implemented by the governing body of a city or a county.

ISSUES DISCUSSED:

- Mechanics of electronic transfer registers
- The need to update the law
- Why a paper system is cumbersome

EFFECT OF COMMITTEE AMENDMENT:

Establishes that ordinance described in bill may be adopted and implemented by the governing body of a city or a county.

BACKGROUND:

Various entities are engaged in the sale, lease or other transfer of used firearms. These include, but are not limited to, dealers, collectors and pawn brokers. In recognition of this fact, ORS 166.427 mandates that the seller create and maintain a transfer register of all such transactions. The register must contain: 1) the time, date and place of the purchase or trade; 2) the name of the person selling or trading the firearm; 3) the number of the identification documentation presented by the person; and 4) the make, model and manufacturer's number of the firearm. The transfer register is currently kept in hard copy form.

Senate Bill 315 A is an attempt to move this process into the digital age. The bill does not change the requirements of the transfer register. Rather, it allows the register to be kept in either electronic or manual format. The bill provides that, whether the register is manual or electronic, it must be approved by the Department of State Police. Under the current draft, ORS 166.427 mandates that the transfer register duplicate sheet be hand delivered or mailed to a local law enforcement agency on the day of the transfer. Senate Bill 315 A keeps this provision intact for manual registers. Electronic registers, however, must be uploaded to a local law enforcement agency pursuant to local ordinance. The register must be provided, upon request, to a federal law enforcement agency in hard copy format.