

STAFF MEASURE SUMMARY

CARRIER: Rep. Post

House Committee On Judiciary

**Fiscal:** Has minimal fiscal impact

**Revenue:** No Revenue Impact

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**Action Date:** 04/16/15

**Action:** Do Pass As Amended And Be Printed Engrossed.

**Meeting Dates:** 04/06, 04/16

**Vote:**

Yeas: 7 - Barker, Barton, Greenlick, Lininger, Olson, Post, Williamson

Exc: 2 - Krieger, Sprenger

**Prepared By:** Jeff Rhoades, Counsel

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**WHAT THE MEASURE DOES:**

Provides persons licensed to carry concealed handgun in another state the same protections afforded to persons with Oregon concealed handgun permit provided issuing state license requirements are no less stringent than Oregon requirements. Directs Department of Justice to compile list of eligible states and make list available to law enforcement and public. Specifies that permit holder's home state must recognize Oregon concealed carry permit for law to apply.

**ISSUES DISCUSSED:**

- Firearms laws in other states
- Why other states need to recognize Oregon's laws
- Department of Justice as a better-suited entity to compile eligibility list

**EFFECT OF COMMITTEE AMENDMENT:**

Directs Department of Justice to compile eligibility list in lieu of Department of State Police. Enumerates specific requirements for reciprocity. Specifies that home state must recognize Oregon concealed carry permit.

**BACKGROUND:**

Oregon law provides concealed handgun license holders certain protections under the law. These include: 1) exemption from ORS 166.173, which allows cities and counties to adopt ordinances restricting and regulating the possession of loaded firearms in public places; 2) specific defenses to the crime of unlawful possession of a firearm; 3) protection from arrest for certain gun crimes; 4) the ability to carry a loaded firearm in certain public buildings; 5) the ability to carry a loaded firearm in the permit holder's vehicle, or if applicable, their snowmobile or all-terrain vehicle; and 6) the right to store a firearm in their vehicle if the permit holder is an employee of the Department of Corrections and the vehicle is parked in the department parking lot.

House Bill 3093 A provides that all the aforementioned protections will also apply to those individuals who hold a concealed handgun license in another state. This provision, however, is not absolute. In order for reciprocity to occur, the handgun license requirements in the originating state must be no less stringent than those in the state of Oregon. The permit holder's home state must recognize Oregon's concealed handgun license, thus creating full reciprocity between the two states. The bill provides that the Department of Justice must compile a list of states that qualify for such reciprocity. The department must then make the list available to both local law enforcement and the public via the internet. Lastly, the bill states that public access to the list must be free of charge.