

Fiscal: No Fiscal Impact

Revenue: No Revenue Impact

Action Date: 06/01/15

Action: Do Pass As Amended And Be Printed Engrossed.

Meeting Dates: 05/05, 06/01

Vote:

Yeas: 9 - Barker, Barton, Greenlick, Krieger, Lininger, Olson, Post, Sprenger, Williamson

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. Removes portions of law stating that failure to present firearm upon request constitutes reason to believe person has committed crime.

ISSUES DISCUSSED:

- Danger of firearms inspection when gun is loaded
- Common sense nature of the bill
- Current statute as potential violation of the Sixth Amendment

EFFECT OF COMMITTEE AMENDMENT:

Removes portions of law stating that failure to present firearm upon request constitutes reason to believe person has committed crime.

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-A allows 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 removes existing language stating that refusal to present the firearm for inspection constitutes reason to believe the person has committed a crime.