

PRELIMINARY STAFF MEASURE SUMMARY**CARRIER:**

Senate Committee on Judiciary

REVENUE: No revenue impact**FISCAL: May have fiscal impact, statement not yet issued****SUBSEQUENT REFERRAL TO:****Action:****Vote:****Yeas:****Nays:****Exc.:****Prepared By:** Channa Newell, Counsel**Meeting Dates:** 2/4

WHAT THE MEASURE DOES: Prohibits gun dealer from transferring handgun to purchaser without unique approval number from Department of State Police. Prohibits person from transferring firearm to another if Department is unable to determine if transferee is qualified or disqualified to receive firearm. Requires Department to report to local law enforcement when it determines a person is prohibited from possessing firearm and an attempt to transfer was made.

ISSUES DISCUSSED:**EFFECT OF COMMITTEE AMENDMENT:** No amendment.

BACKGROUND: Oregon statutes specify the procedure for both purchasing a handgun from a firearm dealer, purchasing a firearms at gunshows from individuals who are not dealers, and for transfers of firearms between individuals. In all cases, some form of background check is required to be completed by the gun dealer or seller prior to the purchaser taking possession. The background check is completed through the Oregon State Police, which provides a unique approval number for allowed sales or transfers, or will alert the seller or dealer that the individual is disqualified from taking possession of the firearm. In some cases, the Department is not able to immediately determine whether the purchaser is qualified or disqualified. In the case of a sale through a gun dealer, if the Department is unable to verify the purchaser is qualified or disqualified by the end of the dealer's next business day, the dealer may deliver the handgun to the purchaser.

House Bill 4147 prohibits a dealer from transferring a handgun to a purchaser until the dealer has received a unique approval number from the Department. It also prohibits an individual from transferring a firearm to another if the Department is unable to make that determination, and it requires the Department to notify local law enforcement when a person who is disqualified from possessing a firearm has attempted a purchase.