

## SB 66 -2 STAFF MEASURE SUMMARY

### Senate Committee On Judiciary

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**Prepared By:** Josh Nasbe, Counsel

**Meeting Dates:** 2/9, 3/13

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#### **WHAT THE MEASURE DOES:**

Requires court to notify certain persons determined by court to have mental illness of prohibition on purchasing or possessing firearm. Directs court to provide copy of notification to county sheriff and Oregon Health Authority for entry into Law Enforcement Data System. Requires court to notify persons found guilty except for insanity of sex crime of obligation to register as sex offender.

*REVENUE: No revenue impact*

*FISCAL: Has minimal fiscal impact*

#### **ISSUES DISCUSSED:**

- Fairness in notifying individuals of the consequences of an adjudication
- Existing statutory provision requires that records be sent to State Police

#### **EFFECT OF AMENDMENT:**

-2 Eliminates obligation of court to deliver hard copy of notice for entry into Law Enforcement Data System.

#### **BACKGROUND:**

Oregon law prohibits persons who have been civilly committed from possessing, purchasing or attempting to purchase a firearm. ORS 166.250; 166.425. Federal law prohibits persons who have "been adjudicated as a mental defective or...been committed to a mental institution" from shipping or possessing a firearm or ammunition. 18 U.S.C. 922 (g).

Oregon law requires persons convicted of or found guilty except for insanity of a sex crime to register as a sex offender. ORS 163A.010. Currently, the court is required to notify persons convicted of a sex crime of the obligation to register and Senate Bill 66 expands this requirement to include persons found guilty except for insanity of a sex crime.