

**SB 764 -2, -3, -4 STAFF MEASURE SUMMARY**

**Senate Committee On Judiciary**

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**Prepared By:** Whitney Perez, Counsel

**Meeting Dates:** 4/17

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**WHAT THE MEASURE DOES:**

Directs Department of State Police to study reasons for certain denials of concealed handgun license applications and report results to interim committees of the Legislative Assembly related to judiciary by February 1, 2019. Sunsets January 2, 2020.

**ISSUES DISCUSSED:**

**EFFECT OF AMENDMENT:**

-2 Replaces measure. Titles measure the Oregon Firearm Regulation Modernization Act. Allows county to regulate purchase of used firearms. Allows for alternate fingerprint if firearm purchaser unable to provide thumbprint due to disability or other physical limitation. Allows for request of background check by electronic transmission. Provides that record of background check is confidential if it concerns person protected by stalking protective order. Allows Department of State Police to accept form issue by federal Bureau of Alcohol, Tobacco, Firearms and Explosives instead of department issued form. Adds exemptions from the requirement for transferor and transferee completing transaction through gun dealer if transferee is participant in Address Confidentiality Program or is a "Continuous Traveler". Allows these participants to contact department for background check and makes record of background check confidential. Provides exemptions to firearm possession laws for persons who are honorably retired parole and probation officers. Allows person at age 18, if service member, to obtain concealed handgun license. Requires courses or classes taken to obtain concealed handgun license be conducted in person with instructor physically present, include a life fire practice exercise and training in current laws. Makes conforming amendments.

-3 Replaces measure. Incorporates the -2. Takes effect 91st day after adjournment sine die.

-4 Prohibits transfer of firearm if gun dealer does not receive approval from Department of State Police. Allows purchaser to determine reason for denial from department and process for purchaser to provide additional information to department. Provides department with three days to notify purchaser if qualified after receiving additional documentation. Requires department to notify United States Attorney and certain state and local law enforcement agencies when recipient is prohibited from possessing firearm. Requires department to publish report detailing attempted unlawful purchases each year. Expands definition of relationship status pertaining to types of court orders and misdemeanor convictions that prohibit person from possessing firearm to include family or household member. Adds stalking to misdemeanor convictions that prohibit person from possessing firearm.

**BACKGROUND:**

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