## 75th OREGON LEGISLATIVE ASSEMBLY - 2009 Regular Session STAFF MEASURE SUMMARY Senate Committee on Judiciary

MEASURE: CARRIER:

REVENUE: No revenue impact FISCAL: No fiscal impact	
Action:	Do Pass as Amended and Be Printed Engrossed
Vote:	5 - 0 - 0
Yeas:	Bonamici, Boquist, Dingfelder, Whitsett, Prozanski
Nays:	0
Exc.:	0
Prepared By:	Shannon Sivell, Counsel
Meeting Dates:	4/23, 4/27

**WHAT THE MEASURE DOES:** Clarifies definition of "readily accessible" for purposes of unlawful possession of a firearm. Clarifies that a person may transport a firearm in a vehicle that does not have a trunk, so long as firearm is in a locked box. Provides that it is an affirmative defense to a charge of violating ORS 166.250 (1)(c)(C) if person has been granted relief from prohibition on owning a firearm under ORS 166.274.

## **ISSUES DISCUSSED:**

• Provisions of the measure

**EFFECT OF COMMITTEE AMENDMENT:** Defines "readily accessible" as any place within passenger compartment of a vehicle. Provides that it is an affirmative defense to a charge of violating ORS 166.250 (1)(c)(C) if person has been granted relief from prohibition on owning a firearm under ORS 166.274. Clarifies that a person may transport a firearm in a vehicle that does not have a trunk, so long as firearm is in a locked box.

**BACKGROUND**: HB 603A defines the commonly litigated issue of what "readily accessible" means as it is not currently defined within statute. The measure also clarifies under what circumstances a person may transport a firearm in a vehicle without a trunk.