



Open Government Impact Statement

82nd Oregon Legislative Assembly
2023 Regular Session

Measure: SB 348 - A

Only impacts on Original or Engrossed
Versions are Considered Official

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SUMMARY

Modifies firearm permit provisions of Ballot Measure 114 (2022). Specifies where person may apply for permit to purchase firearm and adds eligibility requirement. Provides that information obtained during application process, during criminal background check and within database of permit holders is exempt from disclosure as public record. Extends time, from 30 to 60 days from receipt of application, by which permit agent must issue permit to qualified applicant or mail reasons for denial in writing to applicant. Increases maximum fee that may be charged for initial application for and renewal of permit. Specifies portion of fee payable to Department of State Police for conducting criminal background check. Provides that permit is only valid for purchase or acquisition of certain specified firearms while permit holder is under 21 years of age. Establishes alternatives to firearms training course or class that may be used to satisfy requirement of proof of completion of firearm safety course for permit. Provides that permits are not required for firearm transfers until July 1, 2024. Establishes temporary exception to permit requirement for transfer of certain firearms until July 1, 2026. Establishes permanent exception to permit requirement for active duty law enforcement and military.

Requires gun dealer to allow 72 hours to elapse between receipt of unique approval number from Department of State Police, indicating successful completion of criminal background check, and transfer of firearm to purchaser.

Modifies affirmative defense language for large capacity magazine provisions of Ballot Measure 114 (2022).

Provides that challenge to legality of Act must be commenced in Circuit Court for Marion County.

Declares emergency, effective on passage.

OPEN GOVERNMENT IMPACT

Legislative Counsel has not adopted standards for drafting measures that establish exemptions from disclosure of public records.

This measure exempts from public disclosure information obtained during the firearm permit application process, during a criminal background check processed in conjunction with an application for a firearm permit, and within the database of firearm permit holders maintained by the Department of State Police.

If those public records that could be subject to public disclosure were instead subject to mandatory disclosure under public records law, the public might be able to receive personally identifiable information, including but not limited to name, address and telephone number, date and place of birth and physical description, of persons applying for, or holding, firearm permits.