

SB 1172 STAFF MEASURE SUMMARY

Senate Committee On Judiciary

Prepared By: Gillian Fischer, LPRO Analyst

Meeting Dates: 3/18

WHAT THE MEASURE DOES:

The measure provides that the crime of harassment is not a qualifying misdemeanor for purposes of the statute prohibiting the possession of firearms and ammunition based on being the subject of certain court orders or being convicted of certain crimes.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

Under Oregon statute ORS 166.255, a person is prohibited from possessing a firearm if the person has been convicted of a qualifying misdemeanor involving a family or household member or a parent or guardian of the person. The statute defines "qualifying misdemeanor," for purposes of this provision, as a misdemeanor that has, as an element of the offense, the use or attempted use of physical force or the threatened use of a deadly weapon. The crime of harassment in Oregon includes when a person harasses or annoys another person by subjecting such other person to offensive physical contact.

Senate bill 1172 would clarify that harassment is not a qualifying misdemeanor for purposes of the statute prohibiting the possession of firearms.