

House Bill 3306

Sponsored by Representatives BARKER, HACK; Representative BOONE, Senator JOHNSON

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Prohibits state agency from adopting administrative rule limiting or prohibiting possession of firearm by concealed handgun licensee who is respondent of or protected by active protective order. Provides that rule contrary to prohibition is void.

A BILL FOR AN ACT

1
2 Relating to the regulation of firearms by state agencies; amending ORS 166.170.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 166.170 is amended to read:

5 166.170. (1) Except as expressly authorized by state statute, the authority to regulate in any
6 matter whatsoever the sale, acquisition, transfer, ownership, possession, storage, transportation or
7 use of firearms or any element relating to firearms and components thereof, including ammunition,
8 is vested solely in the Legislative Assembly.

9 (2) Except as expressly authorized by state statute, no county, city or other municipal corpo-
10 ration or district may enact civil or criminal ordinances, including but not limited to zoning ordi-
11 nances, to regulate, restrict or prohibit the sale, acquisition, transfer, ownership, possession,
12 storage, transportation or use of firearms or any element relating to firearms and components
13 thereof, including ammunition. Ordinances that are contrary to this subsection are void.

14 **(3)(a) Except as expressly authorized by state statute, a state agency as defined in ORS**
15 **292.065 may not adopt an administrative rule that prohibits or limits the possession of a**
16 **firearm by a person licensed under ORS 166.291 and 166.292 to carry a concealed handgun if**
17 **the person is the respondent of or protected by an active protective order. Rules that are**
18 **contrary to this subsection are void.**

19 **(b) As used in this subsection, "protective order" has the meaning given that term in**
20 **ORS 135.886.**

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NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.