

Requested by Representative DRAZAN

**PROPOSED AMENDMENTS TO  
B-ENGROSSED SENATE BILL 243**

1 On page 1 of the printed B-engrossed bill, line 2, after the second semi-  
2 colon delete the rest of the line and delete line 3 and insert “amending ORS  
3 166.173, 166.260, 166.262, 166.370, 166.375, 166.377, 166.380, 166.663 and 821.240;  
4 and prescribing an effective date.”.

5 Delete lines 5 through 14 and delete pages 2 through 5 and insert:

6 **“SECTION 1. (1) The Department of State Police shall create and  
7 maintain a list of states that:**

8 **“(a) Authorize a person who is licensed under ORS 166.291 and  
9 166.292 to carry a concealed handgun in the other state; and**

10 **“(b) In order to obtain a concealed handgun license or permit, re-  
11 quire license or permit applicants to demonstrate competency with a  
12 handgun by any one of the methods listed in ORS 166.291 (1)(f)(A) to  
13 (E).**

14 **“(2) The Department of State Police shall provide the list described  
15 in subsection (1) of this section to all law enforcement agencies within  
16 this state.**

17 **“(3) The Department of State Police shall make the list described  
18 in subsection (1) of this section available to the public without charge  
19 on an Internet website.**

20 **“SECTION 2. ORS 166.173 is amended to read:**

21 **“166.173. (1) A city or county may adopt ordinances to regulate, restrict**

1 or prohibit the possession of loaded firearms in public places as defined in  
2 ORS 161.015.

3 “(2) Ordinances adopted under subsection (1) of this section do not apply  
4 to or affect:

5 “(a) A law enforcement officer.

6 “(b) A member of the military in the performance of official duty.

7 “(c) A person **who is licensed under ORS 166.291 and 166.292** to carry  
8 a concealed handgun.

9 “(d) **A person who is not a resident of this state, who is not pro-**  
10 **hibited from possessing a firearm and who is authorized to carry a**  
11 **concealed handgun pursuant to a valid license or permit that was is-**  
12 **sued, in a state on the list described in section 1 of this 2025 Act, by**  
13 **a state or local law enforcement agency, a court or another issuing**  
14 **authority of that state.**

15 “[*d*] (e) A person authorized to possess a loaded firearm while in or on  
16 a public building or court facility under ORS 166.370.

17 “[*e*] (f) An employee of the United States Department of Agriculture,  
18 acting within the scope of employment, who possesses a loaded firearm in the  
19 course of the lawful taking of wildlife.

20 “[*f*] (g) An honorably retired law enforcement officer, unless the person  
21 who is a retired law enforcement officer has been convicted of an offense  
22 that would make the person ineligible to obtain a concealed handgun license  
23 under ORS 166.291 and 166.292.

24 “**SECTION 3.** ORS 166.260 is amended to read:

25 “166.260. (1) ORS 166.250 does not apply to or affect:

26 “(a) A parole and probation officer, police officer or reserve officer, as  
27 those terms are defined in ORS 181A.355.

28 “(b) A federal officer, as defined in ORS 133.005, or a certified reserve  
29 officer or corrections officer, as those terms are defined in ORS 181A.355,  
30 while the federal officer, certified reserve officer or corrections officer is

1 acting within the scope of employment.

2 “(c) An honorably retired law enforcement officer, unless the person who  
3 is a retired law enforcement officer has been convicted of an offense that  
4 would make the person ineligible to obtain a concealed handgun license un-  
5 der ORS 166.291 and 166.292.

6 “(d) Any person summoned by an officer described in paragraph (a) or (b)  
7 of this subsection to assist in making arrests or preserving the peace, while  
8 the summoned person is engaged in assisting the officer.

9 “(e) The possession or transportation by any merchant of unloaded  
10 firearms as merchandise.

11 “(f) Active or reserve members of:

12 “(A) The Army, Navy, Air Force, Coast Guard or Marine Corps of the  
13 United States, or of the National Guard, when on duty;

14 “(B) The commissioned corps of the National Oceanic and Atmospheric  
15 Administration; or

16 “(C) The Public Health Service of the United States Department of Health  
17 and Human Services, when detailed by proper authority for duty with the  
18 Army or Navy of the United States.

19 “(g) Organizations which are by law authorized to purchase or receive  
20 weapons described in ORS 166.250 from the United States, or from this state.

21 “(h) Duly authorized military or civil organizations while parading, or the  
22 members thereof when going to and from the places of meeting of their or-  
23 ganization.

24 “(i) A person who is licensed under ORS 166.291 and 166.292 to carry a  
25 concealed handgun.

26 “(j) **A person who is not a resident of this state and who is au-**  
27 **thorized to carry a concealed handgun pursuant to a valid license or**  
28 **permit that was issued, in a state on the list described in section 1 of**  
29 **this 2025 Act, by a state or local law enforcement agency, a court or**  
30 **another issuing authority of that state.**

1 “(2) It is an affirmative defense to a charge of violating ORS 166.250  
2 (1)(c)(C) that the person has been granted relief from the disability under  
3 ORS 166.274.

4 “(3) Except for persons who are otherwise prohibited from possessing a  
5 firearm under ORS 166.250 (1)(c) or 166.270, ORS 166.250 does not apply to  
6 or affect:

7 “(a) Members of any club or organization, for the purpose of practicing  
8 shooting at targets upon the established target ranges, whether public or  
9 private, while such members are using any of the firearms referred to in ORS  
10 166.250 upon such target ranges, or while going to and from such ranges.

11 “(b) Licensed hunters or fishermen while engaged in hunting or fishing,  
12 or while going to or returning from a hunting or fishing expedition.

13 “(4) The exceptions listed in subsection (1)(d) to [(i)] (j) of this section  
14 constitute affirmative defenses to a charge of violating ORS 166.250.

15 **“SECTION 4.** ORS 166.262 is amended to read:

16 “166.262. A peace officer may not arrest or charge a person for violating  
17 ORS 166.250 (1)(a) or (b) or 166.370 (1)(a) if the person has in the person’s  
18 immediate possession:

19 “(1) A valid license to carry a firearm as provided in ORS 166.291 and  
20 166.292, **or, for a person who is not a resident of this state, a valid li-**  
21 **cence or permit that was issued, in a state on the list described in**  
22 **section 1 of this 2025 Act, by a state or local law enforcement agency,**  
23 **a court or another issuing authority of that state, and that authorizes**  
24 **the person to carry a concealed handgun,** unless the person possesses a  
25 firearm within the Capitol, within the passenger terminal of a commercial  
26 service airport with over one million passenger boardings per year or on  
27 school grounds subject to a policy described in ORS 166.377;

28 “(2) Proof that the person is a law enforcement officer; or

29 “(3) Proof that the person is an honorably retired law enforcement officer,  
30 unless the person has been convicted of an offense that would make the

1 person ineligible to obtain a concealed handgun license under ORS 166.291  
2 and 166.292.

3 **“SECTION 5.** ORS 166.370 is amended to read:

4 “166.370. (1)(a) Any person who intentionally possesses a loaded or un-  
5 loaded firearm or any other instrument used as a dangerous weapon, while  
6 in or on a public building, shall upon conviction be guilty of a Class C fel-  
7 ony.

8 “(b) Notwithstanding paragraph (a) of this subsection, in a prosecution  
9 under this section for the possession of a firearm within the Capitol, within  
10 the passenger terminal of a commercial service airport with over one million  
11 passenger boardings per year or on school grounds subject to a policy de-  
12 scribed in ORS 166.377, if the person proves by a preponderance of the evi-  
13 dence that, at the time of the possession, the person was licensed under ORS  
14 166.291 and 166.292 to carry a concealed handgun, **or is a person described**  
15 **in subsection (3)(h) of this section**, upon conviction the person is guilty  
16 of a Class A misdemeanor.

17 “(2)(a) Except as otherwise provided in paragraph (b) of this subsection,  
18 a person who intentionally possesses:

19 “(A) A firearm in a court facility is guilty, upon conviction, of a Class  
20 C felony. A person who intentionally possesses a firearm in a court facility  
21 shall surrender the firearm to a law enforcement officer.

22 “(B) A weapon, other than a firearm, in a court facility may be required  
23 to surrender the weapon to a law enforcement officer or to immediately re-  
24 move it from the court facility. A person who fails to comply with this sub-  
25 paragraph is guilty, upon conviction, of a Class C felony.

26 “(C) A firearm in a local court facility is guilty, upon conviction, of a  
27 Class C felony if, prior to the offense, the presiding judge of the local court  
28 facility entered an order prohibiting firearms in the area in which the court  
29 conducts business and during the hours in which the court operates.

30 “(b) The presiding judge of a judicial district or a municipal court may

1 enter an order permitting the possession of specified weapons in a court fa-  
2 cility.

3 “(c) Within a shared court facility, the presiding judge of a municipal  
4 court or justice of the peace district may not enter an order concerning the  
5 possession of weapons in the court facility that is in conflict with an order  
6 entered by the presiding judge of the circuit court.

7 “(3) Subsection (1)(a) of this section does not apply to:

8 “(a) A police officer or reserve officer, as those terms are defined in ORS  
9 181A.355.

10 “(b) A parole and probation officer, as defined in ORS 181A.355, while the  
11 parole and probation officer is acting within the scope of employment.

12 “(c) A federal officer, as defined in ORS 133.005, or a certified reserve  
13 officer or corrections officer, as those terms are defined in ORS 181A.355,  
14 while the federal officer, certified reserve officer or corrections officer is  
15 acting within the scope of employment.

16 “(d) A person summoned by an officer described in paragraph (a), (b) or  
17 (c) of this subsection to assist in making an arrest or preserving the peace,  
18 while the summoned person is engaged in assisting the officer.

19 “(e) An honorably retired law enforcement officer.

20 “(f) An active or reserve member of the military forces of this state or the  
21 United States, when engaged in the performance of duty.

22 “(g) A person who is licensed under ORS 166.291 and 166.292 to carry a  
23 concealed handgun, except as provided in subsection (1)(b) of this section.

24 **“(h) A person who is not a resident of this state and who is au-**  
25 **thorized to carry a concealed handgun pursuant to a valid license or**  
26 **permit that was issued, in a state on the list described in section 1 of**  
27 **this 2025 Act, by a state or local law enforcement agency, a court or**  
28 **another issuing authority of that state, except as provided in sub-**  
29 **section (1)(b) of this section.**

30 “[*h*] (i) A person who is authorized by the officer or agency that controls

1 the public building to possess a firearm or dangerous weapon in that public  
2 building.

3 “[*i*] (j) An employee of the United States Department of Agriculture,  
4 acting within the scope of employment, who possesses a firearm in the course  
5 of the lawful taking of wildlife.

6 “[*j*] (k) Possession of a firearm on school property if the firearm:

7 “(A) Is possessed by a person who is not otherwise prohibited from pos-  
8 sessing the firearm; and

9 “(B) Is unloaded and locked in a motor vehicle.

10 “[*k*] (L) A person who possesses a firearm in the passenger terminal of  
11 a commercial service airport, if the firearm is unloaded and in a locked  
12 hard-sided container for the purposes of transporting the firearm as checked  
13 baggage in accordance with federal law.

14 “(4)(a) Except as provided in subsection (1)(b) of this section, the ex-  
15 ceptions listed in subsection (3)(d) to [*k*] (L) of this section constitute af-  
16 firmative defenses to a charge of violating subsection (1)(a) of this section.

17 “(b) A person may not use the affirmative defense described in subsection  
18 (3)(e) of this section if the person has been convicted of an offense that  
19 would make the person ineligible to obtain a concealed handgun license un-  
20 der ORS 166.291 and 166.292.

21 “(5)(a) Any person who knowingly, or with reckless disregard for the  
22 safety of another, discharges or attempts to discharge a firearm at a place  
23 that the person knows is a school shall upon conviction be guilty of a Class  
24 C felony.

25 “(b) Paragraph (a) of this subsection does not apply to the discharge of  
26 a firearm:

27 “(A) As part of a program approved by a school in the school by an in-  
28 dividual who is participating in the program;

29 “(B) By a law enforcement officer acting in the officer’s official capacity;

30 or

1 “(C) By an employee of the United States Department of Agriculture,  
2 acting within the scope of employment, in the course of the lawful taking  
3 of wildlife.

4 “(6) Any weapon carried in violation of this section is subject to the  
5 forfeiture provisions of ORS 166.279.

6 “(7) Notwithstanding the fact that a person’s conduct in a single criminal  
7 episode constitutes a violation of both subsections (1) and (5) of this section,  
8 the district attorney may charge the person with only one of the offenses.

9 “(8) As used in this section, ‘dangerous weapon’ means a dangerous  
10 weapon as that term is defined in ORS 161.015.

11 **“SECTION 6.** ORS 166.375 is amended to read:

12 “166.375. (1) Notwithstanding ORS 162.135 and 162.185 or any Department  
13 of Corrections regulation, rule, policy or provision of an employment con-  
14 tract to the contrary, if the department has not provided a secure and locked  
15 location for the storage of personal handguns and ammunition by authorized  
16 staff, authorized staff may possess a personal handgun and ammunition in  
17 the authorized staff member’s personal vehicle when the vehicle is parked in  
18 a department parking lot if the authorized staff member:

19 “(a) Is present at a public building owned or occupied by the department;

20 “(b)(A) Has a valid concealed handgun license issued pursuant to ORS  
21 166.291 and 166.292; **or**

22 **“(B) Is a person who is not a resident of this state and who is au-**  
23 **thorized to carry a concealed handgun pursuant to a valid license or**  
24 **permit that was issued, in a state on the list described in section 1 of**  
25 **this 2025 Act, by a state or local law enforcement agency, a court or**  
26 **another issuing authority of that state; and**

27 “(c) Has secured the personal handgun and ammunition in a closed and  
28 locked container designed for the storage of firearms inside the vehicle.

29 “(2)(a) Authorized staff may possess and store only the amount and types  
30 of ammunition authorized by the department by written policy or rule.

1 “(b) The department shall adopt written policies or rules to carry out the  
2 purposes of this section. The policies or rules shall include, at a minimum,  
3 procedures for and responsibilities of authorized staff when possessing and  
4 storing personal handguns and ammunition on property owned or occupied  
5 by the department under this section.

6 “(3) As used in this section and ORS 423.045:

7 “(a) ‘Authorized staff’ means employees of the department and employees  
8 of the State Board of Parole and Post-Prison Supervision and Oregon Cor-  
9 rections Enterprises who are assigned to work in or at a public building  
10 owned or occupied by the department.

11 “(b) ‘Handgun’ has the meaning given that term in ORS 166.210.

12 “(c) ‘Vehicle’ means a vehicle that is self-propelled and that is commonly  
13 known as a passenger car, van, truck or motorcycle.

14 “**SECTION 7.** ORS 166.377 is amended to read:

15 “166.377. (1) The governing board of a public university listed in ORS  
16 352.002, the Oregon Health and Science University Board of Directors, the  
17 governing board of a community college or a district school board as defined  
18 in ORS 332.002 may adopt a policy providing that the affirmative [*defense*]  
19 **defenses** described in ORS 166.370 (3)(g) **and (h)**, concerning persons li-  
20 censed to carry a concealed handgun under ORS 166.291 and 166.292 **or**  
21 **pursuant to a license or permit issued by another state**, does not apply  
22 to the possession of firearms on the grounds of the schools controlled by the  
23 board.

24 “(2) A board that adopts a policy under this section shall:

25 “(a) Post a clearly visible sign, at all normal points of entry to the school  
26 grounds subject to the policy described in subsection (1) of this section, in-  
27 dicating that the affirmative [*defense*] **defenses** described in ORS 166.370  
28 (3)(g) [*does*] **and (h) do** not apply.

29 “(b) Post a notice on the board’s website identifying all school grounds  
30 subject to the policy described in subsection (1) of this section.

1        **SECTION 8.** ORS 166.380 is amended to read:

2        “166.380. (1) Except as provided in subsection (2) of this section, a peace  
3 officer may examine a firearm possessed by anyone on the person while in  
4 or on a public building to determine whether the firearm is a loaded firearm.

5        “(2)(a) A person who is licensed under ORS 166.291 and 166.292 to carry  
6 a concealed handgun may present a valid concealed handgun license to the  
7 peace officer instead of providing the firearm to the peace officer for exam-  
8 ination.

9        **“(b) A person who is not a resident of this state and who is au-  
10 thorized to carry a concealed handgun pursuant to a valid license or  
11 permit that was issued, in a state on the list described in section 1 of  
12 this 2025 Act, by a state or local law enforcement agency, a court or  
13 another issuing authority of that state, may present the valid license  
14 or permit to the peace officer instead of providing the firearm to the  
15 peace officer for examination.**

16        **SECTION 9.** ORS 166.663 is amended to read:

17        “166.663. (1) A person may not cast from a motor vehicle an artificial light  
18 while there is in the possession or in the immediate physical presence of the  
19 person a bow and arrow or a firearm.

20        “(2) Subsection (1) of this section does not apply to a person casting an  
21 artificial light:

22        “(a) From the headlights of a motor vehicle that is being operated on a  
23 road in the usual manner.

24        “(b) When the bow and arrow or firearm that the person has in the pos-  
25 session or immediate physical presence of the person is disassembled or  
26 stored, or in the trunk or storage compartment of the motor vehicle.

27        “(c) When the ammunition or arrows are stored separate from the weapon.

28        “(d) On land owned or lawfully occupied by that person.

29        “(e) On publicly owned land when that person has an agreement with the  
30 public body to use that property.

1 “(f) When the person is a peace officer, or is a government employee en-  
2 gaged in the performance of official duties.

3 “(g) When the person has been issued a license under ORS 166.291 and  
4 166.292 to carry a concealed handgun.

5 “(h) **When the person is not a resident of this state and is author-  
6 ized to carry a concealed handgun pursuant to a valid license or per-  
7 mit that was issued, in a state on the list described in section 1 of this  
8 2025 Act, by a state or local law enforcement agency, a court or an-  
9 other issuing authority of that state.**

10 “[*h*] (i) When the person is an honorably retired law enforcement officer,  
11 unless the person has been convicted of an offense that would make the  
12 person ineligible to obtain a concealed handgun license under ORS 166.291  
13 and 166.292.

14 “(3) A peace officer may issue a citation to a person for a violation of  
15 subsection (1) of this section when the violation is committed in the presence  
16 of the peace officer or when the peace officer has probable cause to believe  
17 that a violation has occurred based on a description of the vehicle or other  
18 information received from a peace officer who observed the violation.

19 “(4) Violation of subsection (1) of this section is punishable as a Class B  
20 violation.

21 “(5) As used in this section, ‘peace officer’ has the meaning given that  
22 term in ORS 161.015.

23 “**SECTION 10.** ORS 821.240 is amended to read:

24 “821.240. (1) A person commits the offense of operating a snowmobile or  
25 an all-terrain vehicle while carrying a firearm or bow if the person operates  
26 any snowmobile or all-terrain vehicle with a firearm in the possession of the  
27 person, unless the firearm is unloaded, or with a bow, unless all arrows are  
28 in a quiver.

29 “(2) Subsection (1) of this section does not apply to:

30 “(a) A person who is licensed under ORS 166.291 and 166.292 to carry a

1 concealed handgun;

2 “(b) A person who is not a resident of this state and who is au-  
3 thorized to carry a concealed handgun pursuant to a valid license or  
4 permit that was issued, in a state on the list described in section 1 of  
5 this 2025 Act, by a state or local law enforcement agency, a court or  
6 another issuing authority of that state;

7 “[b)] (c) A law enforcement officer; or

8 “[c)] (d) An honorably retired law enforcement officer, unless the person  
9 who is a retired law enforcement officer has been convicted of an offense  
10 that would make the person ineligible to obtain a concealed handgun license  
11 under ORS 166.291 and 166.292.

12 “(3) As used in this section, ‘unloaded’ means:

13 “(a) If the firearm is a revolver, that there is no live cartridge in the  
14 chamber that is aligned with the hammer of the revolver;

15 “(b) If the firearm is a muzzle-loading firearm, that the firearm is not  
16 capped or primed; or

17 “(c) If the firearm is other than a revolver or a muzzle-loading firearm,  
18 that there is no live cartridge in the chamber.

19 “(4) The offense described in this section, operating a snowmobile or an  
20 all-terrain vehicle while carrying a firearm or bow, is a Class B traffic vio-  
21 lation.

22 “**SECTION 11.** The amendments to ORS 166.173, 166.260, 166.262,  
23 166.370, 166.375, 166.377, 166.380, 166.663 and 821.240 by sections 2 to 10  
24 of this 2025 Act apply to conduct occurring on or after the effective  
25 date of this 2025 Act.

26 “**SECTION 12.** This 2025 Act takes effect on the 91st day after the  
27 date on which the 2025 regular session of the Eighty-third Legislative  
28 Assembly adjourns sine die.”.

29