



CITY OF BEND

# **Measure 114: Update & Implementation**

**City Attorney's Office**

November 16, 2022

# Background

Status of Measure 114:

- Passed during this year's statewide general election

What is Measure 114?

(1) Establishes a permit-to-purchase program

- Permits issued by local law enforcement to purchase a firearm

(2) Limits magazine size

- Prohibits magazines that hold more than ten (10) rounds

(3) Establishes additional requirements for gun sales

- Licensed firearm dealers, gun shows, and private transfers



# Permit-to-Purchase Program

What is the purpose of a permit?

- Allows a permit holder to purchase a firearm

How does one obtain a permit?

1. Applicant applies to the “permit agent”
2. Permit agent verifies applicant meets requisite qualifications
3. Permit agent must issue permit within thirty (30) days if qualifications met
4. If permit agent denies permit, applicant may petition Circuit Court for review

How long is a permit valid?

- Permit is valid for five (5) years

# Permit-to-Purchase Program

When is a permit issued?

- When the applicant meets **requisite qualifications**
  - Photo ID, fingerprints, reasonable fee, background check, training course, and fitness evaluation

When is a permit denied?

- Applicant is prohibited from possessing a firearm due to **court order or conviction**
- Applicant is under jurisdiction of **Psychiatric Security Review Board**
- Applicant **otherwise fails to meet qualifications**

When is a permit revoked?

- Permit is revoked if holder is **arrested or cited for crime** that would preclude initial issuance
- If holder is not charged within thirty (30) days, permit must be returned



# Magazine Capacity Limit

What is the magazine capacity limit?

- Ten (10) rounds

What does the magazine capacity limit regulate?

- Prohibits manufacturing, purchasing, selling, or possessing large-capacity magazines

Exceptions to magazine capacity limit:

- Gun dealers and firearm manufacturers have 180-day grace period
- Manufacturers producing magazines for the U.S. Armed Forces
- Government officer or agent authorized to possess large-capacity magazines
- Affirmative defense if own prior to the passage of the act and possess in lawful areas



# Firearm Sales and Transfers

## Licensed Firearm Dealers and Gun Shows:

- Before transferring firearm, gun dealer/transferor must verify purchaser has valid permit to purchase
- Before transferring firearm, gun dealer/transferor must receive approval number from State Police
- After transferring firearm, dealer/transferor must notify State Police that transfer is complete

## Private Transfers:

- Purchaser must possess valid permit to purchase
- Transfer cannot occur if State Police are unable to determine whether the purchaser can purchase firearm



# What it Means for the Bend Police Department

## Enforcing Magazine Capacity Limit:

- When capacity limit would be enforced
- How capacity limit would be enforced

## Implementation of Permit-to-Purchase Program:

- Bend Police Department's current capacity
  - Processing permit applications
  - Verifying completion of safety training course
  - Administering fitness evaluation
- Additional resources Bend Police Department needs to implement

**Questions?**



# Accommodation Information for People with Disabilities



To obtain this information in an alternate format such as Braille, large print, electronic formats, etc. please contact Shelly Smith at [shsmith@bendoregon.gov](mailto:shsmith@bendoregon.gov); Relay Users Dial 7-1-1.

