



IN THE SIXTH JUDICIAL DISTRICT OF THE STATE OF OREGON

In the Matter of the Possession of
Firearms or Dangerous Weapons in
Umatilla and Morrow County Circuit
Court Facilities

PRESIDING JUDGE ORDER

No. 12-006

WHEREAS Oregon Revised Statute (ORS) 166.370(2)(a)(A) prohibits the possession of a firearm by any person in a courthouse as defined in ORS 166.360(2); and

WHEREAS ORS 166.370(2)(a)(B) provides for the surrender of a weapon other than a firearm to a law enforcement officer or immediate removal of the weapon from the courthouse as defined in ORS 166.360(2); and

WHEREAS ORS 166.370(2)(b) permits the presiding judge to issue an order making certain exemptions to ORS 166.370(2)(a); and

WHEREAS Uniform Trial Court Rule (UTCRR) 6.180 prohibits possession of weapons and hazardous substances in court facilities by other than a law enforcement officer unless ordered by the court; therefore

IT IS ORDERED THAT the court facilities defined herein shall be free of weapons and hazardous substances including firearms, knives or other devices or hazardous substances capable of inflicting death or physical injury upon a person except weapons or substances possessed by sworn law enforcement officers while in the performance of their assigned duties; and

IT IS ORDERED THAT a person otherwise licensed in this state to carry a concealed firearm or other licensable concealable weapon shall not possess any weapon as described above in the court facilities defined herein unless authorized herein.

FURTHERMORE, except as ordered by the trial court, no person in the courtroom except law enforcement officers on official duty shall possess a firearm, combative device or hazardous substance capable of causing injury or death. A judge retains the discretion to prohibit law enforcement personnel from carrying a firearm in the courtroom.

IT IS FURTHER ORDERED THAT the following exceptions to this prohibition are granted:

- (1) A judge of this or any circuit court of the State of Oregon licensed in this state to carry a concealed weapon.

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- (2) Such other persons who are licensed in this state to carry a concealed weapon, upon written permission of the Presiding Judge of the Sixth Judicial District, subject to the following conditions:
- a. Written request made through the Trial Court Administrator demonstrating a substantial need to carry a weapon in the courthouse for a stated and finite period of time, or for a specific event or date;
 - b. The request must be accompanied by the recommendation of the Oregon State Police regional commander or the Sheriffs of either Umatilla or Morrow Counties, or both, depending upon the court(s) for which the limited temporary permission is sought;
 - c. This permission will not continue to the term of the next Presiding Judge unless expressly ratified;
 - d. The Presiding Judge may opt to process requests through the Umatilla and Morrow County Court Security Committees for recommendations;

When entering the courthouse with a firearm the person must have in their possession:

1. the Presiding Judge letter approving the exception as requested,
2. photographic identification, and
3. a current Oregon license to carry a concealed weapon.

Courthouse security will be advised by the Trial Court Administrator of all persons granted this exception and the limits on the exception. The individual will identify themselves to courthouse security as being on the 'approved carry list' upon entry.

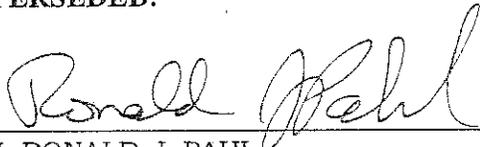
THIS ORDER SHALL APPLY to all areas of the Circuit Court facilities collocated within:

- (1) the Umatilla County Courthouse at 216 SE 4th Street, Pendleton, Oregon,
- (2) the Stafford Hansell Government Center at 915 S.E. Columbia Drive, Hermiston, Oregon,
- (3) the Morrow County Courthouse at 100 Court Street, Heppner, Oregon, and
- (4) any location where the business of the Sixth Judicial District Circuit Court may be conducted from time to time pursuant to statute.

THIS ORDER SHALL NOT APPLY to unloaded and properly secured firearms conveyed in the courthouses, which are intended as exhibits in a specific court proceeding pursuant to UTCR 6.150(1).

THIS ORDER SUPERSEDES PRESIDING JUDGE ORDER 10—005. ANY PRE-EXISTING PRESIDING JUDGE WRITTEN PERMISSION TO CARRY A FIREARM IN A COURTHOUSE IS HEREWITH SUPERSEDED.

DATED: September 19, 2012.


HON. RONALD J. PAHL
Presiding Judge of the Circuit Court