

First and foremost, two minutes is far from adequate to properly discuss the complex interpretations and applications of this law, given its working and punctuation.

This change in SB764 has not been made public for long enough for a proper consideration, since it now creates a statute. Further, it is in violation of the Bill of Rights in the Oregon Constitution - requiring a referendum.

This bill creates an undue burden to qualify for a concealed handgun license. For those who have already qualified, it is an ex post facto law. It is unconstitutionally vague in its implications about what constitutes live fire. Nor is live fire required to demonstrate competence for safety.

The vagueness of "training in the current laws governing the lawful use of a firearm, including self-defense, the use of force, including deadly force, and the transportation and concealment of handguns," creates a requirement for legal qualifications for a speciality where few attorneys are equipped to be instructors and none are willing to accept the liabilities for.

The inalienable natural right to self defense at all times was made abundantly clear by Justice Antonin Scalia in delivering the opinion for the 5-4 majority in *District of Columbia, et al. v. Dick Anthony Heller*:

***"Putting all of these textual elements together, we find that they guarantee the individual right to possess and carry weapons in case of confrontation."***

[District of Columbia v. Heller 554 U.S. 570 \(2008\)](#)



District of Columbia v. Heller 554 U.S. 570  
(2008)

Private citizens have the right under the Second  
Amendment to possess an ordinary type of weapon  
and use it for ...

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**From:** Donald Jacobe <[jimjacobe@comcast.net](mailto:jimjacobe@comcast.net)>  
**To:** [johnlloydscharf@yahoo.com](mailto:johnlloydscharf@yahoo.com)  
**Sent:** Friday, April 14, 2017 7:14 PM  
**Subject:** Here it comes



Oregon's Only No Compromise Gun Rights Organization

04.14.17

*NOTE THE LEGISLATIVE WEBSITE IS DOWN FROM 6PM TO 10PM FRIDAY NIGHT.*

*Some of the links in this alert may not work during that period.*

As we have told you, the Senate Judiciary Committee will be hearing three anti-gun bills on Monday morning. While we were able to warn you about the dangers of [SB 797](#) and [SB 868](#) in previous alerts, we did not know until today what to expect from SB 764. Now we do.

SB 764 has morphed from a one paragraph bogus "place holder" bill to a 30 page monstrosity with one goal, to make concealed handgun licenses impossible to get.

Under the [amended SB 764](#), concealed handgun classes would not only require live fire (something becoming more difficult every day as our ranges disappear due to lawsuits) but it would also forbid online training (something even the [Oregon Sheriffs Association](#) offers) and require that the class include *"training in the safe loading, unloading, storage and carrying of handguns and training in the current laws governing the lawful use of a firearm, including self-defense, the use of force, including deadly force, and the transportation and concealment of handguns."*

So, in addition to needing a range, you will need an instructor who is a legal expert. The problem is, of course, NRA instructors are *firearms* instructors. They get no training in the laws of different states by the NRA and, in fact, are discouraged from teaching the law in their classes. So who will provide "legal" training for these classes, who will certify them and who will determine the curriculum?

Rest assured, even if you can find an instructor who can meet all these requirements, the cost of a CHL class will skyrocket and the number of places and instructors that can provide this (as of yet undefined) service will dwindle to almost zero.

Make no mistake, this bill has one goal; to eliminate concealed carry and pay off anti-gun New York billionaires who are bankrolling anti-gun legislators.

SB 868, which was created to allow a court to take away your firearms based on allegations from household members or police, now has [amendments](#) to expand it to allow a court to take away *"Any instrument, article or substance specifically designed for and presently*

*capable of causing death or serious physical injury."*

When you think about it, that could be *anything*. The new amended version also allows you to have your possessions seized because you were convicted of a DUI and allows the police to search your home to find and seize anything they want to call a "deadly weapon."

Please consider coming to the Senate Judiciary Committee hearing on Monday at 8AM in Hearing Room 50 and express your outrage at this attempt to disarm Oregonians.

And please contact the members of the Senate Judiciary Committee to voice your opposition to this transparent attack on your rights to self defense.

If you prefer you can also send your testimony to the committee to be entered into the record. The address for testimony is: [sjud.exhibits@oregonlegislature.gov](mailto:sjud.exhibits@oregonlegislature.gov)

A sample message and legislator's contact info follow.

You can also use the automailer in the [web version](#) of this email to contact all of the committee members at one time.

*Dear Senator,  
SB 764 is clearly nothing more than an effort to eliminate lawful concealed carry in Oregon. The requirements proposed in the "dash-2" amendments are onerous, unnecessary and almost impossible to comply with.*

*I strongly urge you to consider your constituents and not the deep pockets of New York billionaires who are promoting this harmful legislation and vote "NO" on the amended SB 764.*

*SB 868 is an outrageous assault on liberty, private property and due process. As amended by the "dash 1" amendments it is far worse.*

*Vote "NO" on SB 868 and the "dash-1" amendments.*

Senate Judiciary Committee

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***Cogito, ergo armatus sum***

Stay Safe

Jim

[www.jimjacobe.com](http://www.jimjacobe.com)

I borrowed this from another Jim;  
Life is not a journey to the grave with the intention of arriving safely in  
a pretty and well preserved body, But rather to skid in broadside,  
thoroughly used up, totally worn out, and loudly proclaiming  
WOW----WHAT----A RIDE!!!

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