

Members of the Judicial Committee,

I want to thank you for your service and thank those with the courage to serve the unalienable rights and will of the people in this wonderful constitutional republic.

My name is William from Eugene, Oregon and I am writing to you as a husband, a father, a combat arms veteran, a descendant of Chief Joseph (according to my family lore) and a security professional. Like hundreds that showed up at the capital for the 978-1 public hearing on April 2 I was not permitted to present my case before the committee. For this reason, I am following up by emailing the committee directly.

First and foremost, I oppose the amendments of SB978 as I believe it harms veterans and other law-abiding citizens with no impact to criminal activity.

While there was clearly an overwhelming majority at the capital that day, overflowing your overflow rooms and hallways, and while there is clearly an overwhelming majority online that reject these bills, I recognize that I and other Oregonians might have to comply with such actions so I figured I would split this up into two parts:

- General questions I have regarding how to comply with these amendments should they become law as these amendments are rather confusing (as testified by the gentleman representing FFL's and manufactures in the state). Like many others I do not have the means to afford legal counsel to fully understand this complicated amendment so I figured I would go to the source of the bill.
- General statements of consideration based upon the slaughter of my ancestors, my experience as a combat arms veteran and security professional as well as the husband and father of a concerned family.

Please address questions that I have about the various sections of the bill and current law. I have broken the questions down section by section in an attempt to clarify the implications of the bill.

## SECTION 2:

Section two states 'ORS 659A.403 is amended to read: "659A.403. (1) Except as provided in subsection (2) of this section, all persons within the jurisdiction of this state are entitled to the full and equal accommodations, advantages, facilities and privileges of any place of public accommodation, without any distinction, discrimination or restriction on account of race, color, religion, sex, sexual orientation, national origin, marital status or age if the individual is of age, as described in this section, or older.'

This appears to be ageist yet age discrimination is covered Section 1 of this bill. It is contradictory. I feel as if a malicious individual can leverage this law in a hateful way to deny services to people they don't care about, including myself and those of the LGBTQ3CPO communities that fall under this category. What is being done to address this accordingly? What prevents them from just restricting sales to 21 and under via policy but allows others through something like 'the good old boy network' to purchase as needed? I feel as if this section is too vague.

## Section 12:

Why does section 12 only cover minors under the age of 18? Sorry. I am not a lawyer or anything like that. Is this because minors are treated differently legally when they are being prosecuted for a crime?

The safe storage laws have me a bit confused, especially with the burden of proof. I mean how are we going to validate that a citizen is adhering to these laws appropriately? Is a citizen supposed to lock up all the weapons in a safe container with trigger locks/cables, take several pictures of the safe storage configuration, mail them to themselves via certified mail and keep it unopened for safe keeping? Does this provide enough evidence that the right thing was done once an attacker bypasses all such safety mechanisms and steals the weapon?

If so, what prevents an 'irresponsible' individual from following the same procedure and then leaving mechanisms such as trigger locks and/or cable locks at the bottom of an unlocked container as evidence that they might have been tampered with to support that they might have been safely stored? Can we honestly prosecute an individual like this? How do we prove otherwise that this is in fact being carried out? Despite questions of Constitutionality, should the State designate a search and inspection of every home on a periodic basis to validate that such arms are sufficiently locked up? To keep things honest should it be a no knock entry and search?

With the burden of proof lying solely on the owner of the firearm that the devices were locked up, what prevents someone from leveraging this law to frame a compliant citizen by bypassing the mechanisms they have, stealing them or hiding them and then hiring a crisis actor under the age of 18 to commit a crime of subsection b?

Per subsection 3Be ("The firearm is rendered inoperable by the removal of an essential component of the firing mechanism; or") if I render the device inoperable, for example by removing the firing pin of an AR15, can I simply store these in the open without locks given that the firing mechanism is rendered inoperable? If so, what prevents a minor from simply replacing the firing pin and using this in a violent act? Once again, I feel as if this is poorly worded.

Honestly, you do not define 'or reasonably should know' which you use throughout this section. What does this mean legally? Section 8 also covers this statement: reasonably should have known of the loss or theft. Can you please expound on this or legally define it to permit an effective defense?

Given that Law Enforcement or Military personnel will always have ample access to firearms and they are the most professional around us why are they except from irresponsible management of a firearm per section 12 3Bf? Does this not violate constitutional principles for 'equal protection under the law' and contradict section 2 subsection 1 of this act?

## Section 14:

This section states "The department shall establish a telephone number that shall be operational seven days a week between the hours of 8 a.m. and 10 p.m. for the purpose

of responding to inquiries from gun dealers for a criminal history record check under this section.”

What time zone are we talking about? Oregon has two time zones. Is this local to the dealer or local to the department conducting the background check?

Additionally, this section appears to require the caliber of an 80% receiver, yet an 80% lower receiver is generally not tied to the caliber or is a multi-caliber receiver. Based on this, I feel as if no gun shop can comply with this law and demonstrates a real basic lack of understanding about the authors regarding what really makes up an 80% lower.

Section 18:

According to Google, which I had to look up since I know nothing about this, having only seeing a presentation of this at DefCon, since anyone can construct a homemade ‘slam action’ shotgun or pistol shotgun with about \$20-\$50 of parts which includes a metal pipe, working to comply with all federal laws, while such parts are over 80% of what we need to construct such a device, following this rule, while not constructed in any way that is applicable to federal law, do we need to serialize all metal pipes and register such devices with the ATF? If so, considering the ‘slam fire’ design, which part do we serialize, the ‘receiver’ where the barrel is slammed into, or the barrel that is slammed into the receiver?

If the answer is both, should they both be serialized with the same number, given that we do not know which pipe will be used as the barrel to or the receiver? Just asking as in this fictitious scenario such a weapon has not been designed or constructed so how do we know which barrels to serialize accordingly?

What if an Oregon citizen happens to own a hardware or plumbing parts store or something that sells metal pipes? Do they have to serialize and register all of the pipes with the ATF since these could also be consider 80% lower parts for a homemade ‘slam action’ shotgun? Does the hardware store fall under the of the rules and restrictions of this act that a gun dealer that is involved with the storage, transfer, exchange or sale of 80% lowers?

Perhaps that is the solution. One could register the pipes to the ATF tying them to each user as they purchase them from a hardware store, but then what happens if that pipe is cut? Is the user required to get an FFL to seek another serial number from the ATF, or does the user simply have an FFL clone the serial number accordingly? Again, terribly confused here.

Once again, just based on internet searches, since anyone can build a 12-gauge exploding tip arrow do we now need to serialize and register our bows, or should the arrows be serialized? Honestly, I am confused as how to comply with this law as I do own a bow with arrows that accept all sorts of tips (although I have never really used it).

This question was prompted by my son, asking me if we had to destroy or serialize his nerf guns. Turns out certain models of airsoft guns can be converted to a real firearm, such as the KWC Airsoft converted to a 22lr pistol, the Caspian TSD pistol

or a JG M4 airsoft rifle. While I do not own any airsoft guns, should an Oregon citizen own one do they have to register and serialize airsoft guns as they are similarly configured like an 80% lower where there is a chance they could be converted to a lower? For details, per a YouTube video I found, to convert a KWC Airsoft pistol to a 22LR pistol the frame rails have to be cut in more than one dimension. The dust cover has to be milled out for the .22lr components to fit. Airsoft components must be removed. Fire controls must be modified. The plunger and spring must be replaced.

## Section 27 - Regarding CHLs

How do I know if an airport receives a million or two million passenger boarding's a year to know if I should check for the specific boundaries to which I can or cannot carry a pistol as a CHL? Who maintains that statistic and how does one find that number? Should I make the 1.5 hour trip to confirm the border of the safe zone and then return home to pick up my firearm and instruct my spouse where she has to walk to be picked up at? Is the airport going to pay for construction to ensure sidewalks are provided for passengers picked up outside of the 'green zone'? If my loved one is pregnant or medically unable to make the trip to the 'green zone' is the airport going to be required to arrange additional travel outside of the 'green zone'? Additionally, do I get to carry to the property before that airport receives that many miles within a fiscal year? I mean who knows. You are not talking averages here. Also, if such an airport loses business where it has not conducted enough business to meet the required number of boarding's, does it lose its ability to restrain CHL's from carrying a weapon in such zones?

How is a CHL supposed to know where these boundaries are that are adjacent to such properties if the posted boundaries are simply posted on the facility? Are you going to require that the virtual boundary be posted every 10 or so feet so that the virtual 'safety boundary' is conspicuously posted?

Crazy question for you. As a CHL, if I am just outside of the safety zone and I witness an active shooting after this bill passes in its present form, one that I would imagine I would normally run to in order to put a stop to it, and people are dropping left and right, should I just remain in the 'green zone' for the safety of others while I wait for some form of law enforcement to arrive 15 minutes later to ensure that I do not end up committing a felony?

While working to comply with the CHL virtual zones, in the event a CHL holder is being pulled over by a law enforcement officer and the law enforcement officer directs the vehicle to pull over within a safety zone, do CHL's have the right to disregard the order to pull the vehicle in the requested area to ensure they are within compliance of the law? What prevents a malicious law enforcement officer from abusing this process to frame me for a crime such as this by only pulling me over or forcing me to pull over in such zones?

Page 37 of amendment 3, which is referenced in all three amendments is a bit confusing for me. The section falls under the titled 'LOCAL AUTHORITY TO REGULATE FIREARMS IN PUBLIC BUILDINGS' section of the bill yet the term 'weapon' is expanded including things like a bat. If I am taking my kid to a school to practice t-ball, which is conducted within an inside gym, am I now committing a felony? What if I pick

my kid up from baseball practice shortly before picking my loved one up at the airport? Do you mean to tell me that I am suddenly committing a felony? What if I show up with a nail gun in my trunk before picking up my partner to go to a job site? Is this a felony? What if I am showing up to school for 'take your dad to work day' and I bring a nail gun or a sledge hammer, all of which could technically be used to harm a human being, but do so simply to exhibit the tools that are used on the job site am I committing a felony? What if I am dressed up as 'Michelangelo' the 'Ninja Turtle' for Halloween with a homemade set of nun chucks to complete the costume and while trick or treating with my family I walk by a building adjacent to a virtual gun safe zone? Am I committing a felony? Per the guidance here I am. Your logic is completely flawed here.

With those questions out of the way, I have a few statements I would like to express regarding my concerns about this recent push of various laws.

The perception that lots of good will come out of this where it will somehow prevent crime is either misguided or completely ignorant. Criminology 101 is simple - 'The law does not apply to me.' No criminal will abide by these laws. I'll tell you what, you introduce me to a criminal that will state something to the effect of 'I will rape, kill, pillage, steal and destroy but I will not break a gun law! No sir, that is where I draw the line.' and I will get behind restrictive gun legislation but the fact is this is a fallacy! Such a condition does not exist, thus such restrictive and punitive actions only hurt your citizenry you claim to represent! I mean how are you going to stop the flow of illegal guns coming from South America and Asia (as covered and reported in documentaries such as 'Underworld Inc' or reporting by news agencies such as the AP) if you can't even control the flow of drugs?! The fact is you cannot uninvent the gun! I'm sorry, it's here forever. You could destroy every weapon in the country and they will continue to flow in and out of the country. What I do know is that the cartels operating in southern Oregon in areas like Josephine county and such are licking at the chops for you to expand their market through legislation to push more illegal guns through the black market. There is always a reaction to our actions. It's something that we must always consider when making such swift changes.

Speaking of Josephine county, while I heard testimony that the response time is minutes or hours, did you know that in some counties when you call 911, unless someone is dead, after 6PM local time they won't show up until 6AM local time the next morning. There are lots of drivers for this but that's 12 long hours that you have to fend for yourself knowing full well that help might not arrive in time. And you know what, the criminals know this as well so in environments like this, well outside of your comfort zones you experience in Salem, ensuring that the entire house has access to unlocked guns is critical.

Regardless, I am almost certain you understand these facts and your blatant disregard of such facts demonstrates four things to me:

- You don't care about focusing on the real issue - people are suffering from mental health but you want to turn away and blame a tool. I don't understand this. Perhaps this is out of convenience, a byproduct of group-think, or out of pure selfishness as it is cheaper to blame a tool that was used to commit a crime as opposed to treating the human being that is suffering. Shame on you for such an ignorant perspective and shame on us for

failing to help you realize the realities of these situations! Honestly it is one of the most disappointing things about this progressive state. Progressive taxes without progressive benefits.

- You don't care about veterans - I can further expound on these facts if you would like but while visiting the capital, since everyone was in session, for the most part other than the secretary of my senate representative that was rather nice to me, only republican based staff would take the time to hear me about on these issues. I assure you that the compelling points that I made were sufficient enough for them to document with intent to follow up on accordingly to protect veterans.
- You don't care about your constituents - You have completely disregarded the impact and the realities that many thousands of people will wake up overnight and become felons because they will have little to no time to react to or manage the new laws due to the wording if these amendments and the flagrant abuse of the emergency clause.
- You don't care about the constitution, due process of law or how a constitutional republic operates. Fools! Are you not aware that such actions only establish the vehicles which have been leveraged and abused by oppressors of human rights in the past? Is this something you are proud of? This trojan horse method of sneaking legislation simply provides a well-established method to oppress freedom seeking people. I hope you are preparing to reap what you sow. You insult me and those that died fighting with me overseas for this great country when you work to exploit and pervert such systems designed to protect the people, not harm them.

While I appreciate the intent of locked up guns, nearly all gun safes, cabinets and trigger lock mechanisms can rapidly be defeated using covert or surreptitious methods of entry. These claims are easily backed up by a simple internet search. I feel as if this bill was written failing to understand the intent of locks. In most cases they are not designed to prevent access, but to force and adversary to reveal themselves or reveal an attempted attack by forcing some form of destructive activity or method that will leave evidence that a potential crime has been committed. Yet the proposed bill suggests that the victim of a crime which nearly no relevant control can prevent, is somehow accountable for actions committed by a criminal. Madness!

As a safety measure, I feel as if someone should register a domain, such as safegunstoragelocks[dot]com, and challenge the devices that any state or federal agency attest as effective at preventing access to provide for a common defense should someone abuse this proposed legislation to frame someone else. Perhaps it could be used as a vehicle for class action lawsuits against the organization that makes such claims to support and defend those facing prosecution of such laws.

As an active CHL holder with no adult criminal record this bill is offensive to me. History has shown us that CHL's and armed citizens such as myself are a relevant safeguard within our communities. For instance, I reference the unfortunate shooting at Clackamas Town Center. It was a CHL that saved countless lives that day. Or the First Baptist Church in Sutherland Springs, Texas. A citizen armed with an AR-15 stopped that massacre. This bill intends to remove such safeguards placing us all at risk.

For those that mock the second amendment's relevancy to resisting oppressors, history has shown us that there is a direct connection between genocide of over 50 million people throughout the world after gun confiscation.

- 1.5 million Christian Armenians were exterminated within two years after 1915.
- After 1929, within 24 years over 20 million dissidents were murdered in the Soviet Union
- From 1939 to 1945, 13 million Jews and others were exterminated by Germany
- After 1948, over 20 million political dissidents were exterminated in China
- After 1971, over 300k Christians were exterminated in Uganda
- After 1975, within two years over 1 million people were rounded up and exterminated within two years in Cambodia
- After 1981, over 100k Mayan Indians were exterminated within three years

I could go on and on but as a direct descendant of Chief Joseph (per the information my father and mother have provided me) I dare you to deny what this government has done and will continue to do to those that do not comply with ridiculous or unfair requirements or changes to our lifestyle.

Additionally, this repeated abuse of the emergency clause must stop! I implore you not to support any legislation that abuses this term! What's good enough for Oregon is good enough for its citizens to know about and provide relevant time to comply with the newly proposed legislation. In fact, not one of us is smarter than all of us so it might be worth considering an open and honest conversation with your constituents to gather improved ways to implement effective laws.

Lastly, to my moderate brothers and sisters out there as moderate that both sides have pushed so hard to get me to join each respective party, this might be what ends up pushing me over the edge. I don't know about you but am so sick of not being heard or listened to when I contact my representatives. Clearly there is a need to flush out some of the corruption within their ranks as they no longer have our needs in mind, but the needs of special interest groups. Given such facts I am about to put my vote where it hurts and will encourage others like me who do not belong to either party to vote republican and deal with this once and for all, and then do the same for the republicans should they become a problem. If someone else is reading this and feels as if you are not being represented by the ultra-liberal left or ultra-liberal right, I would highly recommend following my actions as it is rather easy to switch back in protest or what not once your voice has been heard. Use your vote and join me by striking at the core of this issue! It's time to see beyond the blinders they have put on us for so many years and hit the reset button, so that we the people, to form a more perfect Union, establish Justice, insure domestic Tranquility, provide for the common defense, promote the general Welfare, and secure the Blessings of Liberty to ourselves and our Posterity, can work with a body of representatives that represent the people as a whole while ensuring individual unalienable rights are protected.

Members of this committee and legislator, as far as I can tell some of this looks like ex post facto laws and other parts clearly violate well known rulings such as District of Columbia ET AL. v Heller. Who do you think you are to have the authority to supersede the highest law in the land? You have no ground to stand on here. I beg you to reject this unconstitutional proposed legislation and allow my family to live in Oregon in peace. Please drop these silly pursuits and focus on relevant matters such as mental healthcare and a secure financial future of Oregon. If not, damn you for putting me in this position! I will be forced to either fight this by any means legally possible or abandon the state which my family calls home entirely.

Regardless of the path I and others choose, like my brothers and sisters here I will not plead guilty to something I have not done, nor will I surrender my freedom, rights and liberties to legislative tyrants. And I will I never allow myself to be in a powerless position where I cannot come to the aid of others that cannot defend themselves in the unfortunate event evil chooses to show its face in the form of racism, classism, sexism, ideology, greed, genocide or any form of extremism. No. I will be ready to stand for freedom, liberty and justice and will do what I can legally to retain those unalienable rights that I fought so hard for and my brothers died for.

In closing, support your troops and veterans! Protect your law-abiding constituents! Adhere to the vows you took, as did I, to support and defend the Constitution of the United States against all enemies, foreign and domestic; bearing true faith and allegiance to the same, or we will leverage our votes and our God given talents ensure representation by placing someone in office that just watched you get voted out in a landslide.

Thank you for your time and all you do faithfully for the great State of Oregon.

William