

Submitter: Larry McDonald
On Behalf Of: The People of Oregon
Committee: Senate Committee On Judiciary
Measure: SB348

I am writing in strong opposition SB 348. After reading the proposed legislation, I have determined it to be so poorly written that it resembles something written by a college freshman during a weekend binder; the freshman is hoping for a C, but it is clear that they don't know the subject. It is both unintelligible and contradictory, making it unenforceable. This poor attempt to circumvent Judge Rancho's ruling is offensive, but not at all surprising, as the Marxists pushing for this legislation see constitutional law as an obstacle standing in their way.

The permit to purchase portion of this legislation is a clear attempt to disenfranchise people of color and whites on lower socioeconomic scale from exercising their God given right to keep and bear arms. As far left DA's ignore the misdeeds of violent criminals and far left domestic terrorists groups, while far left city councils intentionally cut their police budgets, this body proposes to further injure the ability of people of color and whites on the socioeconomic scale the means of self defense. This is not all surprising, as the first attempts at gun control in the Deep South were solely to deny blacks the right to keep and bear arms; these attempts at disenfranchisement were of course pushed by the Democrat party and this legislation makes it clear that repugnant view still exists in the party. An average cost of self defense handgun is around \$500 and the cost for the nonexistent training required in this legislation is also around \$500. Many Oregon Sheriff's have publicly stated their opposition to such training requirements and that they have no interest nor the resources to engage in such an exercise of stupidity. How many people of all races, that are struggling to get by due to far left governance, have an extra \$1,000 to exercise their God given Second Amendment right? Does this body now propose a permit to exercise their first amendment rights to deny them the right redress grievances with their government?

The fact the body uses scare words such as high capacity magazines, instead of standard capacity is not at all surprising, as the Marxists pushing for this legislation often use the term assault weapon when referring to semi-automatic rifles. The right of the People to keep and bear arms does not end at their property line as determined by the ruling in McDonald v Chicago. Firearms do not function without magazines and it strains credulity that this body does not know full well that making standard capacity magazines unlawful outside of their home is a clear violation of the Second and Fifth Amendments of the federal constitution, Article 1, section 27 of the Oregon Constitution and McDonald v Chicago. For instance, the Glock 23 comes standard with two 13 round magazines. If passed, a person carrying this firearm outside of their home for self defense would be in violation of the law. Anyone

possessing a semi-automatic or pump action shot gun outside of their home would also be in violation of the law unless they can just cause for doing so.

Above all, SB 348 would not survive a court challenge based upon the legal test set forth by *Bruen v The State of New York*. Further, it would not survive the arbitrary and capricious test in a court action. The opponents of this legislation do not seek conflict with the proponents, but we will not back down. We will use all means at our disposal to defeat SB 348 and any legislation like it, through elections, public pressure, recall elections and court actions. Finally, if passed, I will use the power of social media to encourage Oregonians to engage in civil disobedience by violating the magazine capacity limitations in this legislation; there are not enough willing law enforcement adducers to arrest us all and will give individual citizens standing to challenge the constitutionality of this legislation if they are prosecuted.