

Submitter: Mark Smith  
On Behalf Of:  
Committee: Senate Committee On Judiciary  
Measure, Appointment or Topic: SB243  
To Senators

In Defence of the Constitution of the United States. Do not allow SB 243 to pass out of committee!

Let's focus on the real problem of inadequate justice served against real criminals, instead of taking away the rights of law abiding citizens.

We the People are the government of the United States and we have the right and obligation to sustain and defend the Constitutional law of this land.

The Constitution of the United States is the "Supreme Law" of this land.

Article VI, Clause 2 of the Constitution reads: This Constitution, and the laws of the United States which shall be made in pursuance thereof; and all treaties made, or which shall be made, under the authority of the United States, shall be the supreme law of the land; and the judges in every state shall be bound thereby, anything in the constitution or laws of any State to the contrary notwithstanding.

This is what is known as the "Supremacy Clause." It declares that only those laws and treaties made in pursuance of (i.e., in accordance with) the Constitution "shall be the supreme law of the land. "This clause draws a clear line between constitutional and unconstitutional laws. Only constitutional laws (i.e., those that are in pursuance of the Constitution) are the supreme law of the land, as opposed to unconstitutional laws (i.e., those that are not in pursuance of the Constitution), which are not the supreme law of the land.

Keep in mind any laws you choose to make that are in violation of the supreme law of the Constitution of the United States are invalid, and as such the people nor elected representatives of government positions are obligated to abide by them.

The bill SB 243 is completely unconstitutional. I need not address any particular parts of the bill. This bill is an infringement on our rights protected by the Second Amendment. The Second Amendment states: "...the right of the people to keep and bear Arms shall not be infringed." This bill would be a total infringement! Background checks that never get processed, making it impossible for law abiding citizens to legally purchase firearms is irresponsible and clearly violates the constitution of both the US and Oregon! Nor will it do anything to stop gun crimes.

I am calling upon every representative to vote against this bill SB 243 as it is an outright violation of our Constitution and places in jeopardy the freedoms of every American within this State of Oregon and this Nation.

If you vote against this bill, thank you for upholding your oath of office to preserve, protect and defend the Constitution of the United States.

Should you choose in favor of this bill We the People of this Constitutional Republic of America are obligated to remove you from office, by vote or whatever means necessary, out of defense for our freedoms, our families and our freedom of religion.

Sincerely in defense of our Constitutional Republic

Mark E. Smith