

Submitter: Brian Bulemore
On Behalf Of:
Committee: House Committee On Judiciary
Measure, Appointment or Topic: HB3075
Committee Members:

I live in Bend and am life-long liberal and Democratic voter since age 18, now aged 52--this will likely be changing soon.

I write to express my clear and strong opposition to HB 3075 in its entirety at this time.

While I have directly experienced the significant harm from gun violence as a mental health counselor, I strongly urge you to vote against this bill as it harms more than it helps. I am a firearms owner and I originally purchased my firearm as protection, like many lawful gun owners. In my work, I have encountered dangerous people and have received threats on a number of occasions. Additionally, my entry into the firearms world was based in concern about religious and political extremism in our country, a threat which has clearly come to pass and is increasing. I cannot comprehend the effort on the part of Democrats to limit the ability for citizens to exercise their right to protect themselves with a firearm. Democrats who seem to know nothing about what the "other side" has been doing for years. The majority of firearms, large capacity magazines, ammunition, sound suppressors, body armor, night vision, thermal imaging rifle scopes, and all other equipment for violence and war are primarily owned and stockpiled by people who can be considered conservative, Republican, right-wing, etc. WHY would Democrats close the door on the "left" being able to even the odds at this time where Fascism is literally rising and we have people in our state that are prepared to participate in violence against Oregonians with whom they disagree, hate, fear, and despise?

With this bill, you Democratic leaders ensure that your opposing party and its supporters will have the upper hand in any future violence or significant conflict within Oregon and the United States as a whole. And, on the smaller scale of an individual being barred from defending oneself in everyday life. You have the coffin nails and hammer ready to use against your own supporters and citizens who have elected you to represent OUR best interests...real people who are increasingly afraid of being targeted. You are supporting the disarming of We the People.

Here is an additional summary of Constitutional Issues clearly present in this bill:

Second Amendment Violation: The U.S. Supreme Court's ruling in *New York State Rifle & Pistol Association v. Bruen* (2022) established that firearm regulations must

be consistent with the nation's historical tradition of firearm regulation. HB 3075's extended waiting periods, heightened fees, and discretionary permitting process—allowing law enforcement to deny permits based on subjective judgments of “dangerousness”—lack clear historical analogs. These restrictions unduly burden the right to keep and bear arms for law-abiding citizens, likely failing the Bruen test.

Ex Post Facto Clause: The bill retroactively criminalizes possession of large-capacity magazines legally purchased prior to its enactment. This violates Article I, Section 10 of the U.S. Constitution and Article I, Section 21 of the Oregon Constitution, both of which prohibit ex post facto laws—laws that punish actions lawful when committed. Courts have consistently struck down similar retroactive firearm restrictions.

Due Process Concerns: The vague standard for permit denial (“likely to be a danger”) grants excessive discretion to law enforcement, risking arbitrary or discriminatory enforcement. The Fifth and Fourteenth Amendments require clear guidelines and fair processes, which HB 3075 lacks, making it susceptible to a due process challenge.

Equal Protection Issues: Critics argue the bill disproportionately impacts lower-income and minority individuals due to increased fees and discretionary permitting, which historically have been applied unevenly across demographics. This could violate the Fourteenth Amendment's Equal Protection Clause if shown to result in systemic bias.

Thank you for your consideration.