

Submitter: Tracie S
On Behalf Of:
Committee: House Committee On Judiciary
Measure, Appointment or Topic: HB3075

As a citizen of Oregon, who has lived here my entire life, working and contributing taxes to this state, I am extremely disappointed by the blatant violation of my 2nd amendment rights with House Bill 3075 and OPPOSE this bill. It does nothing to improve safety, or lower gun crime. Instead, it infringes on law abiding citizens rights to rightfully own and use firearms. The 2nd amendment guarantees the right for every legal citizen to bear arms. This right is not a right granted by the state of Oregon but is federal law and any attempt by individual states to infringe upon or LIMIT this right is not only unconstitutional but unlawful under federal law.

Article 1, Section 27 (Right to Bear Arms) of the Oregon Constitution states: "Permit, training, and fee burdens infringe on the right to bear arms, per State VS Kessler (1980) Article 1, Section 20 (Equal Privilege) Exempting active duty law enforcement and military (ORS 166.412 (15) (b) but not trained civilians violates equal protection. Local discretion conflicts with preemption (Robinson).

The Supreme Court has consistently affirmed that the 2nd Amendment protects an individual's right to keep and bear arms, irrespective of state level limitations. Please refer to decisions like District of Columbia VS Heller 2008) and McDonald VS Chicago (2010) have made it abundantly clear that the Second Amendment applies to both federal & state. The 9th circuit court also struck down Hawaii's Gun purchase permit law as unconstitutional, this law mirrors theirs quite well. These rulings re-enforces the principle that the right to bear arms is fundamental and can not be undermined by ANY form of state overreach.

Criminals will not comply. In 2022, Oregon had a violent crime increase of 24.3%. The number of incidents of murders/negligent homicide increased 46.2% from 2022 to 2022 and the number of incidents of vagrancy increased by 105.4% from 2020 to 2023 per article written by Steven L. Byers, PHD, Common Sense Institute Oregon. In another ranking from US News/World Report, Oregon & WA are listed in the top 10 most dangerous states to live in, Oregon #8. It showed 2,935 property crimes for every 100,000 residents. With violent crimes being 342 incidents for every 100,000 people. We are obviously doing something wrong and limiting gun owners rights will only make it worse. As a woman, it is even more important for me to speak up as the majority of attackers are men. In sexual assault cases, nearly 99% of perpetrators are male. I don't have the same capabilities/strength to protect myself as a man does.

Some of the verbiage in this bill isn't even able to meet the criteria. If. you are in

possession of a firearm and have a pre-dated magazine that is legal, it's your burden of proof to show you purchased it prior to the date. This is not possible for most because people never knew this would ever become a requirement so you are in essence throwing our money out the door.

This bill raises fees which would discourage lawful gun ownership and create financial barriers for those underprivileged. It would make firearm ownership a "privilege" for those who can not afford the burden. Imposing a \$150 permit fee and \$110 renewal fee every five years along with training safety courses \$150, for low income families, with around 12% of Oregonians falling below poverty line places a disproportionate burden. There are no safe guard in place to ensure agencies process permits fairly/efficiently along with no recourse for applicants who are wrongfully denied/delayed. This bill does nothing more than pile on redundant regulations without addressing mental health, enforcement gaps, or illegal firearm trafficking which by all means are more relevant to gun violence prevention. We saw how deregulation on drugs without addressing these issues turned out for Oregon, do we really want to continue to have these negative outcomes and become #1 for crime?

Thank you for your time.
Tracie S.