

## Testimony for House Bill (H.B.) 3075

Dear Representing Constituents of Oregon,

As an individual person and as a business organization who supports the Second Amendment, I call on all representatives who have voting power **to oppose Oregon House Bill 3075**. House Bill 3075 was introduced knowingly, to side step the Oregon Courts', in the event of unfavorable future rulings on Oregon's Measure 114 (Arnold v. Kotek); which has been done on purpose. Thus, it is an act of favoritism and was purposely enacted to deliberate the citizens of Oregon, through the suppression of civil liberties, who support a federally protected Civil Liberty; also known as the Second Amendment, a Firearm Right.

Not only is H.B. 3075 unconstitutional, it violates Federal Law Under the Gun Control Act (GCA) of 1968 and amended in 1986, short title "Firearms Owners' Protection Act".

### **SECTION 1. SHORT TITLE AND CONGRESSIONAL FINDINGS.**

(a) SHORT TITLE. —This Act may be cited as the "Firearms Owners' Protection Act."

(b) CONGRESSIONAL FINDINGS. —The Congress finds that—

(1) the rights of citizens—

(A) to keep and bear arms under the second amendment to the United States Constitution;

(B) to security against illegal and unreasonable searches and seizures under the fourth amendment;

(C) against uncompensated taking of property, double jeopardy, and assurance of due process of law under the fifth amendment; and

(D) against unconstitutional exercise of authority under the ninth and tenth amendments; require additional legislation to correct existing firearms statutes and enforcement policies; and

(2) additional legislation is required to reaffirm the intent of the Congress, as expressed in section 101 of the Gun Control Act of 1968, that *"it is not the purpose of this title to place any undue or unnecessary Federal restrictions or burdens on law abiding citizens with respect to the acquisition, possession, or use of firearms appropriate to the purpose of hunting, trap shooting, target shooting, personal protection, or any other lawful activity, and that this title is not intended to discourage or eliminate the private ownership or use of firearms by law abiding citizens for lawful purposes."*

***Under Federal Law of the Gun Control Act of 1968, Oregon House Bill 3075 discourages the private ownership or use of firearms by law abiding citizens for lawful purposes through H.B. 3075 "Permitting Process".***

## **H.B. 3075 PERMITTING PROCESS**

SECTION 3. ORS 166.503 is amended to read:

(4) "Permit" or "permit-to-purchase" means an authorization issued under ORS 166.505 to a person to purchase or acquire a firearm, provided all other requirements at the time of purchase or acquisition are met.

SECTION 4. ORS 166.505 is amended to read: 166.505.

(1)(a) A person may apply for a [permit-to-purchase] permit to purchase or otherwise acquire a firearm or firearms under this section to [the police chief or county sheriff with jurisdiction over the residence of the person making the application, or their designees, hereinafter referred to as "permit agent."] a permit agent, as follows:

[(D)] (F) Provides proof of completion of a firearm safety course as defined in subsection (8) of this section; and

[(E)] (G) Pays the fee described in subsection (3)(b) of this section.

The "Permitting Process" discourages law abiding citizens to purchase a firearm through creating multiple barriers to private ownership.

### **Four Key Barriers That Discourage Private Ownership or Use of Firearms by Law Abiding Citizens for Lawful Purposes:**

- Obtaining to completion of a firearm safety course and a live fire training course, to receive a completion certificate, letter, or document to provide with the application for a "Permit to Purchase."
- The cost(s) associated for the service's provided to those seeking completion and documentation when receiving those courses.
- Application and obtaining a "Permit to Purchase."
- The cost associated with the "Permit to Purchase."

In 2015, Oregon passed a Statue which that states all firearm transfers and sales must be conducted by a Federal Firearm Licensee (ORS 166.435) otherwise known as abbreviated as an F.F.L., and go through a background check process before being able to receive ownership of a firearm. This is in line with Federal law. Which eliminated Private Party Firearm sales without a background check.

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Law abiding citizens will go through the legal process for transfer, sale, and purchase of a firearm. The intent of this bill does not prevent or stop criminals from obtaining firearms through the black-market arena, it prevents law abiding citizens from legally obtaining firearms for private ownership and use of firearms for lawful purposes.

Our Federally protected gun rights through the U.S. Constitution does not end, when the liberal state decides to exploit for mal-intent, our god given rights based off feelings, illogical reasoning, or any other extreme viewpoints. We are a society that peacefully abides by the law. A vote in favor of House Bill 3075 prohibits the rights of individuals to lawfully possess a firearm which are protected under the Gun Control Act of 1968 and through the U.S. Bill of Rights Second Amendment.

I strongly encourage that you, the representing body of Oregon, to act with fundamental principle and law-abiding moral in regards to the laws of the land, **to veto and oppose House Bill 3075**. Any votes in favor of this House Bill, is unconstitutional, and illegal. My organization and friends of, will be pursuing further action if this Bill is voted on for passage. We will be following this bill closely.

Sincerely,



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