

Submitter: Pat Krikorian
On Behalf Of:
Committee: House Committee On Judiciary
Measure: HB2005

No to HB 2005

Again, the Oregon Legislature has delivered its annual attack on law abiding citizens in an assault on their Second Amendment Rights with HB 2005, HB 2006 and HB 2007. HB 2005 goes against the Oregon and United States Constitution. Anti gun measures have been found unconstitutional and this will too but with great expense. Please do not waste your time and our money implementing this bill. As after a long and expensive court battle it will be found unconstitutional. Without a grandfather provision, It would also be an ex post facto law, which is also unconstitutional.

A very small percentage of gun crimes are committed with unserialized guns. The definition of an unserialized gun is not only a home made, "ghost" gun but more often guns in which the serial number has been obliterated by real criminals who have gained access to a gun by illegal means, ie theft. Building a gun is not easy, is expensive and requires some skills. I would venture to say that a criminal would not want to invest time, money and education involved in learning to build a gun but would much rather steal one and erase the serial number. Cheaper and faster!

This Bill will make criminals out of law abiding citizens. Rather than going after lawful gun owners perhaps you need to examine the policies of the state that make it easier for true criminals to commit crimes. Soft on crime, defund the police, early release of prisoners and no cash bail come to mind as some issues that need to be addressed. You may find that this would make a difference in our crime.

One last note. The insidious abuse of the Emergency Clause is used in this Bill. The Emergency Clause was designed to accompany bills relating to catastrophic emergencies such as earthquake, wildfires, etc. Typically, a Bill will go into effect 90 days after being signed by the governor thus giving citizens time to obtain enough signatures to get the Bill on the ballot as a referendum for citizens to approve or disapprove in the next election. When a Bill is declared an Emergency, the Bill becomes law immediately which denies citizens the ability to use the referendum process.

The Declaration of an Emergency denies the citizens of Oregon the ability to do a voter referendum if they wish. Citizens are unable to remove the controversial bill. This provision is scurrilously used to deny a check on bad public policy to keep the ruling party in strict control.

The Emergency Clause is used in over 50% of the Bills.

No on 2005

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