

March 27, 2023

**Chair Prozanski, Vice Chair Thatcher,**  
Members of the Senate Judiciary

Testimony in Opposition to SB 348 and the Dash 1 Amendment

The Yamhill County Sportsmen's Association has a membership of nearly 285 members and associate members to include spouses and youth family members with facilities located in Yamhill County Oregon.

The Yamhill County Sportsmen's Association is adamantly opposed to this bill and its Dash 1 amendment.

This bill and its amendment is an obvious and blatant attempt to intervene in the current constitutional challenges of BM 114 with a bill that is of very questionable constitutional grounds. This blatant attempt to usurp the Judicial Branch of Government will only prolong the expense and the constitutional challenges currently before the courts. Many of these challenges, if not all, have been adjudicated in other cases as unconstitutional and yet, certain legislators seem to treat these decisions more as a game to see what they can do to get around court decisions.

No one can successfully argue that this legislation is not an attempt to turn the Legislative branch into the Judicial Branch. BM 114 has not, as of this date, been adjudicated by the courts. A constitutional challenge has been issued and the courts seem to feel a sufficient argument can be made to that effect and therefor issued an injunction that prevents the implementation of BM114. The Oregon Supreme Court has twice refused to intervene at this point in the process. But, never fear, the Dash 1 and its supporters will step forward and thumb their noses at the court system and attempt to get around the courts before the case has even had a trial.

We would urge the Legislature and the Senate Judiciary Committee to drop this type of legislation. Let's concentrate on passing legislation forcing Prosecutors to do their jobs and prosecute criminals using the numerous laws already on the books. Disorderly Conduct, Harassment, Menacing, Assault, Murder, Unlawful Possession of a Weapon and the list goes on. Speaking of which, how many prosecutions have taken place for illegally attempting to purchase a firearm? You push background checks and yet there are minimal prosecutions when people try to make an unlawful purchase. Take the handcuffs off of Law Enforcement, Officers, put them back on the criminals and make the prosecutors do their jobs!

While the Yamhill County Sportsmen's Association is not associated with The Oregon Hunters Association, we do have members who are. The OHA has offered powerful testimony on this bill and its amendment so I will avoid repeating, but we whole heartedly agree with the OHA testimony along with a great many other testimonies against this bill that have been submitted.

This goes beyond the definition of bad legislation and should be removed from any consideration immediately.

Jim Mischel

President, Yamhill County Sportsmen's Association