

Submitter: Donnie Hedlind  
On Behalf Of: Citizens of Oregon  
Committee: Senate Committee On Judiciary  
Measure: SB348

Senate Bill SB 348

To the Committee

I write today to reaffirm the testimony I made for HB2005. I suggest you look at all firearm bills "under the lens of Bruen and Heller."

If it is not in the original text of the 2nd Amendment as written in 1791, then it is unconstitutional. As Legislators you are trying to come up with solutions to a Gun Violence Emergency that you proclaim is upon the citizens of Oregon; this is one created by your inaction. If you really want to address this issue, move away from trying to "stamp out the 2nd Amendment rights" of your constituents, rather address the "elephant in the room." Allow law enforcement to do their job and start arresting, prosecuting and force judges to incarcerate the criminals. Don't infringe on law-abiding citizens by passing laws/legislation that you know are unconstitutional. 2nd Amendment states "A well regulated militia, being necessary to the security of a free state, the right to of the people to keep and bear Arms, shall not be infringed." Anytime you make laws that infringe upon the rights of law-abiding citizens, you are knowingly and willingly infringing upon their rights.

World War II Japanese Admiral Yamamoto of Japan was fundamentally opposed to war with the United States because his studies at the U.S. Naval War College and Harvard University (1919-1921), and two postings as naval attaché in Washington D.C had given him an understanding of the military and material resources available to Americans.

His statement rings true today as it did in 1941 "I fear that all we have done is to awaken a sleeping giant and fill him with a terrible resolve." He also said the following on a US invasion "You cannot invade the mainland United States. There would be a rifle behind every blade of grass." Keep in mind one of the planned invasion points was Astoria, Oregon.

He's right, it is up to Americans to protect our own country, the police can't do it, the state sure as heck cannot, so it is up to us. Local people local control, for us to be a well-regulated militia, we must have arms and firearms, as long as we are law-abiding, then the state has no right to infringe upon these rights. There is something very wrong your approach. SCOTUS has now said " you must look at every firearm law, legislation and now "proposed legislation" under the lens of Heller, McDonald and Bruen. I have linked the Bruen decision for your legal team to read and consult with you on.

Here is some of the syllabus from the New York State Rifle and Pistol Inc et al vs Bruen. This decision was handed down by the Supreme Court of the United States (SCOTUS) on June 23, 2022.

The State of New York makes it a crime to possess a firearm without a license, whether inside or outside the home. An individual who wants to carry a firearm outside his home may obtain an unrestricted license to “have and carry” a concealed “pistol or revolver” if he can prove that “proper cause exists” for doing so. N. Y. Penal Law Ann. §400.00(2)(f). An applicant satisfies the “proper cause” requirement only if he can “demonstrate a special need for self-protection distinguishable from that of the general community.” E.g., *In re Klenosky*, 75 App. Div. 2d 793, 428 N. Y. S. 2d 256, 257. Plaintiffs were denied their rights Decision. The constitutional right to bear arms in public for self-defense is not “a second-class right, subject to an entirely different body of rules than the other Bill of Rights guarantees.” *McDonald*, 561 U. S., at 780 (plurality opinion). The exercise of other constitutional rights does not require individuals to demonstrate to government officers some special need. The Second Amendment right to carry arms in public for self defense is no different. New York’s proper-cause requirement violates the Fourteenth Amendment by preventing law-abiding citizens with ordinary self-defense needs from exercising their right to keep and bear arms.

[https://www.supremecourt.gov/opinions/21pdf/20-843\\_7j80.pdf](https://www.supremecourt.gov/opinions/21pdf/20-843_7j80.pdf)

Thank You

Don