

Submitter:

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On Behalf Of:

Committee:

House Committee On Judiciary

Measure, Appointment or Topic:

HB3075

I find the need to purchase a permit to exercise a Constitutional right problematic. I'll put aside the usual argument comparing the 1st and 2nd Amendments and instead use the 4th. What if you were required to go through training on how to interact with law enforcement and purchase a permit before you could be protected from unreasonable search & seizure? Warrant only required if the subject has a permit? Wouldn't go over too well I'd suspect.

On to the magazine capacity limit. Why with other crimes, are the penalties raised when there is an issue, but not in the case of firearms? I liken the capacity limit to trying to solve drunk driving not by increasing penalties for doing it, but by limiting how much beer non violators can buy. It would be like only being able to possess a 6-pack and not a half case, or heaven forbid, a full case. There are literally 10's if not 100's of thousands of magazines that hold more than 10 rounds in circulation in this state currently. You would likely be amazed at the number that are in close proximity to you every day in public by lawful concealed carriers. Yet precisely zero of those have ever been an issue. I'll ask the common question again, why turn everyday citizens into criminals when the actual criminals won't care? If gun crime is really that bad, raise the penalties for committing crimes with firearms. That's what is generally done for other crimes... tools that everyday, law abiding citizens use aren't banned. I don't understand how the permit to purchase can ultimately pass muster with courts when there is no process for obtaining one in place. Nor will there likely be in the near future. Hawaii very recently had their permit to purchase statute overturned in the 9th Circuit. I feel that untold dollars from both sides will be spent litigating this in courts with a likely outcome of unconstitutionality.

In addition, California's magazine capacity limit was also overturned. The same outcome I feel is likely here. Again, more wasted dollars from all involved.