

Submitter: Michael Getty  
On Behalf Of:  
Committee: House Committee On Judiciary  
Measure, Appointment or Topic: HB3076

First of all, I am a citizen of the United States of America, and a resident of Oregon. Therefore, the United States Constitution and laws, as well as the rulings of the United States Supreme Court, takes precedent over the Oregon Constitution and laws. All Oregon legislation must comply constitutionally with the Federal Constitution and the laws thereof. HB 3076 does not comply. United States Constitution Article XIV: “No State shall make or enforce any law which shall abridge the privileges of citizens of the United States...”

HB 3076 violates federal laws governing federal firearm licensing and firearm laws and interstate commerce laws as well as the rights of citizens of the United State in Oregon.

According to the Supremacy Clause (Article VI, clause 2) of the Federal Constitution, Federal law shall be the supreme law of the land, and the judges in every state shall be bound thereby. Obviously, judges in Oregon have violated that. So does HB 3076.

Federal Preemption: In the law of the United States, federal preemption is the invalidation of a U.S. state law that conflicts with Federal law. The United States Supreme Court in *Altria Group v. Good*, 555 U.S. 70 (2008), a federal law that conflicts with a state law will trump, or preempt, that state law. In *Maryland v. Louisiana*, 451 U.S. 725),...state laws that conflict with federal law are “without effect.”

The emergency clause has been abused (possibility illegally) for years. HB 3076 is entirely unnecessary and unconstitutional. There is no “gun violence emergency.” The problem Oregon has is a medical, mental and drug problem that is primarily caused by the state, i.e., expensive medical care, the serious lack of mental health care, and the legalization of drugs.