

Submitter: Joshua Yoder  
On Behalf Of:  
Committee: Senate Committee On Judiciary  
Measure, Appointment or Topic: SB429

This bill is an unlawful piece of legislation and must not be allowed to pass.

I STRONGLY OPPOSE this bill, and urge the legislature to ABANDON the efforts here, and side with our Federally Protected rights as American Citizens.

This aims to prevent an FFL from transferring a firearm for 72 hours even if an approval occurs immediately, OR until an approval has been received. Current state and federal law allow a transfer to occur after 72 hours if a DENY is NOT returned. Many FFL's do NOT perform those transfers however, despite them being legal.

The claim with this legislation is that it helps people who are suicidal or homicidal to have a delay to "cool down", however many of the cases I've heard where people use guns to commit suicide or homicide the gun was already there. Criminals don't buy guns from gun dealers, so they won't be delayed by this.

This just negatively impacts and infringes on law abiding citizens. Furthermore, while it SEEMS it's a 3 day wait, this really gives the ability for OSP FICS to indefinitely delay people instead of denying. Even if the person is Approved by FBI, OSP can withhold that APPROVE and delay the transaction. There is no legal damage claim for a delay, but there is for unlawful denial. If enacted OSP could effectively BLOCK all firearms transfers with no recourse. They have already proven they cannot be trusted, as they have been denying countless Oregonians that have had records set-aside with firearms rights restored. OSP is currently facing numerous lawsuits over this issue, including one by me personally. This legislation will do nothing more than infringe on our rights.

Instead of this, I urge you to support HB3836 to get the untrustworthy OSP out of the background checks and let Oregon FFL's go straight to FBI NICS.

Lastly, US DOJ is launching investigations against states and localities for Second Amendment violations, and will be filing lawsuits against states and localities. I have personally filed civil rights complaints with the US DOJ Civil Rights division already regarding Oregon's current infringements, and will continue to do so for all other infringements should these be passed. Oregon will be wrapped up in countless litigation and it will be a waste of tax dollars that can be spent on actually helping our Oregon citizens.

Please stop infringing on Constitutionally protected rights, and focus on fixing the problems like mental health issues, and teach firearm safety in schools. Increase criminal sentences for people that commit crimes, and make it more severe if they commit the crimes while armed. Deter criminal actions of criminals, instead of turning law abiding citizens into criminals and punishing law abiding citizens with terrible rights infringements.