

Submitter: Denice Searcy
On Behalf Of:
Committee: House Committee On Rules
Measure, Appointment or Topic: HB4091
Vote NO

To quote Chad Michelson, here is his testimony and my complete agreement:

State legislators it's time for you to get in touch with the laws of the land, the constitution, and the way the law works. Federal law trumps state law as set up under the US constitution and affirmed by the US Supreme Court. This is called the supremacy clause. The federal laws reign supreme and nullify any state laws that are in direct conflict with the laws as made and passed by congress. When states refuse to honor federal laws then they are in rebellion against America's constitutional government and its framework and are acting in an unconstitutional and unlawful manner. When states are acting this way and then ban together to go against the federal government then they have become states united in a confederation/confederacy. The last time democrats did this with the states that they controlled stating their sovereignty from the federal government of America and that their states rights and interests trumped that of the federal government that they disagreed with and would not comply with, a civil war was created and fought. These laws you are seeking to pass to further entrench and beef up Oregon's sanctuary status to rebel against the federal government are futile and will not pass constitutional and judicial muster. Wanting to offer sanctuary to illegal aliens that have not committed any other crime since their illegal entry into America and not wanting to use state resources to help with federal operations is one thing. But not wanting to hand over incarcerated illegal aliens in our jails and prisons honoring deportation detainees is a whole separate matter that should have no part and portion in a states sanctuary status.

The Kotek administration and Oregon's democrat controlled legislature by all intents and appearances is pro-criminal and anti-law enforcement when to be a sanctuary state it doesn't require or necessitate the Oregon government to shield the criminal/predator element of illegal aliens in our state. It only requires that our law enforcement won't penalize the illegal aliens that are in Oregon and have not gone on to commit additional crimes besides the misdemeanor 8 USC §1325 illegal entry (1st offense punishment is a misdemeanor, fine, up to 6 months in prison, and then deportation. 2nd offense is a felony, 2 years in prison, and then deportation). The civil crime that democrats keep citing wrongly in its context has to do with fine portion of this law. Illegal entry is both a civil and criminal crime.

It's not to the benefit of American citizens who are Oregonians and to our Oregon

communities as a whole when Oregon releases criminal illegal aliens from its jails and prisons instead of honoring federal detainers for the safe transfer over of criminal illegal aliens from state and local law enforcement to our federal law enforcement. The numbers/statistics show us that the safest cities in America are non-sanctuary cities that don't shield criminal illegal aliens and work with federal law enforcement with agreements/arrangements to hand over criminal illegal aliens that are in the custody of their jails. The same is true at the state level with the safest rated states in America being non sanctuary states that work with federal law enforcement and hand over criminal illegal aliens that are in the custody of their state prisons. This is not a coincidence, this is common sense.

All Oregon has to do is honor detainers on criminal illegal aliens and predators in the custody of our prisons and jails and the surges of federal law enforcement personnel will dwindle to almost non-existent numbers that will not be seen or standing out. Let's be a state of law and order and common sense and work with the federal law enforcement where we should instead of exacerbating a manufactured problem. Oregon can be a sanctuary state without shielding people that have committed more crimes than just illegal entry.