



JAY BOZIEVICH

Lane County Commissioner
West Lane District
jay.bozievich@co.lane.or.us

DATE: April 1, 2015
TO: Senate Committee on Judiciary
RE: SB 951, relating to firearms

Chair Prozanski and Members of the Committee:

The Lane County Board of Commissioners as a whole has not taken a formal position on SB 941 so I am speaking to you as an individual Commissioner. I am firmly opposed to this measure unless amended.

I am writing to respectfully request that you amend SB 941 to include a clear provision for the destruction of records of the all backgrounds checks that were "approved" and any problem checks that were resolved upon investigation. There is no compelling public need to keep these records if a firearm was lawfully transferred between persons legally allowed to make that transfer.

The destruction of records should occur within 90-days of approval or resolution of the background check. It should include all electronic data about the transaction. The destruction of Oregon State Police background check data should be verified by a third party auditor on an annual basis with the report made public. The audit should also confirm that the data was not transferred to any other agencies or that back-ups remain off-site or in the cloud.

Five years is far too long to keep records and there is no provision to independently verify records were actually destroyed.

I believe this is a reasonable request that would deal with the concern that the background check system would become a gun and gun owner registration system similar to the system in Nazi Germany in the 1930's that was ultimately used to confiscate firearms from targeted minorities.

I also would request elimination of the emergency clause. It is unneeded when several sections of this bill are delayed 90-days by Section 20 and the emergency clause only accelerates the rest of the bill by 45-days. It appears to be there only to deny citizens their rights to refer legislation to the ballot.

I also hope funding for our Sheriff and District Attorney to comply with the new mandates included in this bill.

Thank you for considering this request for a reasonable protection of our citizens rights as noted in Article I, Section 27 of the Oregon Constitution and the second amendment to the US Constitution.

Sincerely,

Jay Bozievich

Lane County Commissioner and Firearms Owner

SUBMITTED ELECTRONICALLY