

Dear Senators,

Thank you for your service to the residents of Oregon. You are working on a number of bills with the intention of keeping Oregonians safe. This is appreciated. However, the bills you have proposed, as much as the motives are good, have serious impacts on the liberty of Oregonians. I will elaborate on each.

SB868 (Relating to extreme risk protection orders; prescribing an effective date):

This bill allows the court to issue a extreme risk protection order the same day as the petition. I understand the urgency required by this action, but the reverse, aka the removal of the order, does not allow for similar processing.

42 (c) The hearing shall occur within 21 days of the date of the respondent's request for a hearing.

44 (10) If the respondent fails to request a hearing within 30 days after an extreme risk protection order is served, the protection order is confirmed by operation of law and is effective for a period of one year or until the order is terminated, whichever is sooner.

The person who loses his 2nd amendment rights can only appeal the order once a year and that hearing may occur up to 21 days later.

I agree with the concept of keeping firearms out of the hands of people that could hurt themselves or others. However, this bill does not allow the accused timely response to the accusations. Please amend this bill such that the accused is afforded a more timely hearing and the option for more than one review per year.

SB797 (Prohibits transfer of firearm by gun dealer or private party if Department of State Police is unable to determine whether recipient is qualified to receive firearm.)

This bill removes the waiting period now in place if the OSP does not approve a transfer within 3 days. Again, I agree in principle that 3 days does not allow the OSP time to further investigate an application if there are questions concerning that application. However, an unlimited time is also not acceptable. There is no motivation to complete the process if there is no deadline. This would effectively deny a persons right to purchase a firearm if there is any question concerning the background check. Please put a reasonable wait period, say 30 days, in this bill.

In the reporting section of the bill please add the number of times a transfer was denied incorrectly. It is important to continuously improve this system and hence false denials must be tracked.

Thanks, Daryl