

Enrolled
House Memorial 3

Sponsored by Representative SUMNER; Representatives JENSON, NELSON

To the President of the United States and the Senate and the House of Representatives of the United States of America, in Congress assembled:

We, your memorialists, the House of Representatives of the State of Oregon, in legislative session assembled, respectfully represent as follows:

Whereas citizens have the right, protected by the Second Amendment to the United States Constitution, to keep and bear arms; and

Whereas lawsuits seeking economic damages and other relief for the harm done by the misuse of firearms by third parties, including criminals, have been commenced against manufacturers, distributors, dealers and importers of firearms that function as designed and intended; and

Whereas the manufacture, importation, possession, sale and use of firearms and ammunition are heavily regulated by local, state and federal laws, including the Gun Control Act of 1968, the National Firearms Act and the Arms Export Control Act; and

Whereas businesses in the United States that lawfully engage in interstate and foreign commerce in firearms and ammunition that function as designed and intended are not liable, and should not be held liable, for the harm caused by individuals who criminally or unlawfully misuse firearms or ammunition; and

Whereas 33 states have enacted legislation to protect manufacturers of firearms or ammunition from unfair lawsuits; and

Whereas during the first session of the 108th Congress, the House of Representatives of the United States passed the Protection of Lawful Commerce in Arms Act with a bipartisan vote of 285 to 140; and

Whereas the Protection of Lawful Commerce in Arms Act has been introduced by Representative Cliff Stearns of the State of Florida for consideration during the 109th Congress and bears the names of 123 cosponsors; and

Whereas the Senate of the United States has before it a bill with the same title sponsored by Senator Larry E. Craig of the State of Idaho and bearing the names of 30 cosponsors; now, therefore,

Be It Resolved by the House of Representatives of the State of Oregon:

That we, the members House of Representatives of the Seventy-third Legislative Assembly, respectfully request that the Congress of the United States of America expeditiously enact legislation to protect firearms and ammunition manufacturers, distributors, dealers and importers from abusive and ill-conceived tort actions; and be it further

Resolved, That a copy of this memorial shall be sent to each member of the Oregon Congressional Delegation.

Adopted by House May 25, 2005

Chief Clerk of House

Speaker of House