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February 13, 2024

Randolph Sena

Hughesville Maryland 20637

To: Maryland, General Assembly:

Subject: opposed to HB 430 Firearms – Liability Insurance – Public Wearing and Carrying

Randolph Sena resident Charles County, retired veteran, and an inspector general, I am opposed to HB 430.

Confining the right to “bear” arms to only those citizens with “Liability Insurance” seeks to nullify the Second Amendment’s and directly targets law-abiding, adult citizens who are part of “the people” whom the Second Amendment protects. This legislation disproportionately impacts citizens exercising their Second Amendment based on their ability to afford “Liability Insurance”. The requirement of “Liability Insurance” as applied in HB 430 specifically to wearing or carrying a firearm under certain circumstances unless the person has “obtained certain liability insurance” related to wearing and carrying a firearm;” is analogous to “proper cause” standard that was found unconstitutional in the SCOTUS opinion in, NEW YORK STATE RIFLE & PISTOL ASSN., INC. v. BRUEN.

To quote JUSTICE THOMAS delivering the opinion of the Court, in NEW YORK STATE RIFLE & PISTOL ASSN., INC. v. BRUEN, directly stated “Constitutional rights are enshrined with the scope they were understood to have when the people adopted them.” There is no such requirement analogous or other wise infringing on the rights of the people then, nor should you impose this one now.

As legislators you should not have any motivation to create or enact unconstitutional laws. Your oath of office mandates your support and defense of the US Constitution. HB 430 is a direct violation of the US Constitution, Second Amendment and supporting this legislation a violation of your oath of office.

In closing I will remind you “That the provisions of the Constitution of the United States, and of this State, apply, as well in time of war, as in time of peace; and any departure therefrom, or violation thereof, under the plea of necessity, or any other plea, is subversive of good Government, and tends to anarchy and despotism.” - MD declaration of rights statute §44.” the rights of people under any plea of necessity Shall prevail.

I respectfully request you return an UNFAVORABLE report on HB 430.