

SCOPE Political Questionnaire

Name: Peter Oberacker Party: Republican

Office: Senate District: 51

Check ? if no opinion Room for comments or explanation at end

Do you believe the purpose of the 2nd Amendment is (*check all that apply*):

hunting Self Defense Defense against foreign and domestic threats

N ? Do you believe Self-Defense is a right and the 2nd Amendment protects - and does not grant - that right?

N ? Do you believe the 2nd Amendment restricts firearms only to members of militia or other government agencies?

N ? Do you believe a gun owner must retreat, before using deadly force, when faced with an unlawful intruder inside their house?

N ? Do you believe a gun owner engaged in self-defense must retreat, before using deadly force, when outside their house?

N ? Do you believe a home owner has the right to use deadly force inside the home to protect lives and / or property?

N ? Do you believe a home owner has the right to use deadly force outside the home to protect lives and / or property?

Do you support legislation for total or partial bans any of the following: (*Check all that apply*)

Handguns Rifles Shotguns

Automatic firearms Semi automatic firearms Firearms

30 round magazines 10 round magazines 5 round magazines

As to firearm licenses, should New York State be: (*check the one that applies*)

Constitutional Carry Shall Issue May issue

N ? Do you support the USA rejoining the United Nations Arms Trade Treaty?

N ? Does it require Senate approval as a treaty?

Y **N** ? Do you support a ban on firearms over a certain caliber?

If so, what caliber? _____

Y N ? Do you support the 2005 “Protection of Lawful Commerce in Arms Act” (PLCAA)?

Y N ? Do you believe the 2005 PLCAA supersedes and nullifies any state laws to the contrary?

Y N ? Do you believe that the NYS law classifying firearms as a nuisance violates the PLCAA?

Do you believe that increased civilian firearms ownership leads to:

Y **N** ? More Crime **Y** N ? Less Crime **Y** **N** ? Has negligible effect

Y **N** ? Do you support legislation requiring microstamping?

Y N ? Do you support pistol permit reciprocity with other states?

Y **N** ? Do you support Safe Storage laws?

Y **N** ? Do you support a gun purchase waiting period longer than the NICS required 3 days?

Y **N** ? Do you support laws limiting firearm purchases to a specific number per time period?

Y **N** ? Do you support laws limiting ammo purchases to a specific number per time period?

Y **N** ? Do you believe firearm possession is limited to only inside the residence?

Y **N** ? Do you support restricting ammo purchases only to the caliber of gun owned by the purchaser?

Y **N** ? Do you support mandatory liability insurance for all gun owners?

Y **N** ? Since 1988, The United States Undetectable Firearms Act made illegal any firearm that is not detectable by walk-through metal detection. Given that, do you believe we need more state or federal “Ghost Gun laws?”

Y N ? Do you support enhanced sentences for those that use a firearm while committing a felony?

Y N ? Do you support New York residents being able to directly (not through an FFL) purchase ammo over the internet?

Y N ? Do you support New York residents being able to directly purchase firearms over the internet, using an FFL and following NICS regulations?

Y **N** ? Do you believe localities can pass more restrictive firearms laws than state statutes without the state’s permission

The safe use of firearms for hunting, sport, collecting, and defense of one's home are guaranteed rights and I will always advocate to protect these crucial rights. Unfortunately, many in Albany see things differently and have continue to work to chip away at the Second Amendment.

Efforts to limit New Yorkers' access to firearms and ammunition are wrong and I will always fight against these efforts. Gun control legislation pushed by Democrats only attack our rights and place more restrictions on law-abiding firearm owners.

Since my election I have voted **against** every gun control bill that advanced to the state senate floor including:

- S. 13-A (Kaplan), which banned unfinished frames or receivers
- S.14-A (Hoylman), which banned so-called "ghost guns."
- S.1048 (Myrie)/S.7196 (Myrie), which created a private right of action and civil right to sue gun manufacturers
- S.1235-A (Gianaris), which establishes a ten-day waiting period

Additionally, the NY SAFE Act is nothing more than an attack on legal gun owners. The law needs to be repealed, plain and simple. I am also working on a secondary strategy to repeal individual portions of the law.

I am the prime sponsor of the following bills that would end some of the most onerous portions of the SAFE Act:

- S.5338 – would allow for the transfer of firearms to family members, block pistol permit applications from FOIL, make other changes to permit recertification;
- S.5360 – repeals provision of law prohibiting the possession of certain large capacity ammunition feeding devices and the exemption of certain ammunition feeding devices at firing ranges;
- S.5361 – blocks judges and licensing officers from placing arbitrary restrictions on concealed carry permits.

Let me also add that I am a strong supporter of our outdoor sporting heritage and an avid hunter myself. I have a concealed carry permit and I routinely exercise my Second Amendment right.

I have met with a number of SCOPE groups in the 51st Senate District and am always encouraged by the exchange of ideas with the men and women who care deeply about our country and our constitution.

Signed  Date 04/14/22

Return to: SCOPE Questionnaire or SUE.SCOPENY@gmail.com

PO BOX 165 East Aurora, NY 14075