

MAYORS AGAINST ILLEGAL GUNS * www.mayorsagainstillegalguns.org

July 17, 2009

The Honorable Nancy Pelosi Office of the Speaker 235 Cannon House Office Building Washington, D.C. 20515

The Honorable Harry Reid Senate Majority Leader 522 Hart Senate Office Building Washington, D.C. 20510

Re: 400 Mayors Call on Congress to Respect State Autonomy and Protect Public Safety by Voting NO on the Thune Concealed Carry Amendment

Dear Speaker Pelosi and Majority Leader Reid:

As members of Mayors Against Illegal Guns, a bi-partisan coalition of more than 400 mayors representing more than 56 million Americans, we are writing to express our strong opposition to Congressional bills pushing for the Thune Concealed Carry Amendment. If passed, this legislation will infringe upon the ability of state and local governments to protect their citizens with sensible, constitutional, community-specific laws and regulations regarding the carrying of hidden handguns. It will empower gun traffickers, making it easier for them to transport the guns they sell to criminals without being apprehended by law enforcement. Finally, the bill threatens the safety of our police officers by making it far more difficult to distinguish between legal and illegal firearm possession.

The Mayors Against Illegal Guns coalition has long believed that the issue of concealed carry regulation is one best left to cities and states. Our coalition believes that what state officials, law enforcement and legislators decide are the best policies for rural areas may not be the best for big cities – and vice-versa.

It is very common for states to set standards for carrying guns on city streets that go beyond simply whether an applicant is able to pass a federal background check. Many states, including those with strong gun rights traditions, have enacted common sense concealed carry laws that prohibit carrying by persons regarded as unusually dangerous and criminals convicted of certain misdemeanors, or that require safety training for anyone who wants to carry concealed firearms. For example:

- At least 31 states prohibit alcohol abusers from obtaining a concealed carry permit, including South Carolina, which prevents "habitual drunkards" from carrying guns.
- At least 35 states prohibit persons convicted of certain misdemeanor crimes from carrying concealed firearms, including Pennsylvania, which bars carrying by those who have been convicted of impersonating a law enforcement officer and other misdemeanor offenses.
- At least 31 states require the completion of a gun safety program prior to the issuance of a permit, including Nevada, which requires a 40-question written exam

and live fire training from three different positions with a certified instructor as components of their required gun safety course.

This legislation would eviscerate all of these standards, moving concealed carry permitting to a new national lowest common denominator.

Each state ought to have the ability to decide whether to accept concealed carry permits issued in other states. 9 states have chosen to allow concealed carrying by all out-of-state permit holders. However, 12 states choose not to recognize any out-of-state permits. And 29 states recognize permits only from selected states – typically from states with equivalent or higher standards. Any of these options should be available – and it should be each state's choice to make.

This legislation will also aid and abet gun traffickers. In December 2008, Mayors Against Illegal Guns issued a first-of-its-kind report illustrating how traffickers already rely on states with weak laws as a source for the guns they sell illegally. In fact, the report showed that 30% of crime guns crossed state lines before they were recovered, meaning traffickers and straw purchasers often purchase guns in one state and then drive them to their destinations, often major cities hundreds of miles away. This bill would frustrate law enforcement by allowing criminal traffickers to travel to their rendezvous with loaded handguns in the glove compartment. Even more troubling is that a trafficker holding an out-of-state permit would be able to walk the streets of their city with a backpack full of loaded guns, enjoying impunity from police unless he or she was caught in the act of selling a firearm to another criminal.

Finally, this law would not only frustrate our police officers, it would endanger them. Policing our streets and confronting the risks inherent in even routine traffic stops is already perilous enough without increasing the number of guns that officers encounter. Ambiguity as to the legality of firearm possession could lead to confusion among police officers that could result in catastrophic incidences. Congress should be working to make the job of a police officer more safe – not less.

We urge every member of Congress who respects the prerogatives of local law enforcement, wishes to shield communities from gun trafficking, and strives to protect our nation's police officers to take immediate action to oppose and vote against this legislation.

Sincerely,

Thomas M. Menino Mayor of Boston

Coalition Co-Chair

Michael R. Bloomberg Mayor of New York City

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Coalition Co-Chair

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