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LD 1378

LD 1378, “An Act to Protect Maine Communities by Enacting the Extreme Risk Protection Order Act,” is an unconstitutional infringement on the Second Amendment, unequivocally violating the fundamental right to keep and bear arms, which is not a second-class right but coequal with the First Amendment. This bill’s provisions for firearm confiscation based on subjective allegations, without due process or conviction, constitute a prior restraint on a constitutionally protected right, akin to preemptively censoring speech based on unproven claims of future harm—an act that would be deemed a tyrannical violation of the First Amendment. The Second Amendment’s clear mandate, “shall not be infringed,” is not an opinion but a legal fact, and LD 1378’s circumvention of due process undermines the presumption of innocence, invites abuse, and sets a dangerous precedent for eroding constitutional protections. This bill must be rejected to uphold the rule of law and the inviolable rights of Maine’s citizens.