

Second Amendment Dedicated County Resolution

WHEREAS, the Second Amendment of the United States Constitution reads “A well-regulated Militia, being necessary to the security of a free state, the right of the people to keep and bear Arms, shall not be infringed.” and

WHEREAS, the United States Supreme Court in District of Columbia v. Heller, 554 U.S. 570 (2008), affirmed an individual’s right to possess firearms, unconnected with service in a militia, for traditionally lawful purposes, such as self-defense within the home, and

WHEREAS, the United States Supreme Court in McDonald v. Chicago, 561 U.S. 742 (2010), affirmed that the right of an individual to “keep and bear arms,” as protected under the Second Amendment, is incorporated by the Due Process Clause of the Fourteenth Amendment against the states, and

WHEREAS, the United States Supreme Court in United States v. Miller, 307 U.S. 174 (1939), opined that firearms that are part of ordinary military equipment, or with use that could contribute to the common defense are protected by the Second Amendment, and

WHEREAS, certain legislation that has or may be introduced in the Minnesota legislature in the future, and certain legislation which has or may be introduced in the United States Congress in the future, could have the effect of infringing on the rights of law abiding citizens to keep and bear arms, as guaranteed by the Second Amendment to the United States Constitution, and

WHEREAS, the Crow Wing County Board of Commissioners is concerned about the passage of any new legislation containing language which could be interpreted as infringing the rights of the citizens of Crow Wing County to keep and bear arms, and

WHEREAS, the Crow Wing County Board of Commissioners wishes to express its deep commitment to the rights of all citizens of Crow Wing County to keep and bear arms, and

WHEREAS, the Crow Wing County Board of Commissioners wishes to express opposition to any law that would unconstitutionally restrict the rights of the citizens of Crow Wing County to keep and bear arms, and

WHEREAS, the Crow Wing County Board of Commissioners wishes to express its intent to stand as a County Dedicated to Second Amendment rights and to oppose, within the limits of the Constitution of the United States and the State of Minnesota, any efforts in the future to unconstitutionally restrict such rights, and to use such legal means at its disposal to protect the rights of the citizens of Crow Wing County to keep and bear arms, including through legal action, the power to appropriate public funds, the right to petition for redress of grievances, and the power to direct the law enforcement and employees of Crow Wing County to not enforce any unconstitutional law.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Crow Wing County Minnesota:

That the Crow Wing Board of Commissioners hereby declares Crow Wing County, Minnesota, as a "Second Amendment Dedicated County", and

That the Crow Wing Board of Commissioners hereby expresses its intent to uphold the Second Amendment rights of the citizens of Crow Wing County, Minnesota, and

That the Crow Wing Board of Commissioners hereby expresses its intent that public funds and resources of the County not be used to restrict the Second Amendment rights of the citizens of Crow Wing County, or to aid Federal or State agencies in the restriction of said rights, and

That the Crow Wing Board of Commissioners hereby declares its intent to oppose any infringement on the right of law-abiding citizens to keep and bear arms using such legal means as may be expedient, including, without limitation, court action.

The undersigned clerk of the Board of Commissioners of the County of Crow Wing hereby certifies that the resolution set forth above was adopted during an open meeting on _____, 2020, by the Board of Commissioners with the following votes:

	<i>Yea</i>	<i>Nay</i>
District 1 - Paul Koering (Chair)	_____	_____
District 2 - Bill Brekken	_____	_____
District 3 - Steve Barrows (Vice Chair)	_____	_____
District 4 - Rosemary Franzen	_____	_____
District 5 - Doug Houge	_____	_____