

RESOLUTION

RESOLUTION DECLARING McCracken County Kentucky A SECOND AMENDMENT SANCTUARY

That the McCracken County Fiscal Court hereby expresses its intent to uphold the Second Amendment rights of the citizens of McCracken County, Kentucky, and, furthermore

That the McCracken County Fiscal Court hereby declares its intent to oppose any infringement on the right of law-abiding citizens to keep and bear arms.

We, the People of McCracken County, Kentucky, through this resolution hereby declare our rights, our freedom, and our liberty as guaranteed by the Constitution of the United States of America.

Adopted this ____ day of July, 2021.

Craig Z. Clymer

McCracken County Judge/Executive

Attest: Julie Griggs

McCracken County Clerk

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Whereas, the Constitution of the United States is the supreme law of our nation, and

Whereas, The Second Amendment to the Constitution states "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 has 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 has 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* (1939) stated that firearms that are part of ordinary military equipment with use that could contribute to the common defense are protected by the Second Amendment, and

Whereas, the McCracken County Fiscal Court is concerned about the passage of any bill containing language which could be interpreted as infringing the rights of the citizens of McCracken County to keep and bear arms, and

Whereas, the McCracken County Fiscal Court wishes to express its deep commitment to the rights of all citizens of McCracken County to keep and bear arms, and

Whereas, the McCracken County Fiscal Court wishes to express opposition to any law that would unconstitutionally restrict the rights of the citizens of McCracken County to keep and bear arms, and

Whereas, the McCracken County Fiscal Court wishes to express its intent to stand as a Sanctuary County for Second Amendment rights and to oppose, within the limits of the Constitution of the United States and the Commonwealth of Kentucky, any efforts to unconstitutionally restrict such rights.

Therefore, Be It Resolved, the People of McCracken County, through their duly elected Fiscal Court hereby designate McCracken County a Second Amendment Sanctuary in order to preserve for the People of, on, and in McCracken County, their rights guaranteed by the Constitution of the United States of America, furthermore