



Board of County Commissioners Agenda Request

4A
Agenda Item #

Requested Meeting Date: February 28, 2023
Title of Item: Discuss 2nd Amendment Resolution

<input checked="" type="checkbox"/> REGULAR AGENDA <input type="checkbox"/> CONSENT AGENDA <input type="checkbox"/> INFORMATION ONLY	Action Requested: <input type="checkbox"/> Approve/Deny Motion <input type="checkbox"/> Adopt Resolution (attach draft) <i>*provide copy of hearing notice that was published</i>	<input type="checkbox"/> Direction Requested <input checked="" type="checkbox"/> Discussion Item <input type="checkbox"/> Hold Public Hearing*
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Submitted by: Commissioner Leiviska	Department:
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Presenter (Name and Title): Commissioner Leiviska	Estimated Time Needed: 15 Min.
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Summary of Issue:

Proposed resolution attached.

Alternatives, Options, Effects on Others/Comments:

Recommended Action/Motion:
Discuss attached resolution.

Financial Impact:

Is there a cost associated with this request? Yes No

What is the total cost, with tax and shipping? \$

Is this budgeted? Yes No *Please Explain:*

By Commissioner: xxx

20230228-xxx

Second Amendment Dedicated County

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 People of Aitkin County, Minnesota, derive economic benefit from all safe forms of firearm recreation, hunting, and shooting conducted within Aitkin County using all types of firearms allowable under the United States Constitution, and

WHEREAS, certain legislation, beyond existing laws to date, 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 Aitkin County Board of Commissioners is concerned about the passage of any new legislation containing language which could be interpreted as unconstitutionally infringing the rights of the citizens of Aitkin County to keep and bear arms, and

WHEREAS, the Aitkin County Board of Commissioners wishes to express its deep commitment to the rights of all citizens of Aitkin County to keep and bear arms, except those prohibited by current law, and

WHEREAS, the Aitkin 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.

HOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Aitkin County Minnesota:

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

That the Aitkin Board of Commissioners hereby expresses its intent to uphold the Second Amendment rights of the citizens of Aitkin County, Minnesota.

Commissioner xxx moved the adoption of the resolution and it was declared adopted upon the following vote

FIVE MEMBERS PRESENT

All Members Voting Yes

STATE OF MINNESOTA}
COUNTY OF AITKIN}

I, Jessica Seibert, County Administrator, Aitkin County, Minnesota do hereby certify that I have compared the foregoing with the original resolution filed in the Administration Office of Aitkin County in Aitkin, Minnesota as stated in the minutes of the proceedings of said Board on the 28th day of February 2023, and that the same is a true and correct copy of the whole thereof.

Witness my hand and seal this 28^h day of February 2023

Jessica Seibert
County Administrator