

Resolution Of The Boone County Fiscal Court

Resolution No. 2020 – 04

A RESOLUTION RELATING TO THE BOONE COUNTY FISCAL COURT DECLARING BOONE COUNTY, KENTUCKY, A SECOND AMENDMENT SANCTUARY.

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

WHEREAS, the Boone County Fiscal Court wishes to express its deep commitment to the rights of all citizens of Boone County to keep and bear arms; and

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

WHEREAS, the Boone 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.

NOW, THEREFORE, BE IT RESOLVED BY THE FISCAL COURT OF COUNTY OF BOONE, COMMONWEALTH OF KENTUCKY:

SECTION I

Therefore, Be it Resolved, the Boone County Fiscal Court hereby designates Boone County a Second Amendment Sanctuary in order to preserve for the citizens of Boone County, their rights guaranteed by the Constitution of the United States of America; and

Be It Further Resolved, the Boone County Fiscal Court hereby expresses its intent to uphold the Second Amendment rights of the citizens of Boone County, Kentucky; and

Be It Further Resolved, the Boone County Fiscal Court hereby declares its intent to oppose any infringement on the right of law-abiding citizens to keep and bear arms; and

Be It Further Resolved, the Boone County, Kentucky, Fiscal Court through this Resolution hereby declares our rights, our freedom, and our liberty as guaranteed by the Constitution of the United States of America.

SECTION II

That this Resolution is hereby approved and adopted in Open Session of the Boone County Fiscal Court this 14th day of January, 2020.



**Gary W. Moore, Judge/Executive
Boone County Fiscal Court**

Attest:



**Sharon Burcham
Fiscal Court Clerk**