

Introduced: 05/03/22
Public Hearing: 05/17/22
Adopted: 05/17/22

**MATANUSKA-SUSITNA BOROUGH
RESOLUTION SERIAL NO. 22-044**

A RESOLUTION OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY DECLARING THE OPPOSITION OF THE MATANUSKA-SUSITNA BOROUGH TO ANY APPROPRIATION OF FUNDS TO ENFORCE A FEDERAL STATUTE, REGULATION, RULE, OR ORDER ADOPTED, ENACTED, OR OTHERWISE THAT SEEKS TO LIMIT A LAW-ABIDING CITIZEN'S RIGHT TO KEEP AND BEAR ARMS.

WHEREAS, The Alaska Constitution Article 1, Section 19 states that "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. The individual right to keep and bear arms shall not be denied or infringed by the State or a political subdivision of the State"; and

WHEREAS, The Second Amendment of the Constitution of the United States of America states "A well-regulated Militia, being necessary for the security of a free State, the right of the people to keep and bear Arms, shall not be infringed"; and

WHEREAS, The Second Amendment of the Constitution of the United States of America was ratified in 1791, and is still the Law of the Land; and

WHEREAS, the Alaska Legislature passed House Bill 69 in 2013 amending Alaska Statute 44.99.500 - Alaska Firearms Freedom Act - to include language that "A federal statute, regulation, rule, or order adopted, enacted, or otherwise effective on or after June

21, 2013 is enforceable in this state by an official, agent, or employee of this state, a municipality, or the federal government if the federal statute, regulation, rule, or order violates the Second Amendment to the Constitution of the United States or art. I, sec. 19, Constitution of the State of Alaska, by (1) banning or restriction ownership of a semiautomatic firearm or a magazine of a firearm; or (2) requiring a firearm, magazine, or other firearm accessory to be registered."; and

WHEREAS, Article XII, Section 5 of the Alaska Constitution states: "All public officers, before entering upon the duties of their offices, shall take and subscribe to the following oat or affirmation: 'I do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of Alaska, and that I will faithfully discharge my duties as... to the best of my ability.' The legislature may prescribe further oaths or affirmations"; and

WHEREAS, Assembly members have all taken such oath and believe it to be binding on them morally, ethically, and legally; and

WHEREAS, the Matanuska-Susitna Borough Assembly fully affirms their support of the rights of law-abiding citizens to keep and bear arms and stand firm against any federal law to remove that right from any law-abiding citizen without due process; and

WHEREAS, the Assembly will not authorize any Borough Official to expend Borough funds for the purpose of enforcing a federal

statute, regulation, rule, or order adopted, enacted, or otherwise that seeks to limit a law-abiding citizens right to keep and bear arms; and


WHEREAS, the citizens of the Borough derive economic benefit from lawful use of firearms, including hunting, recreation and shooting sports; and

NOW, THEREFORE, BE IT RESOLVED, by the Assembly does hereby pledge not to appropriate funds, resources, employees, or agencies to enforce a federal statute, regulation, rule, or order adopted, enacted, or otherwise that seeks to limit a law-abiding citizens right to keep and bear arms.

ADOPTED by the Matanuska-Susitna Borough Assembly this 17 day of May, 2022.


EDNA DEVRIES, Borough Mayor

ATTEST:


LONNIE R. McKECHNIE, CMC, Borough Clerk

(SEAL)

PASSED UNANIMOUSLY: Hale, McKee, Yundt, Tew, Sumner, and
Bernier