

Iosco County Board of Commissioners

COURT HOUSE
Tawas City, Michigan 48763

RESOLUTION TO DECLARE IOSCO COUNTY TO BE A "SECOND AMENDMENT SANCTUARY COUNTY"

DATE: FEBRUARY 5, 2020

WHEREAS, THE BOARD OF COMMISSIONERS OF THE COUNTY OF IOSCO, STATE OF MICHIGAN STATES:

WHEREAS, the County Board of Commissioners of the County of Iosco, State of Michigan, pursuant to Michigan statute, is vested with the authority of administering the affairs of the County government of IOSCO County, Michigan, and is organized as a body corporate with powers and immunities provided by law, and to protect the health, safety, and welfare of the residents of IOSCO County and the employees of the IOSCO County government; and

WHEREAS, the Second Amendment to the United States Constitution, ratified in 1791 as part of the Bill of Rights, protects the right of the people to keep and bear arms; 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 a firearm, unconnected with service in a militia, and to use that firearm 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 to the States by the Due Process Clause of the Fourteenth Amendment; and

WHEREAS, the United States Supreme Court in United States v. Miller, 307 U.S. 174 (1939), opinioned that possession or use of a firearm that has some reasonable relationship to the preservation of a well-regulated militia is protected by the Second Amendment; and

WHEREAS, Article I, Section 6 of the Michigan Constitution (1963) provides that "Every person has a right to keep and bear arms for the defense of himself and the state"; and

WHEREAS, it is the desire of this Board to declare its support of the Second Amendment to the United States Constitution and to the provisions of the Michigan Constitution which protect IOSCO County citizens' individual rights to keep and bear arms; and

WHEREAS, each IOSCO County Commissioner, as provided by Article IX, Section 1, of the Michigan Constitution (1963), took an oath to support the United States Constitution and the Michigan Constitution.

NOW THEREFORE, IT IS HEREBY RESOLVED, by the IOSCO County Board of Commissioners, that the County of IOSCO, Michigan, be, and hereby is, declared to be a "Second Amendment Sanctuary County."

IT IS FURTHER RESOLVED, that this Board affirms its support for the IOSCO County Sheriff and the IOSCO County Prosecuting Attorney, in the exercise of their sound discretion to not enforce against any citizen an unconstitutional firearms law.

BE IT, FURTHER RESOLVED, that the Board directs its staff to forward a copy of this resolution to the County's fellow county elected officials, the Michigan State Legislature (House of Representatives and State Senators), the Governor of Michigan and all of the Michigan U.S. Congressmen.

Moved: [Signature]

Support: D. Jay O'Connell

Roll Call: Ayes 5 Nays 0 Absent 0

STATE OF MICHIGAN }
County of Iosco } ss.
NANCY J. HUEBEL, Clerk of the County of Iosco,
do hereby certify the above and foregoing to be true and
correct copy of the original record now remaining in my office.
IN TESTIMONY WHEREOF, I have hereunto set my hand
and official seal at the City of Tawas City, in said County.
Date: 12-5-2020
By: Nancy J. Huebel