



Resolution Declaring Support for the Second Amendment to the United States Constitution

Whereas, pursuant to the United States Declaration of Independence, we “are endowed by [our] Creator with certain unalienable Rights, that among these are Life, Liberty and the pursuit of Happiness –That to secure these rights, Governments are instituted among Men, deriving their just powers from the consent of the governed”; and

Whereas, pursuant to the United States Constitution, Article VI, § 1, Clause 2, the Constitution “shall be the supreme law of the land”; and

Whereas, pursuant to the Second Amendment to the United States Constitution, “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, pursuant to the United States Supreme Court in *Marbury v. Madison*, 5 U.S. 137 (1803), “an act of the legislature, repugnant to the constitution, is void”; and

Whereas, pursuant to the United States Supreme Court in *District of Columbia v. Heller*, 554 U.S. 570 (2008), the purpose of the Second Amendment to the United States Constitution is to preserve and protect “an individual right to bear arms for defensive purposes” unconnected with service in a militia; and

Whereas, pursuant to the United States Supreme Court in *McDonald v. Chicago*, 561 U.S. 742 (2010), the Second Amendment to the United States Constitution applies to the States through the incorporation doctrines of the Due Process Clause and Privileges and Immunities Clause of the Fourteenth Amendment to the United States Constitution; and

Whereas, “the right of the people to keep and bear arms” is under threat by elected and unelected officials from all levels of Government; and,

Whereas, the members of the Randolph County Board of Commissioners each have taken an oath to defend and uphold the Constitution of the United States; and

Whereas, the Randolph County Board of Commissioners wishes to declare its continuing commitment to protect all Constitutional rights of the citizens of Randolph County and is opposed to any law, regulation, or other act that unconstitutionally would infringe on the rights of citizens under the Second Amendment to the United States Constitution; and

Whereas, the Randolph County Board of Commissioners further wishes to declare it will use every authority and power of the County to defend and protect the rights of the citizens of Randolph County under the Second Amendment to the United States Constitution;

NOW, THEREFORE, BE IT RESOLVED, the Randolph County Board of Commissioners, working with Sheriff Gregory J. Seabolt and the Randolph County Sheriff’s Office, within its powers, duties, and responsibilities, shall respect, protect, and defend the Second Amendment rights of the citizens of Randolph County and the Board will oppose, within the limits of the Constitution of the United States and the State of North Carolina, any efforts to unconstitutionally restrict such rights, and to use such constitutional means at its disposal to protect the rights of its citizens to keep and bear arms.

Adopted this the 3rd day of February 2020.

Darrell Frye
Darrell Frye, Chairman

David Allen
David Allen, Vice-Chairman

Maxton McDowell
Maxton McDowell

Kenny Kidd
Kenny Kidd

Hope Haywood
Hope Haywood

