

**A RESOLUTION TO DECLARE CARROLL COUNTY, GEORGIA  
TO BE A “SECOND AMENDMENT PRESERVATION COUNTY”**

**WHEREAS**, the Board of County Commissioners of Carroll County, Georgia, being elected to represent the People of Carroll County, Georgia, and being duly sworn by oath to uphold the United States Constitution and the Constitution of the State of Georgia; and

**WHEREAS**, the Second Amendment to the Constitution of the United States reads as follows: “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 the militia, for traditionally lawful purposes, such as self-defense within the home (District of Columbia v. Heller (2008)); and

**WHEREAS**, the United States Supreme Court has affirmed that the right of an individual to “keep and bear Arms,” is protected under the Second Amendment and is incorporated by the Due Process Clause or the Privileges and Immunities Clause of the Fourteenth Amendment and is thereby enforceable against the states (McDonald v. Chicago (2010)); and

**WHEREAS**, the United States Supreme Court has affirmed that the federal government of the United States cannot compel state law enforcement officers to implement and administer federal regulatory programs (Prinz v. United States (1997)); and

**WHEREAS**, Article I, Section I, Paragraph VIII of the Constitution of the State of Georgia, entitled “Arms, right to keep and bear,” provides that, “[t]he right of the people to keep and bear arms shall not be infringed, but the General Assembly shall have power to prescribe the manner in which arms may be borne;” and

**WHEREAS**, O.C.G.A § 1-2-6 (a)(9) lists the right to keep and bear arms among the rights of the citizens of the State of Georgia; and

**WHEREAS**, the citizens of Carroll County, Georgia, regard the right of people to keep and bear arms for defense of life, liberty and property as an inalienable right of the people; and

**WHEREAS**, the citizens of Carroll County, Georgia, derive economic and social benefit from safe forms of firearms recreation, hunting and shooting conducted within Carroll County; and

**WHEREAS**, it is the desire of the Carroll County Board of Commissioners to declare its support of the Second Amendment to the United States Constitution and to the provisions of the Constitution of the State of Georgia that protect Carroll County Citizens’ individual, inalienable rights to keep and bear arms;

**NOW, THEREFORE, BE IT RESOLVED** by the Carroll County Board of Commissioners, duly assembled this \_\_\_\_ day of \_\_\_\_\_, 2021, that Carroll County be, and hereby is, declared to be a “Second Amendment Preservation County;” and

**BE IT FURTHER RESOLVED**, that the Carroll County Board of Commissioners affirms its support for the Carroll County Sheriff and any embodied law enforcement agency in the exercise of his/her sound discretion to not enforce against any citizen an unconstitutional firearms law; and

**BE IT FURTHER RESOLVED**, that no agent, employee or official acting on behalf of Carroll County, or any corporation providing services to Carroll County, shall provide material support or participate in any way with the implementation of federal acts, orders, rules, laws or regulations in violation of the Second Amendment to the United States Constitution; and

**BE IT FURTHER RESOLVED**, that the Carroll County Board of Commissioners will not authorize or appropriate funds, resources, employees, agencies, contractors, buildings, detention centers or offices for the purpose of enforcing or assisting in the enforcement of any element of any acts, laws, orders, mandates, rules or regulations that violate the Second Amendment to the Constitution of the United States; and

**BE IT FURTHER RESOLVED**, that all federal acts, laws, orders, rules, regulations that violate the Second Amendment to the Constitution of the United States or Article I, Section I, Paragraph VIII of the Constitution of the State of Georgia, are hereby declared to be invalid and are specifically rejected in Carroll County, Georgia, and shall be considered null and void and of no effect in Carroll County, Georgia.

Adopted, this \_\_\_\_ day of \_\_\_\_\_, 2021.

CARROLL COUNTY BOARD OF COMMISSIONERS

\_\_\_\_\_  
Michelle Morgan, Chairman

\_\_\_\_\_  
Montrell McClendon, District 1

\_\_\_\_\_  
Steve Fuller, District 4

\_\_\_\_\_  
Clint Chance, District 2

\_\_\_\_\_  
Ernest Reynolds, District 5

\_\_\_\_\_  
Tommy Lee, District 3

\_\_\_\_\_  
George A. Chambers, District 6

Attest: \_\_\_\_\_  
Susan A. Mabry, Clerk