

## RESOLUTION

**RE: EXPRESSION OF SUPPORT FOR THE SECOND AMENDMENT OF THE UNITED STATES CONSTITUTION AND ARTICLE II, SECTION 13 OF THE COLORADO CONSTITUTION PROTECTIONS OF THE RIGHT TO BEAR ARMS BY LAW ABIDING CITIZENS**

**WHEREAS**, the Board of County Commissioners of Weld County, Colorado, pursuant to Colorado statute and the Weld County Home Rule Charter, is vested with the authority of administering the affairs of Weld County, Colorado, and

**WHEREAS**, the Second Amendment of the United States Constitution provides: "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**, Article II, Section 13 of the Colorado Constitution states: "The right of no person to keep and bear arms in defense of his home, person and property, or in aid of the civil power when thereto legally summoned, shall be called into question," and

**WHEREAS**, the Second Amendment protects the rights of self-defense, defense of others and defense of the nation, and assumes the rights to hunting and sport shooting, and

**WHEREAS**, it is estimated that more than 70 million people, representing more than half of the households in America, have chosen to lawfully exercise their rights to bear arms and defend themselves and their families, and

**WHEREAS**, the vast majority of all lawfully-owned firearms in the United States are not used in a crime, and

**WHEREAS**, in 2008, the United States Supreme Court, in the case of *District of Columbia v. Heller*, 554 U.S. 570 (2008), ruled that the Second Amendment protects an individual's (rather than a collective) right to keep and bear arms, and in 2010, in the United States Supreme Court further opined in the case of *McDonald v. City of Chicago*, 130 S.Ct. 3020 (2010), that the right of an individual to keep and bear arms protected by the Second Amendment is incorporated into the Due Process Clause of the Fourteenth Amendment, and applies to the States, and

**WHEREAS**, studies by the National Academies of Sciences and the Centers for Disease Control have found no persuasive evidence that "gun control" laws reduce crime, and

**WHEREAS**, today, Americans are safer from violent crime than they have been at any time since the mid-1960's.

CC: BOCC, SO, Jennifer F  
1-30-13

2013-0288  
BC0044

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**NOW, THEREFORE,** be it resolved by the Board of County Commissioners, that the Board expresses its support of the Second Amendment of the United States Constitution and Article II, Section 13 of the Colorado Constitution protections of the right to bear arms by law abiding citizens.

**BE IT FURTHER RESOLVED** by the Board that it strongly urges the United States Senate to reject international treaties that will infringe on the Second Amendment rights of American citizens, including, without limitation, the United Nations (UN) Arms Trade Treaty, Inter-American Convention Against Illicit Manufacturing of and Trafficking in Firearms ("CIFTA"), or the UN Programme of Action.

**BE IT FURTHER RESOLVED** that the Board strongly urges the United States Congress and the Colorado General Assembly to refrain from enacting new legislation that would infringe on the rights that are protected by the Second Amendment of the United States Constitution and Article II, Section 13 of the Colorado Constitution as set forth herein.

The above and foregoing Resolution was, on motion duly made and seconded, adopted by the following vote on the 28th day of January, A.D., 2013.

BOARD OF COUNTY COMMISSIONERS  
WELD COUNTY, COLORADO

ATTEST: Monica Daniels-Rick  
Weld County Clerk to the Board

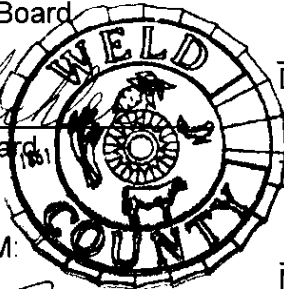
William F. Garcia  
William F. Garcia, Chair

BY: Donna J. [Signature]  
Deputy Clerk to the Board

Douglas Rademacher  
Douglas Rademacher, Pro-Tem

Sean P. Conway  
Sean P. Conway

APPROVED AS TO FORM: [Signature]  
County Attorney



Mike Freeman  
Mike Freeman

EXCUSED  
Barbara Kirkmeyer  
Barbara Kirkmeyer

Date of signature: 1/30/2013