

Whereas, the 2nd 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, Section 19 of the Alaska Declaration of Rights 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. 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, on June 21, 2013, Governor Sean Parnell signed into law House Bill 69, which affirmed that “a statute, regulation, rule, or order that has the purpose, intent, or effect of confiscating any firearm, banning any firearm, limiting the size of a magazine for any firearm, imposing any limit on the ammunition that may be purchased for any firearm, or requiring the registration of any firearm or its ammunition infringes on an Alaskan's right to bear arms in violation of the Second Amendment to the Constitution of the United States and, therefore, is not made in accordance with the Constitution of the United States, is not authorized by the Constitution of the United States, is not the supreme law of the land, and, consequently, is invalid in this state and shall be considered null and void and of no effect in this state.”; and

Whereas, HB69, now enacted into law under CHAPTER 52 SLA 13, bans the use of assets to “implement or aid in the implementation of a requirement of an order of the President of the United States, a federal regulation, or a law enacted by the United States Congress that is applied to infringe on a person's right, under the Second Amendment to the Constitution of the United States, to keep and bear arms;” and

Whereas, the (CITY, COUNTY, TOWN) of (NAME) is committed to upholding the 2nd Amendment to the Constitution of the United States, Section Nineteen of the Alaska Declaration of Rights, and House Bill 69 signed into law on June 21, 2013.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE (city, county, town) OF (NAME):

SECTION ONE: UNENFORCEABLE FEDERAL ACTS.

(A) No agency of the (CITY, COUNTY, TOWN) of (NAME), or person in the employ of the (CITY, COUNTY, TOWN) of (NAME) shall enforce, provide material support for, or participate in any way in the enforcement of any act, law, treaty, order, rule or regulation of the government of the United States regarding personal firearms, firearm accessories, or ammunition within the boundaries of this (CITY, COUNTY, TOWN).

(B) Any person residing in the jurisdiction of the (CITY, COUNTY, TOWN) of (NAME) may file a complaint with the (CITY ATTORNEY, COUNTY BOARD, ETC) if the person offers evidence to support an allegation that the (CITY, COUNTY, TOWN) of (NAME) has adopted a rule, order,

ordinance, or policy under which the (CITY, COUNTY, TOWN) of (NAME) requires the enforcement or any material aid or other participation in the enforcement of any federal act, law, treaty, order, rule or regulation described by Subsection (A) or that, by consistent actions, requires the enforcement or any material aid or other participation in the enforcement of any federal act, law, treaty, order, rule or regulation described by Subsection (A). The person must include with the complaint the evidence the person has that supports the complaint.

SECTION TWO: EFFECTIVE DATE

(A) This ordinance shall take effect immediately upon approval by the governing body, the public safety requiring it.