A RESOLUTION TO DECLARE BANKS COUNTY, GEORGIA TO BE A
"SECOND AMENDMENT SANCTUARY COUNTY"

WHEREAS, the Board of County Commissioners of Banks County, Georgia being elected
to represent the People of Banks 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 of the Fourteenth Amendment 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 enforce federal laws (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, "the 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 that are without limitation, and;

WHEREAS, all federal acts, laws, orders, rules or regulations regarding firearms, firearms
accessories, and ammunition are a violation of the Second Amendment and Article I, Section I,
Paragraph VIII of the Constitution of the State of Georgia and are contrary to the original intent
of those provisions, and;

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

WHEREAS, it is the desire of the Banks 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 Banks County Citizens' individual, inalienable rights to keep and bear arms.

NOW, THEREFORE, BE IT RESOLVED, Banks County Board of Commissioners, duly assembled this 11th day of February, 2020 that Banks County be, and hereby is, declared to be a "Second Amendment Sanctuary County”.

BE IT FURTHER RESOLVED that the Banks County Board of Commissioners affirms its support for the Banks County Sheriff in the exercise of his sound discretion to not enforce against any citizen an unconstitutional firearms law.

BE IT FURTHER RESOLVED that no agent, employee or official of Banks County, or any corporation providing services to Banks 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.

BE IT FURTHER RESOLVED that the Banks 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 infringe on the right by the people to keep and bear arms, 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, violate the true meaning and intent of those constitutions and are hereby declared to be invalid and are specifically rejected in Banks County, Georgia and shall be considered null and void and of no effect in Banks County, Georgia.
Adopted this 11th day of February, 2020.

BANKS COUNTY BOARD OF COMMISSIONERS:

[Signatures]
Chairman

[Signatures]
Vice Chairman

[Signatures]
Member

[Signatures]
Member

The above Resolution was adopted by the Banks County Board of Commissioners on this 11th
day of February, 2020.

ATTEST:

[Signature]
County Clerk