

**PERTAINING TO THE SUPPORT OF THE SECOND AMENDMENT OF THE
CONSTITUTION OF THE UNITED STATES**

WHEREAS, the *Second Amendment* of the Constitution of the United States provides that “[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;”

WHEREAS, *Article IX, Section 1*, of the Constitution of Maryland provides “[t]he General Assembly shall make, from time to time, such provision for organizing, equipping and disciplining the Militia, as the exigency may require, and pass such Laws to promote Volunteer Militia organizations as may afford them effectual encouragement;”

WHEREAS, certain legislation introduced in the Maryland General Assembly, and certain legislation introduced in the United States Congress could have the effect of infringing on the rights of law-abiding citizens to keep and bear Arms, as guaranteed by the *Second Amendment* of the Constitution of the United States;

WHEREAS, the Board of County Commissioners of Calvert County, Maryland (the “Board of County Commissioners”) is concerned about the passage of any bill containing language which could be interpreted as infringing the rights of the citizens of Calvert County to keep and bear Arms or could begin a slippery slope of restrictions on the *Second Amendment* rights of the citizens of Calvert County;

WHEREAS, the Board of County Commissioners wishes to express its deep commitment to the rights of all citizens of Calvert County to keep and bear Arms;

WHEREAS, the Board of County Commissioners wishes to express opposition to any law that would unconstitutionally restrict the rights under the *Second Amendment* of the citizens of Calvert County to bear Arms; and

WHEREAS, the Board of County Commissioners wishes to express its intent to stand as a Constitutional, Sanctuary County for *Second Amendment* rights and to oppose, within the limits of the Constitution of the United States and the Constitution of the State of Maryland, any efforts to unconstitutionally restrict such rights, and to use such legal means at its disposal to protect the right of the citizens to keep and bear Arms, including through legal action, the power of appropriation of public funds, and the right to petition for redress of grievances.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Calvert County, Maryland hereby expresses its intent to uphold the *Second Amendment* rights of the citizens of Calvert County and its intent that public funds of the County not be used to restrict *Second Amendment* rights or to aid in the unnecessary and unconstitutional restriction of the rights under the *Second Amendment* of the citizens of Calvert County to bear Arms;

BE IT FURTHER RESOLVED that the Board of County Commissioners of Calvert County, Maryland hereby declares its intent to oppose unconstitutional restrictions on the right to keep and bear Arms through such legal means as may be expedient, including without limitation court action;

BE IT FURTHER RESOLVED that the Board of County Commissioners of Calvert County, Maryland hereby declares Calvert County, Maryland, as a “Second Amendment Sanctuary;”

BE IT FURTHER RESOLVED by the Board of County Commissioners of Calvert County, Maryland that, in the event any portion of this Resolution is found to be unconstitutional, illegal, null or void, it is the intent of the Board of County Commissioners to sever only the invalid portion or provision, and that the remainder of the Resolution shall be enforceable and valid;

BE IT FURTHER RESOLVED by the Board of County Commissioners of Calvert County, Maryland that the foregoing recitals are adopted as if fully rewritten herein; and

BE IT FURTHER RESOLVED by the Board of County Commissioners of Calvert County, Maryland that this Resolution shall be effective upon recordation without publication of a fair summary.

DONE, this 10th day of March 2020 by the Board of County Commissioners of Calvert County, Maryland.

Aye: 4
Nay: 1 - Hutchins
Absent/Abstain: 0

ATTEST:

**BOARD OF COUNTY COMMISSIONERS
OF CALVERT COUNTY, MARYLAND**

Karen S. Phelps
Karen S. Phelps, Clerk

Kelly D. McConkey
Kelly D. McConkey, President

Mike Hart
Mike Hart, Vice-President

Earl F. Hance
Earl F. Hance

Approved for form and legal
sufficiency:

John B. Norris, III
John B. Norris, III, County Attorney

Thomas E. Hutchins
Thomas E. Hutchins

Steven R. Weems
Steven R. Weems

Received for Record March 11, 2020
at 11:37 o'clock A M. Same day
Recorded in Liber KPS No. 60
Folio 136 COUNTY COMMISSIONERS
ORDINANCES AND RESOLUTION.

Garry P. Smith