

**Resolution 2020- 11**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF  
NASSAU COUNTY, FLORIDA, DECLARING NASSAU COUNTY'S  
SUPPORT OF THE SECOND AMENDMENT.**

**WHEREAS**, the Constitution of the United States is the supreme law of our nation; and

**WHEREAS**, the Second Amendment to the Constitution states, "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 U. S. Supreme Court in the *District of Columbia v. Heller*, 554 US 570 (2008), affirmed that the Second Amendment right to keep and bear arms is unconnected with service in a militia; and

**WHEREAS**, the U. S. Supreme Court in *United States v. Miller*, 307 US 174 (1939), supports that firearms that are part of ordinary military equipment or whose use could contribute to the common defense are protected by the Second Amendment; and

**WHEREAS**, the Fourteenth Amendment to the Constitution states in part that, "[n]o State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws"; and

**WHEREAS**, the U. S. Supreme Court in *McDonald v. City of Chicago*, 561 US 742 (2010), affirmed that a person's Second Amendment right to "keep and bear arms" is further secured by the "due process" and the "privileges and immunities" clauses of the Fourteenth Amendment; and

**WHEREAS**, the Tenth Amendment to the Constitution states that, “[t]he powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people”; and

**WHEREAS**, Article I, Section 8(a), of the Florida Constitution states that, “the right of the people to keep and bear arms in defense of themselves and of the lawful authority of the state shall not be infringed, except that the manner of bearing arms may be regulated by law”; and

**WHEREAS**, due to dual sovereignty of the U. S. Constitution, the Federal government has no authority to enforce state laws and States cannot be compelled to enforce Federal laws; and

**WHEREAS**, the Nassau County Board of County Commissioners each took an oath to support, protect and defend the Constitution and government of the United States and of the State of Florida; and

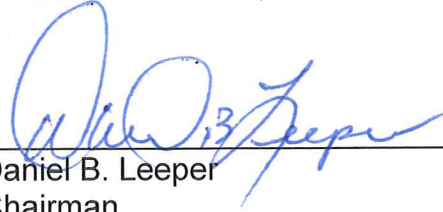
**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Nassau County, Florida, that:

**SECTION 1.** The Nassau County Board of County Commissioners hereby declares Nassau County’s support of the Second Amendment and opposition to any infringement of the right to bear arms, in order to preserve for the People of, on, and in Nassau County, their rights guaranteed by the Constitution of the United States of America.

**SECTION 2.** The Nassau County Board of County Commissioners hereby reaffirms their solemn oath to support, protect and defend the Constitution and government of the United States and of the State of Florida.

**PASSED AND DULY ADOPTED** this 27<sup>th</sup> day of January, 2020.

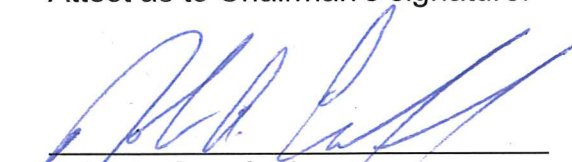
**BOARD OF COUNTY COMMISSIONERS  
NASSAU COUNTY, FLORIDA**



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Daniel B. Leeper  
Chairman

Attest as to Chairman's signature:




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John A. Crawford  
Its: Ex-Officio Clerk

MES  
01-28-20

Approved as to form by the  
Nassau County Attorney:



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Michael S. Mullin