

HM 545

2013

1 House Memorial

2 A memorial to the United States Congress and the
 3 President of the United States, urging Congress and
 4 the President to protect the constitutional right of
 5 the people to keep and bear arms.

6
 7 WHEREAS, the Second Amendment to the Unites States
 8 Constitution and Section 8, Article I of the State Constitution
 9 protect an individual's right to keep and bear arms, and

10 WHEREAS, the Supreme Court of the United States has found
 11 that the Second Amendment protects the right of individuals to
 12 possess any bearable arms commonly used for lawful purposes, and

13 WHEREAS, the President of the United States has made clear
 14 his intent to urge Congress to pass legislation that would
 15 restrict the lawful acquisition and possession of firearms and
 16 ban many firearms commonly used for self-defense, hunting,
 17 competition, and target shooting, and

18 WHEREAS, the Supreme Court of the United States has
 19 recognized that the principles of separate sovereignty, as
 20 embodied in the Tenth Amendment to the Unites States
 21 Constitution, prohibit the Federal Government from requiring the
 22 state or its officers to take part in any federal gun control
 23 scheme, and

24 WHEREAS, it is the duty of the Legislature to exercise all
 25 of its lawful authority and power to protect the right of the
 26 people of this state to keep and bear arms, NOW, THEREFORE,

27
 28 Be It Resolved by the Legislature of the State of Florida:

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30 That it is the sense of the Legislature that the proposals
31 of the President of the United States to restrict the arms
32 available to law-abiding citizens violate the United States
33 Constitution and that the Legislature, on behalf of the
34 government and citizens of the state, hereby notifies the
35 Congress and the President that it intends to lawfully use all
36 of its authority and power to resist or overturn any federal gun
37 control measure that violates the right of the people of this
38 state to keep and bear arms.

39 BE IT FURTHER RESOLVED that copies of this memorial be
40 dispatched to the President of the United States, to the
41 President of the United States Senate, to the Speaker of the
42 United States House of Representatives, and to each member of
43 the Florida delegation to the United States Congress.