

ORDINANCE 22 –

SHELBY COUNTY BOARD SECOND AMENDMENT PRESERVATION ORDINANCE

WHEREAS, the right of the people to keep and bear arms is guaranteed as an individual right under the Second Amendment to the United States Constitution and Article 1, Section 22 of the Constitution of the State of Illinois, and;

WHEREAS, the right of the people to keep and bear arms for defense of life, liberty, and property is regarded as an inalienable right by the citizens of Shelby County, Illinois

NOW THEREFORE IT IS HEREBY ENACTED by the Shelby County, Illinois Board as follows: All federal, state, and international laws, acts, orders, rules, regulations, proclamations, declarations and agreements passed by any federal, state, or international government whether past, present, or future, which infringe upon the people's right to keep and bear arms in accordance with natural law and guaranteed by the Second Amendment of the United States Constitution and Article I Section 22 of the Illinois State Constitution shall be deemed invalid in Shelby County, Illinois, shall not be recognized in Shelby County, Illinois, shall be specifically rejected by Shelby County, Illinois, and shall be considered null and void and having no effect in Shelby County, Illinois.

1. These include, but are not limited to:

- a. Any tax levy, fee or stamp imposed on firearms, firearm accessories, or ammunition not common to all other goods and services which will have an adverse effect on the purchase, ownership or possession of those items by the citizens of Shelby County, Illinois;
- b. Any registering or tracking of firearms, firearm accessories, or ammunition retailers which will have an adverse effect on the purchase, ownership or possession of those items in Shelby County Illinois;
- c. Any directive for firearms, firearm accessories, or ammunition confiscation in Shelby County Illinois.
- d. Any directive which infringes on the people's right to keep and bear arms in Shelby County, Illinois shall be considered null and void, and not recognized by Shelby County, Illinois. Presidential Executive Orders, Current House and Senate Bills include but are not limited to the topics of, firearm transfers, red flag laws such as firearms restraining order acts, gun violence studies and the funding thereof, online sales, delivery or purchasing, firearms storage requirements, devices or attachments which may be construed to alter the rate of fire, registration of firearms and/or firearm components, Firearm Owners Identification or fingerprinting requirements, magazine and/or ammunition feeding device capacity limitations, restrictions on gauge or caliber size, untraceable firearms and components including unfinished frames, bans on assault weapons, bans on classes of firearms based on features and characteristics or use and possession of items listed in the National Firearms Act. Law enforcement may conduct duties as needed in compliance with other laws so long as they do not infringe on the constitutional rights of the Second Amendment of the United States Constitution and the requirements of this Section.
- e. Any tax related to the exercise of any natural right is null and void, and of no effect.
- f. Shall not accept state or federal funding for any enforcement of laws inconsistent with this ordinance or the 2nd amendment

2. Shelby County, Illinois declares it is the duty of the courts and of law enforcement agencies, in accordance with sworn oaths to protect the rights of all citizens and that no person, public officer or employee of Shelby County, Illinois or any political subdivision of Shelby County, Illinois, shall have authority to enforce or attempt to enforce any directives infringing on the right to keep and bear arms.

3. Shelby County, Illinois grants the Sheriff of Shelby County, Illinois the discretion and authority to deputize United States Citizens in Shelby County, Illinois as needed, pursuant to or in accordance with 65 ILCS 5/3. 1-30-20, in order to prevent the enforcement of any illegal directive infringing on the right to keep and bear arms.
4. Shelby County, Illinois declares that any person while acting as an official agent, representative, employee, or deputy of any international, federal, state or municipal entity who enforces or attempts to impose any of the infringements identified in this ordinance or gives material aid and support to others who enforce or attempt to enforce any of the infringements identified in this ordinance may be permanently ineligible to be hired as a law enforcement officer or to supervise law enforcement officers for the Shelby County, Illinois Sheriff's Department.
5. Shelby County, Illinois declares that it must be the duty of the courts and law enforcement agencies to protect the rights of law abiding citizens to keep and bear arms and that no person, including a public officer or Shelby County employee can have authority to enforce or attempt to enforce any federal or state laws, orders, or rules infringing on the right to keep and bear arms.
6. All agents attempting to enforce the actions listed in, but not limited to, Section 1 of this ordinance, may be subject to arrest by the Shelby County, Illinois Sheriff's Office.
7. That a violation of this ordinance may subject the violator to a \$500 fine for each violation.
8. This ordinance will be known and cited as the "Second Amendment Preservation Ordinance of Shelby County, Illinois," and will be effective on the date of passage.

_____, 2022

Bryon Coffman, Chairman of the County Board

Attest: Jessica Fox, Shelby County Clerk