

House Concurrent Resolution No. 45

95TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES WALLACE (Sponsor), RIDDLE, MUNZLINGER, FAITH, KEENEY, LARGENT, BURLISON, WILSON (119), WOOD, COX, HOBBS, WILSON (130), CUNNINGHAM, WASSON, SATER, JONES (117), PARSON, TILLEY, DETHROW, COOPER, NOLTE, VIEBROCK, SCHAD, FRANZ, BRUNS, SMITH (14), RUESTMAN, DENISON, SMITH (150), DAY, GUEST, SCHARNHORST, POLLOCK, WELLS, SCHLOTTACH, EMERY, PARKINSON, SCHOELLER, LOEHNER, SELF, DIXON, DIEHL, KINGERY, LIPKE, SILVEY, FISHER (125), THOMSON, MOLENDORP, DUSENBERG, ERVIN, GRISAMORE, STREAM, DUGGER, WETER, McNARY, FLANIGAN, ALLEN, ZERR, DEEKEN, McGHEE, BRANDOM, STEVENSON, FLOOK, FUNDERBURK, NANCE, KOENIG, TRACY, SUTHERLAND, SANDER, WRIGHT, DIECKHAUS, BROWN (149), LAIR, GUERNSEY, RUZICKA, SCHIEFFER, BIERMANN, GRILL, AULL, SHIVELY, QUINN, TODD, SCAVUZZO, FISCHER (107), HARRIS, HODGES, DOUGHERTY, SWINGER, WITTE, KELLY, KUESSNER, ROORDA, FALLERT, BIVINS, GATSCHENBERGER, JONES (89), PRATT, NORR, ICET, RICHARD, NIEVES, LAMPE, KOMO, YATES AND MEADOWS (Co-sponsors).

2456L.011

Whereas, the right of the people to keep and bear arms is guaranteed under the
2 Second Amendment of the United States Constitution and under Article I, Section 23 of the
3 Missouri Constitution; and
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Whereas, on June 26, 2008, the United States Supreme Court made its first major
5 pronouncement on the right of individuals to keep and bear arms since the 1791 ratification of
6 the Second Amendment to the United States Constitution. In *District of Columbia v. Heller*,
7 the Supreme Court ruled that:
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10 (1) The Second Amendment protects an individual's civil right to possess a firearm
11 unconnected with service in a militia;
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13 (2) The Second Amendment protects an individual's civil right to use arms for
14 traditionally lawful purposes;
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16 (3) The Second Amendment protects the lawful use of arms for self-defense within the
17 home;
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19 (4) The core lawful purpose of the Second Amendment is self defense; and

20 **Whereas**, approximately 80 million Americans, representing half of U.S. homes,
21 own more than 223 million guns; and

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23 **Whereas**, the citizens of the State of Missouri derive economic benefit from all
24 safe forms of firearms recreation, hunting, and shooting conducted within the State using all
25 types of firearms allowable under the constitutions of Missouri and the United States:

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27 **Now, therefore, be it resolved** that the members of the House of
28 Representatives of the Ninety-fifth General Assembly, First Regular Session, the Senate
29 concurring therein, hereby join in the opinion of the United States Supreme Court recognizing
30 that the Second Amendment to the United States Constitution does protect an individual's civil
31 right to possess a firearm unconnected with service in a militia and protects an individual's civil
32 right to use arms for traditionally lawful purposes and protects the lawful use of arms for self
33 defense within the home and recognizes that the core lawful purpose of the Second Amendment
34 to the United States Constitution is self defense; and

35

36 **Be it further resolved** that the Missouri General Assembly strongly oppose
37 the enactment of any federal legislation or the imposition of any taxation or federal regulation
38 of firearms and ammunition that would unconstitutionally infringe upon the right of the people
39 to keep and bear arms under the United States and Missouri constitutions; and

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41 **Be it further resolved** that the Chief Clerk of the Missouri House of
42 Representatives be instructed to prepare properly inscribed copies of this resolution for the
43 President of the United States Senate, the Speaker of the United States House of Representatives,
44 and each member of the Missouri Congressional delegation.

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