

STATE OF TEXAS

COUNTY OF POLK

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**Resolution of the Polk County Commissioners Court  
Declaring Polk County, Texas a Second Amendment Sanctuary County**

On behalf of the citizens of Polk County, Texas, the Commissioners Court accepts as the following;

**WHEREAS**, removing Texans' right to bear arms and restricting the opportunity to protect themselves and their property is in contradiction to the U.S. Constitution; and

**WHEREAS**, a criminal's intent to harm others is a selfish act that is destined to occur regardless of whether firearms are available or not. By disarming the law abiding individuals, the criminal element that is intent on not adapting to the society in which they live is given the advantage; and

**WHEREAS**, the Declaration of Independence states that people are "endowed by their Creator with certain unalienable Rights... To secure these rights, Governments are instituted among Men, deriving their just powers from the consent of the governed"; and

**WHEREAS**, the Texas Constitution Article 1, Section 23, states "Every citizen shall have the right to keep and bear arms in the lawful defense of himself or the State, but the Legislature shall have the power, by law, to regulate the wearing of arms, with a view to prevent crime."; and

**WHEREAS**, the last protectors of the Constitution are the County Sheriff and WE the People of the United States of America and our ability to fulfill that role successfully rests on the Second Amendment Right. We the People of Polk County, Texas through this Resolution do hereby declare our Rights, our Freedom, and our Liberty as guaranteed by the Constitution of the United States of America; and

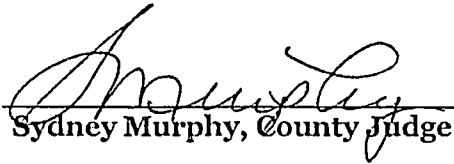
**WHEREAS**, it is desired that the Polk County Commissioners Court declare its support to the Second Amendment, to the United States Constitution, and the Texas Constitution protecting citizens inalienable and inevitable rights to keep and bear arms. The members of the Polk County Commissioners Court took an oath to support and defend the United States Constitution, the Constitution of the State of Texas and the laws of the State of Texas and so for as they are Constitutional.

**NOW THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS COURT OF  
POLK COUNTY, TEXAS**, the following:

1. The People of Polk County, Texas, through their duly sworn Commissioners Court and their Sheriff, resolve that Polk County, Texas, is hereby designated a "Second Amendment Sanctuary County" in order to preserve for the people of, on, and in Polk County, Texas, the right to keep and bear arms.

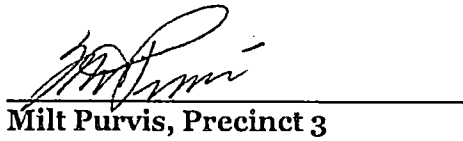
2. Polk County, Texas acknowledges the responsibility of allowing the residents the right to keep and bear arms by declaring itself to be a "Second Amendment Sanctuary County".
3. Polk County, Texas acknowledges
  - (a) The unalienable right to keep and bear arms, as specified in the Second Amendment to the U.S. Constitution, the Constitution of Texas, and further upheld by subsequent decisions of the U.S. Supreme Court;
  - (b) The right, as originally written and understood, to keep and bear arms for self-defense, personal safety, protection of one's family, and in defense of one's community and Country;
  - (c) The right to manufacture, transfer, purchase, and sell firearms and ammunition designed for those purposes outlined above, guaranteed by the U.S. Constitution and the Constitution of Texas;
  - (d) Furthermore, any regulation of the right to keep and bear arms or affiliated firearm rights that violate the Second, Ninth, Tenth or Fourteenth Amendments to the U.S. Constitution, that violates Article 1, Section 1, 23, 24 Code of the Texas Constitution and/or bypasses the Texas Penal Code Section 46.04 (1), (2) including Section 22.01 (1) and (2), or that violates numerous related U.S. Supreme Court decisions including those listed above shall be regarded by the People of, on, or in Polk County, to be unconstitutional, a transgression of the Supreme Law of the Land and its spirit of individual sovereignty.
4. Moreover, the criminal misuse of firearms is due to the fact that criminals do not obey laws and this is not a reason to abrogate or abridge the unalienable, Constitutionally-guaranteed rights of law abiding citizens. The last protectors of the U.S. Constitution are We the People of the United States and our ability to fulfill that role successfully rests on our Second Amendment rights.
5. Polk County, Texas will not authorize or appropriate government funds, resources, employees, agencies, contractors, buildings, detention centers or offices for the purpose of enforcing or assisting in the enforcement of any element of such acts, laws, orders, mandates rules or regulations, that infringe on the right by the people to keep and bear arms as described and defined in detail above.

APPROVED and ADOPTED this 27<sup>th</sup> day of April, 2021.

  
Sydney Murphy, County Judge

  
Guylene Robertson, Precinct 1

  
Ronnie Vincent, Precinct 2

  
Milt Purvis, Precinct 3

  
Tommy Overstreet, Precinct 4

Attest:   
(seal) Schelana Hock, County Clerk

