



Bradley County Commission
Thomas Crye, Chairperson
WORK SESSION AGENDA
June 26, 2023, at 7:00p.m.
Bradley County Courthouse

1. Call to order
2. Invocation
3. Pledge of allegiance – Commissioner Daniel Beaty
4. Report from county mayor
5. Reports from committees and/or districts
6. Agenda items
 - A. Resolution requesting the Tennessee General Assembly preserve the fundamental right of Tennesseans to keep and bear arms and in furtherance of this opposition requesting that Governor Lee, the Bradley County Legislative Delegation, the Tennessee General Assembly and the Tennessee Attorney General take all steps possible to oppose, protest and challenge any such legislation that restricts or infringes upon this constitutional right (see pages 2-3) – Commissioner Tommy Ledford
7. Communication from the audience
8. Announcements
9. Adjourn

Next meeting: Voting Session – Monday, July 3, at **12:00pm**, Courthouse

Upcoming Events

- *County offices closed tomorrow in observance of Independence Day holiday
- *Friday Festival, June 30, at 7:00p.m., First Street Square



RESOLUTION 2023-__

RESOLUTION REQUESTING THE TENNESSEE GENERAL ASSEMBLY PRESERVE THE FUNDAMENTAL RIGHT OF TENNESSEANS TO KEEP AND BEAR ARMS AND IN FURTHERANCE OF THIS OPPOSITION REQUESTING THAT GOVERNOR LEE, THE BRADLEY COUNTY LEGISLATIVE DELGATION, THE TENNESSEE GENERAL ASSEMBLY AND THE TENNESSEE ATTORNEY GENERAL TAKE ALL STEPS POSSIBLE TO OPPOSE, PROTEST AND CHALLENGE ANY SUCH LEGISLATION THAT RESTRICTS OR INFRINGES UPON THIS CONSTITUTIONAL RIGHT

WHEREAS, the Second Amendment to the U.S. Constitution reads as follows: “*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 *McDonald v. Chicago* 561 U.S. 742 (2010) ruled that the Second Amendment to the United States Constitution which guarantees “the right of the people to keep and bear arms”, applies to state and local governments as well as to the federal government; and

WHEREAS, the Bradley County Commission recognizes the importance of the Second Amendment and firmly believes that it should be upheld and defended against any efforts to restrict or infringe upon this constitutional right; and

WHEREAS, responsible gun ownership and use are critical components of our society, and efforts to improve safety and reduce violent crime must be focused on addressing the root causes of criminal behavior, rather than penalizing law-abiding gun owners; and

WHEREAS, the adoption of any “red flag”, “extreme risk protection orders” and similar laws labeled differently violate the mandates of the Second Amendment and the 5th Amendment of the U.S. Constitution because such laws, 1) potentially deprive law abiding citizens of their right to self-defense, 2) violate the due process doctrine by potentially depriving a citizen of property and self-defense based on presumptions, accusations, or a prediction of future behavior of a person, and 3) unfairly punish and infringe, without a criminal conviction, the right of citizen(s) to keep and bear arms.

NOW, THEREFORE, BE IT RESOLVED by the Bradley County Legislative Body meeting in regular session at Cleveland, Tennessee, on this 3rd day of July, 2023, that the General Assembly of the state of Tennessee is urged to reject the adoption of any “red flag”, “extreme risk protection orders” and similar laws labeled differently violate the mandates of the Second Amendment and the 5th Amendment of the U.S. Constitution because such laws, 1) potentially deprive law abiding citizens of their right to self-defense, 2) violate the due process doctrine by potentially depriving a citizen of property and self-defense based on presumptions, accusations, or a prediction of future behavior of a person, and 3) unfairly punish and infringe, without a criminal conviction, the right of citizen(s) to keep and bear arms.

BE IT FURTHER RESOLVED that the General Assembly of the state of Tennessee is urged to focus efforts to improve safety and reduce violent crime on addressing the root causes of criminal behavior, rather than penalizing law-abiding gun owners.

BE IT FURTHER RESOLVED that upon approval and signing of this Resolution, a copy be transmitted to the legislators that represent Bradley County, Tennessee, the governor of the state of Tennessee, the speaker of the Tennessee House of Representatives and the speaker of the Tennessee Senate.

BE IT FURTHER RESOLVED that the Bradley County Commission requests that Governor Bill Lee, the Bradley County Legislative Delegation, the Tennessee General Assembly and the Tennessee Attorney General to take all steps possible within their respective authority to oppose, protest any legislation that infringes upon the constitutional rights of Tennesseans as set forth herein.

BE IT FURTHER RESOLVED that this Resolution shall take effect upon passage, having been properly signed, certified and meeting all other legal requirements of the Bradley County Commission, and as otherwise provided by law, the public welfare requiring it.

Adopted this 3rd day of July, 2023.

Thomas Crye, Chairman

Donna A. Simpson, County Clerk

RATIFY OR VETO:

D. Gary Davis, County Mayor