

BEFORE THE BOARD OF COUNTY COMMISSIONERS

IN AND FOR THE COUNTY OF CURRY, OREGON

In the Matter of the Elected Oath)
of Office and Responsibilities therein) RESOLUTION No. _____
for Elected Officials within the State)
of Oregon)

WHEREAS, the Curry County Board of Commissioners and Elected Officials across the Great State of Oregon are sworn into their respective positions by taking an oath of office; and

WHEREAS, the Oath of Office for the Oregon Legislature reads, “I, _____, do solemnly swear, or affirm, that I will support the Constitution of the United States, and the Constitution of the State of Oregon, and that I will faithfully discharge the duties of OREGON STATE REPRESENTATIVE/SENATOR according to the best of my ability”; and

WHEREAS, the Oath of Office for the Board of Curry County Commissioners reads, “I _____, do solemnly swear that I will support the Constitution of the United States of America, and the Constitution of the State of Oregon, and the laws thereof, and will faithfully and honorably demean myself in the office of CURRY COUNTY COMMISSIONER to which I have been elected, to the best of my ability, so help me God”; and

WHEREAS, the Second Amendment to the Constitution of the United States of America reads, “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, Article 1, Section 27 of the Constitution of the State of Oregon reads, “The people shall have the right to bear arms for the defense of themselves, and the State, but the Military shall be kept in strict subordination to the civil power”; and

WHEREAS, Article 1, Section 33 of the Constitution of the State of Oregon reads, “This enumeration of rights and privileges shall not be construed to impair or deny others retained by the people”; and

WHEREAS, Section 1 of the Fourteenth Amendment to the Constitution of the United States of America reads, “No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws”; and

WHEREAS, the Fourteenth Amendment to the Constitution of the United States of America clearly defines that the fundamental freedoms relating to the Second Amendment to the Constitution of the United States of America to have the right to keep and bear arms may not be infringed; and

WHEREAS, the rights of the people to keep and bear arms are further protected from infringement by State and Local Governments under the Ninth and Tenth Amendments to the Constitution of the United States of America as well as Article 1 of the Constitution of the State of Oregon; and

NOW, THEREFORE, THE BOARD OF CURRY COUNTY COMMISSIONERS HEREBY RESOLVES:

To reaffirm the Oath of Office of our Elected Positions as Curry County Commissioners and swear to support the Constitution of the United States of America, and the Constitution of the State of Oregon, and the laws thereof ; and

To remind all Elected Officials of the State of Oregon of the same Oath of Office they have taken for their respective Elected Positions; and

That with taking the Oath of Office as an Elected Official in the State of Oregon, to swear to support the Constitution of the United States and the State of Oregon and uphold the laws thereof; and

By taking said Oath, no law shall be written to infringe on any citizen's right within the State of Oregon in regards to the Second Amendment of the Constitution of the United States of America; and

That the citizens' rights assured to them by the Second Amendment of the United States of America are further protected under the Ninth and Tenth Amendments of the Constitution of the United States of America as well as the Article 1 of the Constitution of the State of Oregon; and

That any laws enacted that violate or infringe upon the Constitution of the United States of America or the Constitution of the State of Oregon is in direct conflict and violation of the Oath of Office taken to fulfill the duties of the Elected Position represented.

DATED this 18th day of February, 2015.

BOARD OF CURRY COUNTY COMMISSIONERS

Susan Brown, Chair

Drafted By:
Commissioner David Brock Smith

Thomas Huxley, Vice Chair

Approved as to Form:

M. Gerard Herbage
Curry County Legal Counsel

David Brock Smith, Commissioner