

## **Legislative Background for New California State Joint Resolution 19-05**

The Constitution of the United States of America is the supreme law of the land. The United States Constitution Second Amendment states: *"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."*

All people are by nature free and independent, and have certain inalienable rights, among which are those of enjoying and defending life and liberty; acquiring, possessing, and protecting property; and pursuing and obtaining safety and happiness.

A well-armed citizenry is necessary to the security of a free individual, state, and country, the right of the people to keep and bear arms shall not be infringed. Every citizen shall have the right to keep and bear arms in the lawful defense of self or the State. Based upon the rights guaranteed by the Constitution, the United States citizens of New California State do invoke their Constitutional right to keep and bear arms.

The State of New California and its citizens claim the right, as guaranteed by the United State's Constitution's 2nd Amendment to bear arms (including firearms) in defense of their liberties and safety when their government refuses to do so and most importantly protect themselves from any form of tyrannical government.

**NEW CALIFORNIA STATE  
JOINT RESOLUTION NO. 19-05**

**A JOINT RESOLUTION OF THE ASSEMBLY AND THE SENATE OF NEW CALIFORNIA STATE DECLARING THAT THE STATE OF NEW CALIFORNIA IS A PRO-SECOND AMENDMENT STATE AND AFFIRMS THAT THE RIGHT TO KEEP AND BEAR ARMS AND CARRY FIREARMS, CONCEALED AND OPEN-CARRY, IS A PERSONAL RIGHT, AND SHALL NEVER BE INFRINGED OR BANNED BY ANY GOVERNMENT**

**WHEREAS**, Amendment II of the United States Constitution states clearly that “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.” We affirm that the rights of the citizen to keep and bear arms cannot be limited by any state; and

**WHEREAS**, law abiding citizens of California are suffering from an oppressive, dictatorial state government which enables and supports the invasion of the United States of America by illegal foreign nationals across California’s southern border, and further protects vicious foreign nationals and criminals who commit outrageous acts of violence upon the citizens of California through the refusal to enforce federal statutes; and

**WHEREAS**, many of these criminals are associated with foreign drug cartels and other foreign entities who use rural wilderness areas to operate drug farms and attack citizens who live and recreate in the same wilderness areas without infringement by the California government; and

**WHEREAS**, rogue foreign national street gangs operate unhindered in many urban centers, and drug cartels run freely in rural areas, while the state government limits the law-abiding citizens of the State to their right of self-defense; and

**WHEREAS**, the totalitarian California government and the current despotic Governor are weaponizing the regulatory system to systematically infringe on the citizens’ rights to keep and bear arms by limiting the type, manufacture, style, magazine capacity, and the amount of ammunition that a citizen may purchase or have in their possession, including the time, place and manner of possession, including any additional restriction they can institute; and

**WHEREAS**, the tyrannical California government and the current tyrannical governor have refused to accept the root cause(s) of violence in any shooting by addressing the perpetrator either as a criminal or mentally impaired individual. They instead attack the tool, the firearm, and not the person committing the act; and

**WHEREAS**, two of the highest causes of deaths in the United States and California are automobile accidents and suicides. The deaths by suicide point directly to serious mental health issues and the misuse of alcohol and drugs, not firearms as the causes of these tragic events; and

**WHEREAS**, the right of self-defense, and the protection of life and liberty, through the possession and use of firearms, has been clarified by the United States Supreme Court in its 2008 case *Washington DC v. Heller* wherein it affirmed each citizen has the right to keep and bear arms for self-defense; and

**WHEREAS**, schools should be protected by willing teachers and staff that are proficient in the use of firearms, including such use in a school environment, as this has been demonstrated to be a deterrent to school shootings; and

**WHEREAS**, the State of California has usurped the Constitutional right to keep and bear arms of the citizens of the state by imposing restrictive regulations to purchase, transport, carry, or possess firearms and ammunition in the form of excessive fees, taxes, and duties; and

**WHEREAS**, the dictatorial California Legislature, in concert with the despotic Governor has infringed on the rights of the citizens of the state through the adoption and enforcement of "Red Flag" laws which violate the Constitutional rights of the citizens of California through the means of firearms confiscation without due process; labeling citizens who oppose the rogue government as defiant, dangerous and mentally ill.

**BE IT RESOLVED**, we, the citizens of New California State, in agreement with the Founders of the United States, seek to affirm and pledge our allegiance to the United States and live under the tenants of liberty our fathers and forefathers fought, bled, and died for; and these Citizens who support the traditional liberties which are our birthright as Americans and Californians, do seek a state of our own to be known as New California State.

**BE IT FURTHER RESOLVED**, as a preventative measure against government infringement of the right to keep and bear arms, including open-carry and concealed, no tax of any kind shall be placed upon firearms or firearm ammunition.

**BE IT FURTHER RESOLVED**, New California State recognizes and affirms that the United States Constitution clearly and absolutely establishes the right of the people to keep and bear arms, and to carry those arms openly, as well as concealed on their person, and that this right shall not be infringed. That no fee, or license, permit, test, or other burden or impediment shall be imposed upon the people, nor upon the ammunition, necessary components of arms, that may infringe upon or limit this right.

**BE IT FURTHER RESOLVED**, we, the citizens of New California State, having observed the inalienable right of self-protection and the right to own and bear arms, as documented in the Second Amendment of the United States Constitution reaffirm the Second Amendment for the citizens of New California saying “. . . the right of the people to keep and bear Arms, shall not be infringed.”

**BE IT FURTHER RESOLVED**, New California State is in agreement with the First President of the United States, George Washington, when he stated, “a free people ought not only be armed and disciplined, but they should have sufficient arms and ammunition to maintain a status of independence from any who might attempt to abuse them, which would include their own government.”

**BE IT FURTHER RESOLVED**, New California State defends the right of the citizens of the United States to defend against all enemies foreign and domestic.

**NOW THEREFORE, BE IT FURTHER RESOLVED**, New California State shall be a “Stand Your Ground” State, and as such, hereby affirms the natural right of the citizens to self-defense and use deadly force whenever necessary. New California State recognizes the right of the citizens to stand their ground without the requirement of retreat in the face of any and all threats to their person, their life, their property, their rights and liberties, and those of their family, associates and fellow citizens. No citizen shall be charged for any crime relating to their lawful use of deadly force or use of a firearm or other weapon when they are exercising their right to stand their ground, or to self-defense or the defense of others.

ADOPTED this 4th day of July, 2019.

AYES: 39

NOES: 0

ABSTAIN: 0

New California State Assembly

New California State Senate

\_\_\_\_\_  
Liz Ritchie, Contra Costa County  
Speaker of the Assembly

\_\_\_\_\_  
David Arnold, Orange County  
President Pro Tem

New California State Executive

\_\_\_\_\_  
Paul Preston  
President, New California State