

April 9, 2021

SENATE RESOLUTION No. 39

DIGEST OF RESOLUTION

A SENATE RESOLUTION declaring that the policy of the state is to protect the constitutional right to keep and bear arms.

**Tomes, Sandlin, Baldwin, Kruse,
Freeman, Garten, Boots, Gaskill,
Doriot, Raatz, Busch, Houchin,
Walker K, Crider, Bohacek,
Niemeyer, Bassler, Becker, Glick,
Buck, Donato, Brown L, Rogers,
Charbonneau, Leising, Buchanan,
Messmer, Holdman, Koch, Young M**

April 1, 2021, read first time and referred to Committee on Judiciary.
April 8, 2021, reported favorably — Do Pass.

SR 39—RR 3534/DI NM



April 9, 2021

First Regular Session 122nd General Assembly (2021)

SENATE RESOLUTION No. 39

MADAM PRESIDENT:

I offer the following resolution and move its adoption:

1 A SENATE RESOLUTION declaring that the policy of the
2 state is to protect the constitutional right to keep and bear arms.

3 *Whereas, The Constitution of the United States of America,*
4 *in the second amendment, states: "A well regulated militia,*
5 *being necessary to the security of a free State, the right of the*
6 *people to keep and bear arms, shall not be infringed";*

7 *Whereas, The Constitution of the State of Indiana, in*
8 *Article 1, Section 32, states: "The people shall have a right to*
9 *bear arms, for the defense of themselves and the State";*

10 *Whereas, All power is inherent in the people and all free*
11 *governments are, and of right ought to be, founded on the*
12 *people's authority and instituted for the people's peace, safety,*
13 *and well-being;*

14 *Whereas, The free, ongoing, and unencumbered right to*
15 *possess modern and serviceable firearms, ammunition, and*
16 *accessories is necessary to protect these rights;*

17 *Whereas, The constitutional rights of Americans to keep*
18 *and bear arms for the protection of themselves, their states, and*

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1 *their country shall not be infringed;*

2 *Whereas, Indiana has universal reciprocity for every state's*
 3 *firearms carry permits, as well as a statewide preemption law*
 4 *that restricts local governments from limiting citizens' rights to*
 5 *defend themselves and to carry firearms; and*

6 *Whereas, In addition, Indiana is the first and only state to*
 7 *have a lifetime firearms carry license: Therefore,*

8 *Be it resolved by the Senate of the*
 9 *General Assembly of the State of Indiana:*

10 SECTION 1. That it is the policy of the Indiana Senate that
 11 Indiana will oppose any punitive taxes, fines, confiscations,
 12 restrictions, or prohibitions concerning lawful firearms,
 13 accessories, or ammunition.

14 SECTION 2. That it is the policy of the Indiana Senate that
 15 Indiana will not comply with or assist in any attempts, state or
 16 local, or foreign or domestic, to restrict the constitutional rights
 17 of Hoosiers.

18 SECTION 3. That it is the policy of the Indiana Senate that
 19 Indiana will not restrict or otherwise limit or penalize the
 20 manufacture, possession, sale, distribution, or purchase of
 21 firearms based on their ornamentation or appearance, or on their
 22 magazine or ammunition capacity.

23 SECTION 4. That it is the policy of the Indiana Senate that
 24 Indiana will ensure that manufacturers, retailers, distributors,
 25 companies, and persons that deal and manufacture the products
 26 that are protected under both the United States and Indiana
 27 constitutions are provided with the same robust rights to engage
 28 in lawful commerce as all Hoosiers enjoy.

29 SECTION 5. That the Secretary of the Senate transmit a
 30 copy of this Resolution to the legislative council.

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COMMITTEE REPORT

Madam President: The Senate Committee on Judiciary, to which was referred Senate Resolution No. 39, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said resolution DO PASS.

(Reference is to SR 39 as introduced.)

BROWN L, Chairperson

Committee Vote: Yeas 6, Nays 3

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