

SENATE FILE NO. SF0102

Second Amendment Protection Act.

Sponsored by: Senator(s) Hicks, Cooper, Dockstader,
Driskill, Kinskey, Kolb, Kost, Nethercott
and Steinmetz and Representative(s)
Burkhart, Greear, Haroldson, Jennings, Olsen
and Styvar

A BILL

for

1 AN ACT relating to the regulation of firearms and the
2 protection of constitutional rights; providing a
3 declaration of authority; prohibiting the enforcement of
4 federal regulation of firearms by state officials;
5 providing penalties; and providing for an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.** W.S. 9-14-201 through 9-14-203 are created
10 to read:

11

12

ARTICLE 2

13

SECOND AMENDMENT PROTECTION ACT

14

1 **9-14-201. Short title.**

2

3 This article shall be known and may be cited as the "Second
4 Amendment Protection Act."

5

6 **9-14-202. Declaration of authority.**

7

8 (a) The Second Amendment Protection Act is enacted
9 under the authority of the second and tenth amendments to
10 the United States Constitution, article 1, section 24 of
11 the Wyoming Constitution, Wyoming's agreement with the
12 United States that the state adopted when it joined the
13 Union under the United States Constitution's system of dual
14 sovereignty, and Printz v. United States, 521 U.S. 898
15 (1997).

16

17 (b) The legislature further declares that the
18 authority for W.S. 9-14-201 through 9-14-203 is provided by
19 the findings in W.S. 6-8-406.

20

21 **9-14-203. Prohibiting the enforcement of federal**
22 **regulation of firearms; penalties; defense of Wyoming**
23 **citizens.**

1

2 (a) This state and all political subdivisions of this
3 state are prohibited from using any personnel or funds
4 appropriated by the legislature of the state of Wyoming or
5 any other source of funds that originated within the state
6 of Wyoming to enforce, administer or cooperate with any
7 act, law, treaty, judicial or executive order, rule or
8 regulation of the United States government that infringes
9 on or impedes the free exercise of individual rights
10 guaranteed under the Second Amendment to the Constitution
11 of the United States.

12

13 (b) Nothing in this act shall limit or restrict a
14 public servant, as defined in W.S. 6-5-101(a)(vi), from
15 providing assistance to federal authorities for purposes
16 not specifically identified in subsection (a) of this
17 section.

18

19 (c) Any public servant, as defined in W.S.
20 6-5-101(a)(vi), who violates subsection (a) of this section
21 shall be subject to the penalties in W.S. 6-8-405(b). As
22 used in this subsection, the penalties in W.S. 6-8-405(b)
23 shall be applied to public servants.

