



Colfax County
Board of Commissioners

P.O. Box 1498 • Raton, New Mexico 87740

Phone: (575) 445-9661 • Fax: (575) 445-2902

www.co.colfax.nm.us

COMMISSIONERS

BOBBY LEDOUX

Chairman
525 Cook Ave
Raton, NM 87740
(575) 447-7167

JAMES L. NEWTON

Vice-Chairman
P.O. Box 156
Springer, NM 87747
(505) 228-2485

ROY P. FERNANDEZ

Member
455 A NM SR 72
Raton, NM 87740
(575) 445-2846

MARY LOU KERN

Colfax County Manager
(575) 445-9661

RAYETTA M. TRUJILLO

County Clerk
(575) 445-5551

RESOLUTION 2019-8

**DECLARING COLFAX COUNTY TO BE A SECOND
AMENDMENT SANCTUARY COUNTY**

WHEREAS, the Colfax County Board of County Commissioners met in a Special Meeting on March 12, 2019 at 0900 am at 230 N. 3rd St., Raton, New Mexico; and

WHEREAS, NMSA 1978, Section 4-37-1 (1995) provides that Counties have the power to, "provide for the safety, preserve the health, promote the prosperity and improve the morals, order, comfort and convenience of any county or its inhabitants"; and

WHEREAS, NMSA, 1978, Section 4-38-18 (1976) provides that a Board of Commissioners has the duty and authority "to represent the county and have the care of the county property and the management of the interest of the county in all cases where no other provision is made by law; and

WHEREAS, the Second Amendment to the United States Constitution, adopted in 1791 as part of the Bill of Rights, protects the inalienable and individual right of the people to keep and bear arms; and

WHEREAS, The Supreme Court in the District of Columbia v. Heller 554 U.S. 570 (2008), affirmed an individual's right to possess firearms, unconnected with service in a militia, for traditionally lawful purposes, such as self-defense within the home; and

WHEREAS, the Supreme Court in McDonald v. Chicago, 561 U.S. 742 (2010), affirmed that the right of an individual to "keep and bear arms," as protected under the Second Amendment is incorporated by the Due Process Clause of the Fourteenth Amendment to the states; and

WHEREAS, the Supreme Court, in United States v. Miller, 307 U.S. 174 (1939), opined that firearms that are part of ordinary military equipment, or with use that could contribute to the common defense are protected by the Second Amendment; and