

Introduced by: Smalley  
Substitute Introduced: 07/07/20  
O2020-29 (Mayor, Bjorkman, Blakeley, Carpenter) See Original Ordinance for Prior History  
Action: Failed to Amend by Substitute  
Vote: 4 Yes, 5 No, 0 Absent

**KENAI PENINSULA BOROUGH  
ORDINANCE 2020-29  
(SMALLEY) SUBSTITUTE**

**AN ORDINANCE SUPPORTING THE RIGHTS OF ALL INDIVIDUALS PROTECTED  
BY THE CONSTITUTION OF THE UNITED STATES AND ALL TWENTY-SEVEN  
AMENDMENTS OF SAID CONSTITUTION**

**WHEREAS,** all 27 Amendments of the Constitution of the United States are safely enshrined and fully protected in the United States Constitution; and

**WHEREAS,** these 27 Amendments are not under any threat and in no need of being defended; and

**WHEREAS,** the 27 Amendments of the United States Constitution are quite well protected at both the State of Alaska and the federal levels; and

**WHEREAS,** the Kenai Peninsula Borough Mayor swore an Oath of Office, to support and defend the Constitution of the United States, which includes all amendments, the State of Alaska Constitution which includes its amendments, and the ordinances of the Kenai Peninsula Borough; and

**WHEREAS,** all members of the Kenai Peninsula Borough Assembly swore an Oath of Office, to support and defend the Constitution of the United States which includes all Amendments, the Constitution and amendments of the State of Alaska, and the Ordinances of the Kenai Peninsula Borough; and

**WHEREAS,** Alaska Statute 44.99.040 prohibits the use of local funds to implement or aide in the implementation of a federal law that would infringe on a person's rights afforded to all citizens by the Constitution of the United States to keep and bear arms, deny a person a right to due process, or a protection of due process, that would otherwise be available to the person under the Constitution of the State of Alaska or the Constitution of the United States; and

**WHEREAS,** the assembly wishes to express its deep commitment to protect all rights afforded by these Constitutions to all citizens of the Kenai Peninsula Borough;

**NOW THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:**

**SECTION 1.** That this is an Uncodified Ordinance.

**SECTION 2.** That the assembly opposes legislation that would infringe upon or take away constitutionally protected rights afforded to borough citizens by the Constitution of the United States and the Alaska Constitution.

**SECTION 3.** That this ordinance shall become effective immediately upon its enactment.

**ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS \* DAY OF \*, 2020.**

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Kelly Cooper, Assembly President

ATTEST:

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Johni Blankenship, MMC, Borough Clerk

Yes: Dunne, Johnson, Smalley, Cooper

No: Bjorkman, Blakeley, Carpenter, Cox, Hibbert,

Absent: None