

HOUSE JOINT RESOLUTION NO. 3

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-THIRD LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES RAUSCHER, Vance

Introduced: 2/1/23

Referred: Judiciary, State Affairs

A RESOLUTION

1 **Encouraging Congress to pass the Concealed Carry Reciprocity Act or a similar bill.**

2 **BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3 **WHEREAS** the Second Amendment to the Constitution of the United States provides
4 that "the right of the people to keep and bear Arms, shall not be infringed"; and

5 **WHEREAS** the United States Supreme Court has a history of protecting the right of
6 individual citizens to bear arms as provided in the Second Amendment to the Constitution of
7 the United States; and

8 **WHEREAS**, in *District of Columbia v. Heller*, 554 U.S. 570 (2008), the United States
9 Supreme Court held that the Second Amendment protects an individual right to possess a
10 firearm unconnected with service in a militia, and to use that arm for traditionally lawful
11 purposes, such as self-defense within the home; and

12 **WHEREAS** art. I, sec. 19, of the Constitution of the State of Alaska provides that
13 "[t]he individual right to keep and bear arms shall not be denied or infringed by the State or a
14 political subdivision of the State"; and

15 **WHEREAS**, where it is legal to do so, a person who is 21 years of age or older and
16 who may legally possess a firearm may carry a firearm in the state without a concealed carry

1 permit; and

2 **WHEREAS** the state issues permits to carry a concealed handgun as provided in
3 AS 18.65.700 - 18.65.790; and

4 **WHEREAS** art. IV, sec. 1, of the Constitution of the United States provides that
5 every state shall give full faith and credit to the judicial proceedings and documents of every
6 other state and that Congress may determine how those documents will be recognized; and

7 **WHEREAS**, under art. IV, sec. 1, Constitution of the United States, states provide
8 reciprocity for legally issued driver's licenses from other states; and

9 **WHEREAS** states that issue concealed carry permits restrict eligibility to persons
10 who are eligible under federal and state laws to legally possess a firearm; and

11 **WHEREAS** states that issue concealed carry permits require the applicant to complete
12 a handgun competency course and display the applicant's ability and knowledge of related
13 responsibilities to legally operate a firearm; and

14 **WHEREAS** states that issue concealed carry permits require applicants to submit
15 fingerprints and pass a criminal background check; and

16 **WHEREAS** 19 states currently provide reciprocity for concealed carry permits issued
17 in other states;

18 **BE IT RESOLVED** that the Alaska State Legislature respectfully requests that the
19 United States Congress pass legislation that amends the federal criminal code to allow an
20 individual qualified to carry or possess a concealed handgun in one state to carry or possess a
21 concealed handgun in another state that also allows individuals to carry concealed firearms;
22 and be it

23 **FURTHER RESOLVED** that the Alaska State Legislature encourages the United
24 States Congress to pass the Concealed Carry Reciprocity Act (H.R. 38) from the 117th
25 Congress or a similar bill; and be it

26 **FURTHER RESOLVED** that the Alaska State Legislature respectfully requests that
27 the President of the United States sign into law legislation passed by Congress that enacts the
28 Concealed Carry Reciprocity Act (H.R. 38) from the 117th Congress or a similar bill.

29 **COPIES** of this resolution shall be sent to the Honorable Joseph R. Biden, President
30 of the United States; the Honorable Kamala D. Harris, Vice President of the United States and
31 President of the U.S. Senate; the Honorable Kevin McCarthy, Speaker of the U.S. House of

- 1 Representatives; and the Honorable Lisa Murkowski and the Honorable Dan Sullivan, U.S.
- 2 Senators, and the Honorable Mary Peltola, U.S. Representative, members of the Alaska
- 3 delegation in Congress.