

**CS FOR HOUSE JOINT RESOLUTION NO. 9(JUD)**  
**IN THE LEGISLATURE OF THE STATE OF ALASKA**  
**TWENTY-FIRST LEGISLATURE - FIRST SESSION**

**BY THE HOUSE JUDICIARY COMMITTEE**

**Offered: 3/5/99**  
**Referred: Rules**

**Sponsor(s): REPRESENTATIVES CROFT, James, Dyson, Green, Brice, Therriault, Berkowitz, Foster, Harris, Coghill, Hudson, Morgan, Halcro, Austerman, Ogan, Kott, Cowdery, Phillips, Smalley, Whitaker, Cissna, Kapsner, Kemplen**

**A RESOLUTION**

**1 Urging the President of the United States and the Congress to act to ensure that**  
**2 federal agencies do not retain records relating to lawful purchase or ownership**  
**3 of firearms gathered through the Brady Handgun Bill instant check system.**

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

**5 WHEREAS** the Second Amendment to the Constitution of the United States protects  
**6 the right of all citizens to keep and bear arms; and**

**7 WHEREAS** art. I, sec. 19, Constitution of the State of Alaska, clarifies that the right  
**8 to keep and bear arms is an individual right in Alaska; and**

**9 WHEREAS** the intent of H.R. 1025, known as the Brady Handgun Bill, when passed  
**10 by the Congress was to create an instant criminal background check system that kept records**  
**11 only on individuals who are prohibited from lawfully owning firearms; and**

**12 WHEREAS** the Brady Handgun Bill specifically states that, when a call to the instant  
**13 check system reveals that a person may lawfully own firearms, "the system shall . . . destroy**  
**14 all records of the system with respect to the call (other than the identifying number and the**  
**15 date the number was assigned) and all records of the system relating to the person or the**  
**16 transfer." (18 U.S.C. 922(t)(2)(C)); and**

1           **WHEREAS** the Federal Bureau of Investigation (FBI) has indicated an intent to keep  
2 records gathered through the Brady Handgun Bill instant check system regarding lawful  
3 owners of firearms in its data banks for "audit purposes"; and

4           **WHEREAS** the actions of the FBI are contrary to both the letter and the spirit of the  
5 Brady Handgun Bill and further erode the constitutional right of Alaskans to keep and bear  
6 arms;

7           **BE IT RESOLVED** that the Alaska State Legislature respectfully urges the President  
8 of the United States to prevent federal agencies from maintaining information regarding lawful  
9 owners of firearms in violation of the Brady Handgun Bill; and be it

10          **FURTHER RESOLVED** that the Alaska State Legislature respectfully urges the  
11 Congress to make any necessary statutory changes to prevent federal agencies from  
12 maintaining information regarding the lawful possession of firearms.

13          **COPIES** of this resolution shall be sent to the Honorable Bill Clinton, President of the  
14 United States; the Honorable Al Gore, Jr., Vice-President of the United States and President  
15 of the U.S. Senate; Louis Freeh, Director of the Federal Bureau of Investigation; the  
16 Honorable Trent Lott, Majority Leader of the U.S. Senate; the Honorable Dennis Hastert,  
17 Speaker of the U.S. House of Representatives; and to the Honorable Ted Stevens and the  
18 Honorable Frank Murkowski, U.S. Senators, and the Honorable Don Young, U.S.  
19 Representative, members of the Alaska delegation in Congress.