

SB 154 - AS AMENDED BY THE HOUSE

04/01/2021 0987s
3Jun2021... 1220h

2021 SESSION

21-1079
04/08

SENATE BILL **154**

AN ACT prohibiting the state from enforcing any federal statute, regulation, or Presidential Executive Order that restricts or regulates the right of the people to keep and bear arms.

SPONSORS: Sen. Bradley, Dist 3; Sen. Daniels, Dist 11; Sen. Gannon, Dist 23; Sen. Giuda, Dist 2; Sen. Avard, Dist 12; Sen. Carson, Dist 14; Rep. Weyler, Rock. 13; Rep. Osborne, Rock. 4; Rep. Rice, Hills. 37

COMMITTEE: Judiciary

AMENDED ANALYSIS

This bill prohibits the state of New Hampshire, a political subdivision of this state, or any person acting under the color of state, county, or municipal law from using any personnel or financial resources to enforce, administer, or cooperate with any law, act, rule, order, or regulation of the United States Government or Executive Order of the President of the United States that is inconsistent with any law of this state regarding the regulation of firearms, ammunition, magazines or the ammunition feeding devices, firearm components, firearms supplies, or knives.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears ~~[in brackets and struckthrough.]~~
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty One

AN ACT prohibiting the state from enforcing any federal statute, regulation, or Presidential Executive Order that restricts or regulates the right of the people to keep and bear arms.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 New Chapter; Federal Statutes, Regulations, and Presidential Executive Orders Relating to
2 the Right to Keep and Bear Arms. Amend RSA by inserting after chapter 159-D the following new
3 chapter:

4 CHAPTER 159-E

5 PRESIDENTIAL EXECUTIVE ORDERS AND STATUTORY LAW

6 RELATING TO THE RIGHT TO KEEP AND BEAR ARMS

7 159-E:1 Federal Statutes, Regulations, and Presidential Executive Orders Relating to the Right
8 to Keep and Bear Arms. Pursuant to the general court's authority under Part II, Article 5 of the
9 New Hampshire Constitution, the state of New Hampshire, a political subdivision of this state, or
10 any person acting under the color of state, county, or municipal law shall be prohibited from using
11 any personnel or financial resources to enforce, administer, or cooperate with any law, act, rule,
12 order, or regulation of the United States Government or Executive Order of the President of the
13 United States that is inconsistent with any law of this state regarding the regulation of firearms,
14 ammunition, magazines or the ammunition feeding devices, firearm components, firearms supplies,
15 or knives. Silence in the New Hampshire Revised Statutes Annotated pertaining to a matter
16 regulated by federal law shall be construed as an inconsistency for the purposes of this chapter.

17 159-E:2 Severability. If any provision of this chapter or the application thereof to any person or
18 circumstances is held invalid, such invalidity shall not affect other provisions or applications of the
19 chapter which can be given effect without the invalid provision or application, and to this end the
20 provisions of this chapter are declared to be severable.

21 2 Effective Date. This act shall take effect upon its passage.