

ALEC EXPOSED

"ALEC" has long been a secretive collaboration between Big Business and "conservative" politicians. Behind closed doors, they ghostwrite "model" bills to be introduced in state capitols across the country. This agenda—underwritten by global corporations—includes major tax loopholes for big industries and the super rich, proposals to offshore U.S. jobs and gut minimum wage, and efforts to weaken public health, safety, and environmental protections. Although many of these bills have become law, until now, their origin has been largely unknown. With **ALEC EXPOSED**, the Center for Media and Democracy hopes more Americans will study the bills to understand the depth and breadth of how big corporations are changing the legal rules and undermining democracy across the nation.

ALEC's Corporate Board
—in recent past or present

- AT&T Services, Inc.
- centerpoint360
- UPS
- Bayer Corporation
- GlaxoSmithKline
- Energy Future Holdings
- Johnson & Johnson
- Coca-Cola Company
- PhRMA
- Kraft Foods, Inc.
- Coca-Cola Co.
- Pfizer Inc.
- Reed Elsevier, Inc.
- DIAGEO
- Peabody Energy
- Intuit, Inc.
- Koch Industries, Inc.
- ExxonMobil
- Verizon
- Reynolds American Inc.
- Wal-Mart Stores, Inc.
- Salt River Project
- Altria Client Services, Inc.
- American Bail Coalition
- State Farm Insurance

For more on these corporations, search at www.SourceWatch.org.

DID YOU KNOW? Corporations VOTED to adopt this. Through ALEC, global companies work as "equals" in "unison" with politicians to write laws to govern your life. Big Business has "a VOICE and a VOTE," according to newly exposed documents. **DO YOU?**

Home → Model Legislation → Public Safety and Elections

Emergency Powers Firearm Owner Protection Act

Did you know the NRA--the National Rifle Association--was the corporate co-chair in 2011?

Summary

This Act amends emergency powers laws and state firearm preemption laws to prohibit the seizure or confiscation of firearms and ammunition lawfully possessed by a person during a declared state of emergency. Any public officer or employee in violation shall be held criminally and civilly liable under the provisions of this Act.

Section 1. {Title}

This Act shall be known as the Emergency Powers Firearm Owner Protection Act.

Section 2. {Prohibiting seizure of firearms during state of emergency}

Pursuant to the Second Amendment of the United States Constitution and [insert appropriate section referencing state right to keep and bear arms clause] of the Constitution of [insert state name], nothing under this or any other provision of law shall be construed to authorize the seizure or confiscation of a firearm or ammunition during a declared state of emergency or natural disaster except from a person who is unlawfully carrying or in unlawful possession of such firearm or ammunition.

Section 3. {Limiting authority to restrict firearm use during state of emergency}

Pursuant to the Second Amendment of the United States Constitution and [insert appropriate section] of the Constitution of [insert state name], nothing under this or any other provision of law shall be construed to authorize the Governor, any political subdivision of the state, or any other governmental authority to impose additional restrictions on the lawful possession, transfer, sale, transport, carrying, storage, display or use of firearms or ammunition during a declared state of emergency or natural disaster.

Section 4. {Penalties}

(a) CRIMINAL PENALTIES- Any public officer, public employee, or other person who intentionally or knowingly seizes or confiscates a firearm or ammunition from a person in violation of this section, or who orders, aids or assists such seizure or confiscation, shall be guilty of the crime of larceny of a firearm or ammunition, and on conviction shall be punishable by confinement in a state correctional facility for not less than two years nor more than 10 years, shall be fined not more than ten thousand dollars, or both.

(b) FORFEITURE OF EMPLOYMENT- Upon conviction under this section, such public officer or public employee shall be deemed guilty of malfeasance in office or employment, and shall forfeit such office or employment.

Section 5. {Private rights of action}

(a) IN GENERAL- Any individual aggrieved by a violation of this section may seek relief in an action at law, suit in equity, or other proper proceeding for redress against any person who subjects such individual, or causes such individual to be subjected, to the deprivation of any of the rights, privileges, or immunities secured by this section.

(b) REMEDIES- In addition to any existing remedy in law or equity, under any law, an individual aggrieved by the seizure or confiscation of a firearm in violation of this section may bring an action for return of such firearm in the jurisdiction in which that individual resides or in which such firearm may be found.

(c) ATTORNEY FEES- In any action or proceeding to enforce this section, the court shall award the prevailing party, other than the United States or [insert state name], a reasonable attorney's fee as part of the costs.

Section 6. {Severability Clause}

Section 7. {Repealer Clause}

Section 8. {Effective Date}

Adopted by ALEC's Civil Justice Task Force at the Annual Meeting, July 20, 2006. Approved by the ALEC Board of Directors August, 2006.

About Us and ALEC EXPOSED. The Center for Media and Democracy reports on corporate spin and government propaganda. We are located in Madison, Wisconsin, and publish www.PRWatch.org, www.SourceWatch.org, and now www.ALECexposed.org. For more information contact: editor@prwatch.org or 608-260-9713.