

Per *U.S. v. Miller (1939)*, so-called "assault weapons" are within the ambit of Second Amendment protection, which provides that arms in common use that have militia utility or are any part of the ordinary military equipment and could contribute to the common defense are those the amendment was intended to guarantee. As a matter of fact, AR-15s and the like are textbook examples of this description.

"In the absence of any evidence tending to show that possession or use of a 'shotgun having a barrel of less than eighteen inches in length' at this time **has some reasonable relationship to the preservation or efficiency of a well regulated militia**, we cannot say that the Second Amendment guarantees the right to keep and bear such an instrument. Certainly it is not within judicial notice that this weapon **is any part of the ordinary military equipment**, or that its use **could contribute to the common defense**. *Aymette v. State, 2 Humphreys (Tenn.) 154, 158.*
. . .

"With obvious purpose to assure the continuation and render possible the effectiveness of these [militia] forces, the declaration and guarantee of the Second Amendment were made. **It must be interpreted and applied with that end in view.**" - *U.S. v. Miller (1939)*

Thus said the SCOTUS regarding the types of arms definitively within the ambit of Second Amendment protection. Militia weapons. SPECIFICALLY. And in rebuking (Ret.) Justice Stevens in *D.C. v. Heller (2008)*, Justice Scalia clarified the precedential import of the *Miller* decision, albeit briefly.

"Miller stands only for the proposition that **the Second Amendment right**, whatever its nature, **extends only to certain types of weapons.**" - *D.C. v. Heller (2008)*

In other words, this question has already been addressed, albeit indirectly, by the Supreme Court of the United States, and stands as precedent that removes any so-called "assault weapons" (sic) ban from consideration.

Stare decisis, anyone.....?

LIBERTY HAS NO EXPIRATION DATE

Democrats wouldn't buy a clue if it was government subsidized.