

The Declaration of Intent for the Virginia Assembly Militia

—Pursuant to We, the People of Virginia—

—Pursuant to the Virginia Constitution Article 1, Bill of Rights, Section 1—

—Pursuant to the Constitution for the united States of America art. I, sec. 8, cl.16b—

Preamble—By this Declaration of Intent of Virginia Assembly Militia, the State Electors means to protect the rights of the People of Virginia by enabling the responsibilities that the Constitution for the united States of America delegates, respecting the Virginia Militia;

1. **Whereas** the purpose of the Virginia Militia is to secure freedom and security concurrently by, first, stopping wrongful taking of life, liberty, and property; second, protecting the land and soil laws of Virginia, our common-law, against any government or threat to our government, whether foreign or domestic; and third, thereby thwarting overthrow of the Virginia Assembly's lawful government.
2. **Whereas** the Virginia Militia includes those of the People dwelling within its boundaries, male, of the age of 15 and up, and able-bodied to carry and use a firearm; women, capable and willing, may volunteer for the militia.
3. **Whereas** the People of Virginia recognize and declare the exclusive necessity of our Militia to the security of Virginia in freedom (See the Constitution for the united States of America amend. II and the Virginia Constitution, Article 1, Bill of Rights, Section 13.... Right to bear arms);
4. **Whereas** the People of Virginia recognize and declare that this is an affirmation of Virginia's common-law Militia;
5. **Whereas** the People of Virginia recognize and declare that the Congress and president must draw their authority only from the Constitution for the united States of America, that said Virginia Assembly hold their authority direct from the People of Virginia, and that the Virginia Militia comprises the People of Virginia;
6. **Whereas** the People of Virginia recognize and declare that the Constitution for the united States of America arranges duties under its four Militia Clauses among the four groups of people: congressmen, State legislators, U.S. presidents, and individual Americans;
 - a. **First Militia Clause:** The **Congress** shall have Power To...provide for calling forth the Militia to execute the Laws of the Union, suppress Insurrections and repel Invasions; To provide for organizing, arming, and disciplining, the Militia, and for governing such Part of them as may be employed in the Service of The United States of America (Constitution for the united States of America, art. I, § 8 cls. 15-16);
 - b. **Second Militia Clause:** **Virginia** is responsible for the Appointment of the Officers, and the Authority of training the Militia according to the discipline prescribed by the Virginia Assembly;

- c. **Third Militia Clause:** The **President** shall be Commander in Chief of...the Militia of the several States, when called into the actual Service of The United States of America; (Constitution for the united States of America, art. II, § 2, cl.1);
 - d. **Fourth Militia Clause:** A well-regulated Militia being necessary to the security of a free State, the right of the **People** to keep and bear Arms shall not be infringed (under the laws of nature's God; Virginia Constitution, Article 1, Bill of Rights, Section 13; Constitution for the united States of America, Second Amendment);
- 7. **Whereas** the People of Virginia recognize and declare that we, the People of Virginia, of our Union, by the Constitution for the united States of America, have delegated to the President certain, yet limited, responsibilities respecting the Virginia Militia;
 - 8. **Whereas** the Constitution for the united States of America allows the Militia of the several states, including Virginia Militia, to be called into action under the authority of the Virginia governor, and that the American President of The United States of America under the restraints and according to the standards and rules of the Constitution for the united States of America and that Congress has set for that office, for the defence and protection of the nation.
 - 9. **Whereas** the Constitution for the united States of America charges the American Congress alone with providing rules for calling forth the Militia for The United States of America; (6a)
 - 10. **Whereas** the Constitution for the united States of America limits the reasons a President can call the Militia of the several States, including Virginia, into the service of The United States of America to only three: to execute the Laws of the Union, suppress Insurrections and repel Invasions (the Constitution for the united States of America art. I, sec. 8, cls.15–16);
 - 11. **Whereas** the Constitution for the united States of America gives the President authority over any member of Virginia's Militia only when called into the actual Service of The United States of America. (the Constitution for the united States of America art. I, sec. 8, cls.15–16).
 - 12. **Whereas** the Constitution for the united States of America reserves to each State; including Virginia, the Appointment of the Officers, and the Authority of training the Militia according to the discipline prescribed by Congress (the Constitution for the united States of America. art. I, sec. 8, cl.16);
 - 13. **Whereas** Virginia, accordingly, has the common-law responsibility to provide practical standards for its Militia: the kind of firearms, type of ballistics, and amount of ammunition for the Militia, must provide for oneself, keep, and bear; the training, discipline, and skill with these firearms, to which one must attain at one's cost;
 - 14. **Whereas** the Constitution for the united States of America bars infringement of each and every individual's God-given right to keep and bear arms, forbidding any act that interferes with this individual and fundamental right to keep and carry a firearm (See the Constitution for the united States of America amend. II);
 - 15. **Whereas** there is no other kind of fundamental right but individual;

16. **Whereas** the Constitution for the united States of America Amendment II states that security and freedom concurrently are possible only as the Virginia Militia fulfills its duty in accord with the Constitution for the united States of America's four Militia Groups (See the Constitution for the united States of America art. I, § 8, cls.15–16; cl.16; the Constitution for the united States of America art. II, 2, cl.1; amend. II);
17. **Whereas**, accordingly, in order for Virginia to have the security of a free State, Amendment II bars any **federal / national / state** government from interfering (infringement) with any one of the People's non-delegable right and duty to keep and bear arms;
18. **Whereas** the Virginia Militia and the offices it fills are unique from any standing army or police forces; accordingly, the Constitution for the united States of America's assignment of responsibilities respecting the Virginia Militia are non-delegable and un-assignable to any regular or reserve Army, Navy, or National Guard; or to any police force or other bureaucracy or government agent;
19. **Whereas** the Constitution for the united States of America's recognition and affirmation of the Militia of the several States, including Virginia, is the supreme Law of the Land (the Constitution for the united States of America art. VI);
20. **Whereas** the Constitution for the united States of America requires each State to organize, discipline, and train its own Militia; (Comparing the Constitution for the united States of America art. 1, sec. 10, cl.3; the Constitution for the united States of America amend. II, with *Houston v. Moore*, 18 U.S. 1 (5 Wheaton) (1820); *U.S. v. Marigold*, 50 U.S. (9 Howard) 560, 567 (1850);
21. **Whereas** Virginia must uphold the right identified in the Second Amendment of the Constitution to never infringe upon the common-law right of the People to keep and bear arms, but to always encourage the People to keep themselves armed and skilled in the use of arms;
22. **Whereas**, unless the People of Virginia fulfill and enforce the Constitution for the united States of America's four Militia Clauses, the **federal / national / state** government, again, will gain an unconstitutional monopoly of force and power, and will oppress both Virginia and the People;
23. **Therefore**, in recognition of the foregoing, the People of Virginia hereby enact "The Declaration of Intent for the Virginia Assembly Militia".

The Declaration of Intent for the Virginia Assembly Militia content, minus specific-related modifications, was inspired by Brent Allan Winters. Virginia State Assembly thanks Mr. Winters for his knowledge and permission for the use of his information, thusly, turned into this Declaration.

End of The Declaration of Intent for the Virginia Assembly Militia.

NO FURTHER CONTENT AUTHORIZED BEYOND THIS STATEMENT