



Written by [Bob Adelman](#) on March 15, 2023

## Biden Unleashes Another Attack on the Second Amendment

While paying lip service to constitutional constraints, Joe Biden continued his administration's attack on the Second Amendment. In [his EO issued on Tuesday](#), he pushes the limits of power and he knows it: "It is the policy of my Administration," said the White House press release, "[to] pursue every legally available ... action to reduce gun violence."

Even if his moves would provably reduce gun violence, they would still be unconstitutional under Article II, Section 1, Clause 1 of the Constitution: "The Executive Power shall be vested in a President of the United States of America ... he shall take care that the laws [passed by the legislative branch] be faithfully *executed*." (Emphasis added.)



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The occupant of the White House cannot, under the Constitution, create legislation. But that doesn't deter Biden:

1. He is asking the attorney general (AG), Merrick Garland, to "clarify [read: *expand*] the definition of who is engaged in the business of dealing in firearms, and thus required to become Federal firearms licensees (FFLs)....";
2. He is asking Garland and the secretaries of Defense(!), Homeland Security, Health and Human Services (including the surgeon general), and Education(!) to "encourage [read: *expand*] effective use of extreme risk protection orders ('red flag' laws)....";
3. He is asking his Federal Trade Commission (FTC) to determine "how gun manufacturers market firearms to minors [and] civilians, including through the use of military imagery"; and
4. He is asking all major agencies in the executive branch to propose additional infringements of the Second Amendment "on how the Federal Government can better support the recovery, mental health, and other needs of survivors of gun violence, families of victims and survivors of gun violence, first responders to incidents of gun violence, and communities affected by gun violence."

None of these moves will have any noticeable impact on "gun violence." Expanding background checks wouldn't have caught the 18-year-old shooter in Uvalde, Texas, because prior to the attack he had no criminal record and so wouldn't have been flagged by the system.

The shooter who killed 11 people at a dance studio in Monterey Park, California, used a firearm that was banned in the state.

So-called red flag laws already infringe on the Fourth Amendment rights of citizens by denying them due process. And there's precious little hard evidence to show that their enforcement has measurably



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reduced gun violence.

Alan Gottlieb, chairman of the Citizens Committee for the Right to Keep and Bear Arms (CCRKBA), took Biden to task over his latest effort to infringe on precious rights enjoyed by law-abiding gun owners — Biden's primary target:

Joe Biden is trying to sell this new gun control scheme the way he's always done, by promising less violent crime and safer neighborhoods, but this plan isn't going to accomplish either goal, and he knows it.

This sleight-of-hand maneuver simply makes it more difficult for law-abiding citizens to purchase firearms, while creating the impression gun dealers are crooks and the industry is unregulated.

This is just another chapter in Joe Biden's war on gun rights. It is a diversion to the Democrat failure to keep Americans safe from violent criminals who are released without bail and are free to prey on us all.

He added:

So, Biden wants the Defense Department to buy more guns; he will blame crime on gun dealers and tell gun makers how to market their products. But he won't tell the Justice Department to crack down on recidivist criminals; he's not asking the courts to lock up armed felons; and he's continuing to treat the Second Amendment as a second-class right.

Biden has always had an anti-gun agenda and on this important constitutional issue, he has never let the courts, public opinion or the Bill of Rights get in his way.

This is textbook Joe Biden. Talk tough, make it appear he's doing something about crime when he really isn't, and ultimately just continue penalizing law-abiding gun owners for crimes they didn't commit.

The only people who will be any safer are the criminals who ignore gun control laws already.

Do note that a careful reading of the entire EO issued Tuesday reveals nothing about a tactic that actually *would* reduce gun violence committed by violent criminals: pressure Soros-backed state and local attorneys general to enforce existing laws to keep convicted felons off the streets.

Biden's true agenda is revealed once again. His target isn't the criminals committing the violence, but the law-abiding gun owners whose ownership of firearms prevents the federal government from becoming totally tyrannical.



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