



Pro-Gun New Hampshire, Inc.

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————— *Live Free or Die* —————

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August 20, 2009

Board of Selectmen
Town of Tamworth
84 Main Street
Tamworth, NH 03886

Gentlemen:

It has come to our attention that the town of Tamworth forbids town employees from carrying firearms on town property. We believe that this policy is in violation of RSA 159:26, which reserves to the state the right to regulate firearms and ammunition: "Except as otherwise specifically provided by statute, no ordinance or regulation of a political subdivision may regulate the sale, purchase, ownership, use, possession, transportation, licensing, permitting, taxation, or other matter pertaining to firearms, firearms components, ammunition, or firearms supplies in the state."

RSA 159:26 further declares that upon its effective date (July of 2003), "all municipal ordinances and regulations not authorized under paragraph I relative to the sale, purchase, ownership, use, possession, transportation, licensing, permitting, taxation, or other matter pertaining to firearms, firearm components, ammunition, or firearms supplies shall be null and void."

We believe that attempted enforcement of Tamworth's unlawful town policy could result in prosecution of town officials under RSA 643:1, Official Oppression, as well as action in civil court, and we therefore sincerely suggest that the town delete the relevant portion of its employee manual.

FOR THE BOARD OF DIRECTORS, by:

Sam Cohen
Executive Vice President and CEO

cc: Dan Poirier, Chief of Police, Town of Tamworth
Earl Sweeney, Assistant Commissioner, NH Dept. of Safety
Orville Fitch, Acting Attorney General, State of NH

"All that is necessary for evil to triumph is for good men to do nothing." — Edmund Burke