

Michigan Police Officials Express Concern, Skepticism Over “Red Flag” Enforcement

So-called “red flag laws” have become a recent favorite of gun control activists, who portray them as a way to keep firearms out of “dangerous hands.” The laws empower judges to issue case-by-case firearm prohibition and confiscation orders, upon a petitioner’s showing that the respondent of the order poses a danger to themselves or others. The concept has at times held superficial appeal even to those who might normally support Second Amendment rights. But it’s constitutionality and efficacy wilt under close, critical scrutiny, which is why the NRA opposes the concept. Last week, an unusually revealing article by Bridge Michigan, an independent news source from the Wolverine State, brought another critical voice to the debate: that of the police who will actually be tasked with executing the orders. Entitled “Michigan police agencies sweating enforcement of ‘red flag’ gun laws,” it vividly underscores the difference between theory and practice when it comes to gun control.

Among the officials quoted in the article is Robert Stevenson, executive director of the Michigan Association of Chiefs of Police. He said he supports the idea that people who are “not mentally balanced” should not have firearms, but he is concerned with the practicalities of how police will enforce Michigan’s new red flag law, which takes effect next spring. Stevenson offered several scenarios in which the supposedly “lifesaving” law could itself pose lethal risks.

As he explained to Bridge Michigan: *What happens if the person with the order tries to hurt the officers? What if the person who was deemed suicidal becomes overwhelmed and still poses harm to themselves when their guns are being seized? What if the individual with an order has to be detained by force or even be killed, due to the threat they pose?*

From the citizen’s perspective, Stevenson said, it could be a case of: “We’re trying to save somebody in the family. We went to the police to save them, and they killed them.”

The legislator who spearheaded Michigan’s red flag effort, Sen. Mallory McMorrow (D-Royal Oak), claimed to Bridge Michigan she “studied the laws in other states, such as California and Florida” and “found no instances of a gun being fired during a seizure of weapons.” Sen. McMorrow’s research, however, was seriously flawed.

A simple internet inquiry should have revealed to her that Gary J. Willis, a 61-year-old African American man, was killed by police in Anne Arundel, Md., as they attempted to retrieve his firearm under a red flag order shortly after 5:00 a.m. on Nov. 5, 2018. Willis’s wife, Dolly, was also home at the time. Police claim that Willis became increasingly agitated as officers explained the requirements of the order to him and that he reached for the gun after he had voluntarily set it aside at their request. Willis died on the scene after being shot at least five times by police. A Baltimore Sun article quoted the local police chief as saying the execution of red flag orders involves, by definition, “a tense, dangerous situation,” one he would prefer to be handled by SWAT teams.

Gun control advocates like to claim any intrusion on constitutional rights is justified, if it “could save just one life.” Apparently, however, they don’t hold themselves to that same standard when promoting policies that themselves pose lethal risks.

Also expressing skepticism of the red flag concept to Bridge Michigan was Matt Saxton, the executive director of the Michigan Sheriffs’ Association. Sexton said his “organization was never asked to comment on conversations of how to enforce the new law.” He described being “left in the dark, not sure what to strategize for and what to envision when [the new law] takes effect.” It appeared to him that localities would be left to figure out the logistics of implementation on their own, perhaps in collaboration with each other. Sexton told Bridge Michigan “he doesn’t believe that extreme risk protection [i.e., red flag] laws are the best laws that could be passed,” but he hopes for the best.

No wonder that the most consistent experience states have when passing red flag laws is to later discover they are little known, little utilized, and don’t live up to their billing as a game-changing way to prevent “gun violence.”

A Duke University sociologist who studies red flag laws and their effects told PBS, “It’s too small a pebble to make a ripple. ... It’s as if the law doesn’t exist.”

When a law is almost universally treated as if it doesn’t exist, it may be because it should have never existed in the first place. Disuse, indeed, might be the best that could be hoped for when it comes to red flag laws.

IN THIS ISSUE	
EVENTS	PAGE 2
LIBERTY NOTES	PAGE 3
PRESIDENT’S CORNER	PAGE 4

The election for 3 board members was held at the Sept. 2023. Meeting Kevin Jamison, Bob Hanson & Clarence Jones were elected for 3 year terms. The WMSA Board of Directors re-elected the following officers for 2024 at the October Board Meeting as prescribed in our BY-Laws:

President: Kevin Jamison
Vice President: Carl Smart
Recording Secretary: Bill Bland
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Events may be cancelled at last minute due to Covid Restrictions.

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Nov. 28, 2023

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Jan 23, 2024

7:00 PM

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LIBERTY NOTES

It is a Good Day for Liberty.

I've read "American Rifle." The cover proclaims that it is a true history of the AR-15. What it contains seems to be true, but decidedly slanted. The book opens with an account of the Las Vegas massacre. This sets the tone and massacres are thrown in throughout to ensure the reader gets the point.

It annoys me that it continuously refers to fully automatic versions of the rifle as an AR-15. The first 40% of the book recounts the development of the AR-15 and adoption of the rifle by the military. The military did not want the rifle and went to great lengths to sabotage the tests. The military had invested a great deal of time and money in creating the M-14, which had the attraction of being invented by Army Ordinance. It was heavy, long and difficult to control when converted to full automatic. The AR-15 was invented by a private firm and designed to be light and controllable on full automatic. The non-traditional materials did not make it popular with the military. A chance meeting at a range with an Air Force general who wanted a replacement rifle for Air Force security teams got the thin edge of the wedge into procurement. It is strange that once adopted the military meddled with the design requiring changes that did nothing for the reliability of the rifle. It rejected chrome lining for the chamber and bore, which actually would have prevented the jamming problem seen in Vietnam. The jamming problem was due to the ammunition used, not the design. It was designed to use a specific type of gun powder. However, the government had tons of different gunpowder and it was cheaper. The inventor was not consulted. The author records a number of cases in which M-16s jammed and soldiers were killed. This was concealed from the public. The government allowed Colt to use the original gunpowder for testing and issued the faulty gunpowder to men on the sharp edge. This is not new information, but it is well researched. The author traces the introduction of the semi-automatic into the civilian market. The authors cannot find a single person who used the gun responsibly. Every mass killer is minutely examined. People who used the gun in self-defense are mentioned only in passing. There are interesting chapters on the efforts to ban these guns. The details of how they failed are instructive.

It occurs to me that mass killers believe the AR-15 is the best killing machine around is because the media has told them so. Killers use available weapons. Studies have found that AR-15's are used in about 10% of mass killings. That is not what the media reports. In the Texas Tower killing the killer used a 6mm hunting rifle to kill 14 people and wound twice that many. If we give up the AR-15 that allows the usual suspects to move to the next firearm. I remember them trying to ban "Saturday Night Specials" because they had no military use. Now they come after AR-15's falsely claiming they are used by the military.

There has been a mass murder in Maine. Some commentators have made snarky remarks about there being no "good guy with a gun" to fight back. The first target was a bowling alley posted "no guns." The second target was a bar and grill. Maine law prohibits drinking while in possession of a gun. It is a peculiarly low argument to criticize people for not shooting back when they were not allowed to have guns. It has been repeatedly reported that mass killers select "gun free zones" for their targets.

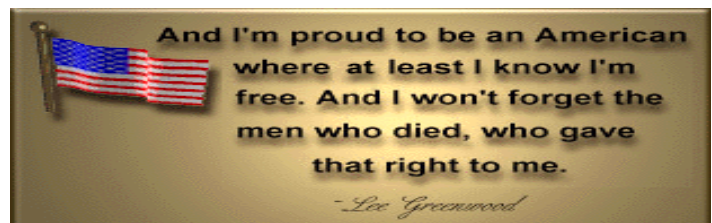
After the Maine murders the local community was locked down. My older son wondered how many would buy AR-15s and get concealed carry license when the lockdown is over.

Osama Bin Laden's "Letter to America" has become popular with young Americans. The letter justifies the murder of 3,000 Americans. These young people believe it and go to social media to proclaim that it has changed their lives. They do not say why they believe him. These people will vote. Make sure that you do as well, and all of your friends vote.

I have wondered what Hamas thought Israel would do after the 7 October, 2023 terrorist attack. Babies were murdered in their cribs. Video was taken by the terrorists and some of this video was captured by Israel. I saw an older woman on the news claiming that we don't really know what happened that day because Israel has not given out the information. One would have to be isolated in one of the Hamas tunnels to avoid knowing what happened that day. My guess is that Hamas knew what Israel would do. They counted on playing the victim. They may have thought that the Arab world would rush to their aid. They certainly thought they could play the victim and demand a cease fire. College students ignore acts of terrorism and react only to Israel's military action. This cannot all be explained by anti-semitism. A great deal of massive stupidity must be at work. These people will vote. The first rule of self-defense is to get out and vote.

A producer for the local National Public Radio station intends to come to one of our meetings. She is not our friend. She expected to see violent threatening people. Don't show her what she hopes to see. Be friendly but feel free to express our position. Ganging up on her and hammering her with information is a mistake. It causes her to circle the wagons. Be alert to her body language.

I Second That.



"The republic was not established by cowards, and cowards will not preserve it." —Elmer Davis



PRESIDENT'S CORNER

VETERANS
K. L. Jamison

Just before Veterans Day a Vietnamese client came to my office wanting political asylum. The government of Vietnam wanted the client's land for a government building and simply took it. The client protested it belonged to the family and organized a protest. The government replied that the land belonged to the government as did the birds in the sky and fish in the water. The client was arrested and beaten. The government actually documented the arrest and reason for the arrest. I listened to this story and thought that I knew many guys who fought to prevent things like this from happening.

We lost that war. We did not lose in Vietnam we lost in America. The veterans did not lose. They bought the rest of Asia ten years to get their act together. Some countries did, some did not.

It was the same in Afghanistan and Iraq. There was a victory in Iraq. It could still go very bad but they have a chance. We lost in Afghanistan but the local government did not take the chance we offered it.

We are all veterans of the Gun Rights Movement. We are winning in the courts, for the most part. We have mixed results in legislatures and congress. The media is against us. We have a chance in the next presidential election. We have no place to retreat to. We cannot lose.

Everyone can do something, no matter how small. Letters, a call to a radio program, money, a face in the crowd at Rally Day in April. Get some young person interested in our sport. Every little bit helps. What little bit will you contribute today?

I thank-you for the honor of being your president.

"With regard to the idea of whether you have a right to health care, you have to realize what that implies. It's not an abstraction. I'm a physician. That means you have a right to come to my house and conscript me. It means you believe in slavery. It means that you're going to enslave not only me, but the janitor at my hospital, the person who cleans my office, the assistants who work in my office, the nurses."

— Rand Paul

"How many times have we heard 'free tuition,' 'free health care,' and free you-name-it? If a particular good or service is truly free, we can have as much of it as we want without the sacrifice of other goods or services. Take a 'free' library; is it really free? The answer is no. Had the library not been built, that \$50 million could have purchased something else? That something else sacrificed is the cost of the library. While users of the library might pay a zero price, zero price and free are not one and the same. So when politicians talk about providing something free, ask them to identify the beneficent Santa Claus or tooth fairy."

— Walter Williams

"America's abundance was created not by public sacrifices to 'the common good,' but by the productive genius of free men who pursued their own personal interests and the making of their own private fortunes. They did not starve the people to pay for America's industrialization. They gave the people better jobs, higher wages and cheaper goods with every new machine they invented, with every scientific discovery or technological advance—and thus the whole country was moving forward and profiting, not suffering, every step of the way."

— Ayn Rand

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Additional Comments

by Carl smart

In the September issue of the Bullet Kevin Jamison wrote a very interesting article on the history of American firearms. I would like to add a couple of items. Our opponents like to say that the founders could not imagine the advances in firearm technology that has given us the current scary boggy man gun, the AR-15. First off, the second amendment secures principals not technology. The founders were well aware of advances in firearms. There was the Ferguson rifle which was patented in 1776. About 200 were made with 100 sent to America for field trials. It was a breach loading rifle that employed a threaded plug to seal the breach. When the trigger guard was rotated like a crank the breach plug would drop down giving access to the chamber. A ball was dropped in, and a powder charge was poured in. When the trigger guard was turned the breach plug would rise thus closing the breach. Any excess powder could be swept into the flash pan and the rifle fired the same as any other flint lock firearm. A man could load and fire from six to ten rounds a minute. As opposed to four with a muzzle loading musket. Also, it was a rifle with the associated improved accuracy. It never caught on. Partly because the inventor and promoter Major Ferguson was killed. With its obvious advantages it was expensive, hard to make and had a weakness in the stock that made it prone to break at the lock. Also, it was new which I suspect the hide bound old moss backs in the British high command just couldn't accept it. I suspect most veterans will agree this is a universal issue in almost all armed forces.

In 1779 the Girandoni air rifle was invented and adopted by the Austrian army in 1780. This date is important because the bill of rights was adopted in 1791. The rifle used a high-pressure air tank that screwed on to the receiver in place of a butt stock. There was a high capacity 20 round tube magazine mounted along the right side of the barrel. To fire it, I mean shoot it, the rifle was tilted up. Then a sliding bar at the breach was pressed to the right. A bullet would fall into a hole in the bar. When released, the bar was returned into battery by a spring. The hammer was cocked, and the rifle was ready to shoot. It was accurate and lethal to just over 100 yards. One air cylinder could shoot 30 rounds at full power. Each soldier carried two spare air cylinders and 100 rounds. The rifle could easily shoot 15 rounds per minute. Lewis and Clark carried one on their expedition. I have seen this rifle and held an exact copy. It is an awesome weapon. I was told that when Lewis and Clark would pull into an Indian village, they would give a demonstration of the rifle. The natives were very impressed. However, two things they never revealed. They never let the rifle run out of ammunition and they never let it be known that they only had one. The rifle fell out of favor with the Austrian army because the air cylinders were hard to manufacture, and the rifles were expensive. It was hard to train the farm boys how to use them and the opposing soldiers took a very dim view of anyone caught with one. Also, it took 1500 pumps with the small hand pump each soldier was equipped with to fill an air cylinder. The Austrian army did have central pumping wagons to fill the cylinders with runners to support the front line. The rifle was retired about 1815 because it proved to be too expensive and fragile for military field use.

The gun controllers in their zeal to declare that our founders could not envision the innovations in firearm technology that led to modern guns seem to overlook Thomas Jefferson and Benjamin Franklin. These were two of the most forward-looking, internationally recognized scientific thinkers of the 18th century. They were contemporary with both rifles.

The breach loading rifle did not come into it's own until the 1860's about 80 years later. The "high capacity" tubular magazine of the Girandoni air rifle came to prominence in the 1860's with the Henry rifle. Also, the Spencer rifle used detachable tubular magazines for fast reloading. Similar in principle to the fast-charging tubular magazines of the Girandoni rifle. And to dive headlong into the internal mechanical weeds of the Girandoni rifle, the internal workings are very similar to the internal operation of the paint ball guns of the 1980's. That is only 180 years ahead of its time. So, to hold to the belief that the Second Amendment is bound in the muzzle loading flintlock firearms of the 18th century is foolish. Advances in firearm development were not held back by vision. They were limited by the materials and manufacturing capabilities of the times.

There was a lot of discussion during the time the bill of rights was being written and ratified concerning the role of the military. Having just fought a war against the British army they were leery of a standing army. They preferred a militia. However, the world has gotten smaller, faster and more dangerous. It has become necessary to have a professional army. But it should be noted that the Army is a federal force. The National Guard is a state army, but the Militia is the people's army. The Militia has and always has had two missions. First to protect our government and secondly to protect us from our government. A well-regulated militia being necessary to a free state, the right of the people to keep and bare arms shall not be infringed.

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REMINDER Next General Meeting is scheduled for Tuesday, Jan. 23, 2024 at 7:00 PM
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