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THE STATE SENATE  
Tuesday, February 16, 2010

Senate Joint  
Resolution No. 64

SENATE JOINT RESOLUTION NO. 64 - By: Coffee and Jolley of the Senate  
and Bengé of the House.

A Joint Resolution directing the Attorney General to file  
certain lawsuit; and directing distribution.

WHEREAS, the United States Constitution does not give Congress  
the power to require Americans to purchase health insurance; and

WHEREAS, the special treatment afforded to the State of Nebraska  
under the Medicaid program is inconsistent with the protections  
afforded by the United States Constitution against arbitrary  
legislation; and

WHEREAS, the requirement that states establish benefit exchanges  
is unconstitutional because the Constitution forbids the federal  
government from commandeering any branch of state government to  
administer a federal program.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF  
REPRESENTATIVES OF THE 2ND SESSION OF THE 52ND OKLAHOMA LEGISLATURE:

THAT the Oklahoma Legislature directs the Oklahoma Attorney  
General to file a lawsuit against the United States Congress, the  
President of the United States of America, and the Secretary of the

1 United States Department of Health and Human Services to prevent the  
2 provisions of federal health care legislation from taking effect.

3 THAT the Secretary of State shall distribute a copy of this  
4 resolution to the Oklahoma Attorney General, the Speaker of the  
5 United States House of Representatives, the Minority Leader of the  
6 United States House of Representatives, the Majority Leader of the  
7 United States Senate, the Minority Leader of the United States  
8 Senate, the President of the United States of America, and the  
9 United States Secretary of Health and Human Services.

10 COMMITTEE REPORT BY: COMMITTEE ON HEALTH & HUMAN SERVICES, dated  
11 2-11-10 - DO PASS, As Coauthored.