

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 SENATE
4 RESOLUTION 5

By: Newberry

5
6 AS INTRODUCED

7 A Resolution strongly opposing the federal Freedom of
8 Choice Act; and directing distribution.

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10 WHEREAS, Barack Obama, President of the United States, has
11 promised that one of the top priorities of his new Administration is
12 to sign into law the "Freedom of Choice Act" which purports to
13 classify abortion as a fundamental right equal in stature to the
14 right to free speech and the right to vote, rights that, unlike
15 abortion, are specifically enumerated in the United States
16 Constitution; and

17 WHEREAS, the federal Freedom of Choice Act would invalidate any
18 statute, ordinance, regulation, administrative order, decision,
19 policy, practice, or other action of any federal, state, or local
20 government or governmental official that would deny or interfere with
21 a woman's right to choose abortion, or that would discriminate
22 against the exercise of the right in the regulation or provision of
23 benefits, facilities, services, or information; and

1 WHEREAS, the federal Freedom of Choice Act would nullify any
2 federal or state law enacted, adopted, or implemented before, on, or
3 after the date of its enactment and would effectively prevent the
4 State of Oklahoma from enacting similar protective measures in the
5 future; and

6 WHEREAS, the federal Freedom of Choice Act would invalidate more
7 than 550 federal and state abortion-related laws, laws supported by
8 the majority of the American public; and

9 WHEREAS, the federal Freedom of Choice Act will not make abortion
10 safe or rare, but will instead actively promote and subsidize
11 abortion with state and federal tax dollars and do nothing to ensure
12 its safety.

13 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION
14 OF THE 52ND OKLAHOMA LEGISLATURE:

15 THAT the Oklahoma State Senate strongly opposes the federal
16 Freedom of Choice Act and urges United States Congress to summarily
17 reject it.

18 THAT the Oklahoma State Senate strongly opposes the federal
19 Freedom of Choice Act because it seeks to circumvent the states'
20 general legislative authority as guaranteed by the Tenth Amendment to
21 the U.S. Constitution.

22 THAT the Oklahoma State Senate strongly opposes the federal
23 Freedom of Choice Act because it seeks to undermine the right and
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1 responsibility of the states and the people to debate, vote on, and
2 determine abortion policy.

3 THAT the Oklahoma State Senate strongly opposes the federal
4 Freedom of Choice Act because the protection of women's health
5 through state regulations on abortion is a compelling state interest
6 that should not be nullified by Congress.

7 THAT the Oklahoma State Senate strongly opposes the federal
8 Freedom of Choice Act because its enactment would nullify laws in the
9 State of Oklahoma, laws that the Legislature and the people of
10 Oklahoma strongly support.

11 THAT the Oklahoma Secretary of State transmit a copy of this
12 resolution to the Governor, to the President of the United States, to
13 the President of the Senate and the Speaker of the House of
14 Representatives of the United States Congress, and to each member of
15 the Oklahoma Congressional Delegation.

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