

# FLOOR AMENDMENT

HOUSE OF REPRESENTATIVES

State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HR1023 \_\_\_\_\_  
 Page 1 Section \_\_\_\_\_ Lines 14  
 Of the printed Bill  
 Of the Engrossed Bill

By deleting all language beginning with the word "WHEREAS" on Page 1, Line 14 through the word "and" on Page 3, Line 2 and inserting in lieu thereof, the following language:

"WHEREAS, nullification and interposition have been useful approaches to unconstitutional laws such as the federal REAL ID Act of 2005 which Oklahoma nullified in 2007. The Wisconsin Supreme Court nullified the Fugitive Slave Acts in 1854, protecting slaves who fled the south and made it to the State of Wisconsin; and

WHEREAS, in the fulfillment of their oaths of office and in the highest tradition of statesmanship and fidelity to the people of Oklahoma, members of the Oklahoma House of Representatives nullified unconstitutional infringements on the inherent God-given right of the people of Oklahoma to bear arms; and

WHEREAS, in the fulfillment of their oaths of office and in the highest tradition of statesmanship and fidelity to the people of Oklahoma, members of the Oklahoma House of Representatives nullified as unconstitutional the Patient Protection and Affordable Care Act because there is no provision in the United States Constitution that may compel the people of Oklahoma to purchase any health care plan against their sovereign will; and

(amendments continued below)

**AMEND TITLE TO CONFORM TO AMENDMENTS**

Amendment submitted by: Lewis Moore

Adopted: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
Reading Clerk

WHEREAS, Article II, Section 37 of the Oklahoma Constitution states in part: "A law or rule shall not compel, directly or indirectly, any person, employer or health care provider to participate in any health care system;" expressly states the will of the sovereign people of Oklahoma; and

WHEREAS, on November 10, 2010, a total of 638,530 Oklahomans voted in support of the Article II, Section 37 amendment to the Oklahoma Constitution; and

WHEREAS, having found no delegated authority to the United States Congress in Article I, Section 8 of the United States Constitution to have passed the Patient Protection and Affordable Care Act; and

WHEREAS, on March 13, 2013, based on the finding of no delegated authority to the United States Congress in Article I, Section 8 of the United States Constitution, the Oklahoma House of Representatives voted overwhelmingly in favor of House Bill 1021 by a vote of 72-20 and in a bipartisan fashion to nullify the unconstitutional Patient Protection and Affordable Care Act; and

WHEREAS, having found no delegated authority to the United States Congress in Article I, Section 8 of the United States Constitution to pass any laws or regulations of guns in Oklahoma and, in fact, was specifically and expressly prohibited from doing so and codified in the Second Amendment to the United States Constitution; and

WHEREAS, on March 12, 2013, based on the finding of no delegated authority to the United States Congress in Article I, Section 8 of the United States Constitution, the Oklahoma House of Representatives voted overwhelmingly in favor of House Bill 2021 by a vote of 79-12 and in a bipartisan fashion to nullify all federal gun laws and regulations in Oklahoma; and

WHEREAS, legislators in the states of Washington, Oregon, Utah, Texas, Missouri, Iowa, Indiana, South Carolina, New Jersey and Maine filed legislation during the 2013 legislative sessions to nullify the Patient Protection and Affordable Care Act; and

WHEREAS, Oklahoma and South Carolina passed nullification of the Patient Protection and Affordable Care Act in their Houses of Representatives; and

WHEREAS, the "2nd Amendment Preservation Act" has been introduced in thirty (30) state legislatures; and"; and

Page 3, Lines 9-19:

By deleting all language beginning with the word "WHEREAS" on Line 9 through the word "and" on Line 19 and inserting in lieu thereof, the following language:

"WHEREAS, Kansas Governor Sam Brownback received a threatening letter from United States Attorney General Eric Holder asserting a complete lack of knowledge and understanding of the Supremacy Clause of Article VI of the United States Constitution; and

WHEREAS, the response from Kansas Governor Sam Brownback and Kansas Secretary of State Kris W. Kobach was written in the highest tradition of constitutional interpretation and fidelity; and".