

1 ENGROSSED SENATE  
JOINT  
2 RESOLUTION NO. 58

By: Coffee and Jolley of the  
Senate

3  
4 and

5 Benge of the House  
6

7 A Joint Resolution petitioning the federal government  
8 to opt-out of certain mandates; petitioning the  
9 federal government for certain waivers; petitioning  
10 the federal government for certain block grants; and  
11 directing the Oklahoma Health Care Authority to  
submit certain requests; and directing distribution.

12 WHEREAS, the authority to establish and require participation in  
13 a health care system is not a power delegated to the federal  
14 government under the United States Constitution; and

15 WHEREAS, the Tenth Amendment of the United States Constitution  
16 provides that the powers not delegated to the federal government  
17 under the United States Constitution are reserved to the states; and

18 WHEREAS, a federal law mandating participation in a health care  
19 system is a direct violation of states' rights.

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

22 THAT the Oklahoma Legislature petitions the federal government  
23 to opt-out of any federal mandates related to health care reform.  
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THAT the Oklahoma Legislature petitions the federal government for waivers to the state Medicaid program to enable Oklahoma to implement its own health care reform measures.

THAT the Oklahoma Legislature petitions the federal government to return any taxes collected from Oklahomans or Oklahoma businesses under federal health care reform to the state in a block grant to enable Oklahoma to implement its own health care reform measures.

THAT the Oklahoma Health Care Authority is directed to submit to the federal government any formal requests under this resolution.

THAT the Secretary of State distribute a copy of this resolution to the President of the United States of America, the Secretary of Health and Human Services, and Oklahoma's Congressional Delegation.

Passed the Senate the 24th day of February, 2010.

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Presiding Officer of the Senate

Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
2010.

Presiding Officer of the House  
of Representatives