

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 58th Legislature (2021)

4 HOUSE
5 RESOLUTION 1010

By: Steagall

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7
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9 AS INTRODUCED

10 A Resolution asserting sovereignty under the Tenth
11 Amendment to the United States Constitution; serving
12 notice to federal government of certain intent; and
13 directing distribution.

14 WHEREAS, the Tenth Amendment to the Constitution of the United
15 States specifically provides that, "The powers not delegated to the
16 United States by the Constitution, nor prohibited by it to the
17 States, are reserved to the States respectively, or to the people";
18 and

19 WHEREAS, the Tenth Amendment limits the scope of federal power;
20 and

21 WHEREAS, the Second Amendment to the Constitution of the United
22 States provides, "the Right of the People to keep and bear arms,
23 shall not be infringed"; and
24

1 WHEREAS, the Second Amendment is a limitation placed on the
2 Federal Government; and

3 WHEREAS, the Constitution of the State of Oklahoma provides:
4 "The right of a citizen to keep and bear arms in defense of his
5 home, person, or property, or in aid of the civil power, when
6 thereunto legally summoned, shall never be prohibited"; and

7 WHEREAS, when taking the oath of office, all members of the
8 Oklahoma House of Representatives solemnly swear that they will
9 support, obey and defend the Constitution of the United States and
10 the Constitution of the State of Oklahoma.

11 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES
12 OF THE 1ST SESSION OF THE 58TH OKLAHOMA LEGISLATURE:

13 THAT Oklahoma hereby asserts sovereignty under the Tenth
14 Amendment to the Constitution of the United States over all powers
15 not otherwise enumerated and delegated to the federal government by
16 the Constitution of the United States.

17 THAT this resolution shall serve notice to the federal
18 government that H.R. 8, also known as the "Bipartisan Background
19 Checks Act of 2021," First Session of the 117th Congress, introduced
20 March 1, 2021, clearly violates the People's unalienable Rights, to
21 include infringement on their Second Amendment Right "to keep and
22 bear arms", their Fourth Amendment Right "to be secure in their
23 persons ... and effects", as well as the People's Fifth Amendment
24 Right to "due process of law".

1 THAT H.R. 8 is hereby declared, by the Oklahoma House of
2 Representatives, to exceed the enumerated authorities delegated to
3 the United States Congress.

4 THAT suitable copies of this resolution be delivered to the
5 President of the United States, the President Pro Tempore of the
6 United States Senate, the Speaker of the United States House of
7 Representatives, and each member of the congressional delegation of
8 Oklahoma.

9
10 DIRECT TO CALENDAR.