

STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

HOUSE
RESOLUTION 1009

By: Steagall

AS INTRODUCED

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

WHEREAS, the Oklahoma House of Representatives recognizes Article I, Section 4 of the Constitution of the United States, "The times, places, and manner of holding elections for Senators and Representatives, shall be prescribed in each state by the legislature thereof; but Congress may at any time by law make or alter such regulations, except as to the places of choosing Senators"; and

WHEREAS, the Oklahoma House of Representatives recognizes that Article I, Section 4 of the Constitution of the United States is wholly silent on the matters of voter registration and Congressional redistricting; and

1 WHEREAS, Division A-Voting, Title I-Election Access of H.R. 1,
2 also known as the "For the People Act of 2021", First Session of the
3 117th Congress, introduced January 4, 2021, concerns the State's
4 processes of voter registration and Congressional redistricting; and

5 WHEREAS, the Tenth Amendment to the Constitution of the United
6 States specifically provides that, "The powers not delegated to the
7 United States by the Constitution, nor prohibited by it to the
8 States, are reserved to the States respectively, or to the people";
9 and

10 WHEREAS, the Tenth Amendment limits the scope of federal power;
11 and

12 WHEREAS, the Tenth Amendment was part of the original Bill of
13 Rights, which was proposed on September 25, 1789, ratified by three-
14 fourths of the states, and went into effect on December 15, 1791;
15 and

16 WHEREAS, when taking the oath of office, all members of the
17 Oklahoma House of Representatives solemnly swear that they will
18 support, obey, and defend the Constitution of the United States and
19 the Constitution of the State of Oklahoma.

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

22 THAT Oklahoma hereby asserts sovereignty under the Tenth
23 Amendment to the Constitution of the United States over all powers
24

1 not otherwise enumerated and delegated to the federal government by
2 the Constitution of the United States.

3 THAT this resolution shall serve notice to the federal
4 government that Division A-Voting, Title I-Election Access of H.R.
5 1, also known as the "For the People Act of 2021", First Session of
6 the 117th Congress, introduced January 4, 2021, concerning the
7 State's voter registration processes, is hereby declared, by the
8 Oklahoma House of Representatives, to lie beyond the authority
9 delegated to the United States Congress in Article I, Section 4 of
10 the Constitution of the United States.

11 THAT the authorities reserved by the states, as prescribed in
12 the Tenth Amendment of the Constitution of the United States, shall
13 include the states' prerogative to legislate and regulate their own
14 voter registration processes, as well as the states' right to
15 determine its own Congressional boundaries.

16 That suitable copies of this resolution be delivered to the
17 President of the United States, the President Pro Tempore of the
18 United States Senate, the Speaker of the United States House of
19 Representatives, and each member of the Oklahoma Congressional
20 Delegation.

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22 58-1-7911 LRB 03/11/21
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