

# House Concurrent Resolution No. 29

## 95TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES NIEVES (Sponsor), ICET, JONES (89), FUNDERBURK, ALLEN, DEEKEN, KOENIG, NANCE, NOLTE, ZERR, PARKINSON, DUGGER, FISHER (125), LAIR, DUSENBERG, SMITH (150), RUESTMAN, BURLISON, KRAUS, WILSON (119), SANDER, DIECKHAUS, SATER, SCHAD, FLANIGAN, MUNZLINGER, SMITH (14), GATSCHENBERGER, BIVINS AND WASSON (Co-sponsors).

4307L.011

1 **Whereas**, in the American system, sovereignty is defined as final authority, and  
2 the people, not government, are sovereign; and

3 **Whereas**, the people of the state of Missouri are not united with the people of the  
4 other forty-nine states that comprise the United States of America on a principle of unlimited  
5 submission to their federal government; and

6 **Whereas**, all power not delegated by the people to government is retained; and

7 **Whereas**, the people of the several states comprising the United States of America  
8 created the federal government to be their agent for certain enumerated purposes only; and

9 **Whereas**, the Tenth Amendment to the Constitution of the United States reads as  
10 follows: "The powers not delegated to the United States by the Constitution, nor prohibited by  
11 it to the States, are reserved to the States respectively, or to the people"; and

12 **Whereas**, the Tenth Amendment defines the total scope of federal power as being  
13 that which has been delegated by the people to the federal government in the Constitution of the  
14 United States, and also that which is necessary and proper to advancing those enumerated  
15 powers; with the rest being left to state governments or the people themselves; and

16 **Whereas**, powers, too numerous to list for the purposes of this resolution, have  
17 been exercised, past and present, by federal administrations, under the leadership of both  
18 Democrats and Republicans, which infringe on the sovereignty of the people of this state, and  
19 may further violate the Constitution of the United States; and

20 **Whereas**, when powers are assumed by the federal government which have not  
21 been delegated to it by the people, a nullification of the act is the rightful remedy; that without  
22 this remedy, the people of Missouri would be under the dominion, absolute and unlimited, of  
23 whoever might exercise this right of judgment for them:

24           **Now, therefore, be it resolved** that the members of the Missouri House  
25 of Representatives, Ninety-fifth General Assembly, Second Regular Session, the Senate  
26 concurring therein, hereby affirm the sovereignty of the people of Missouri under the Tenth  
27 Amendment to the Constitution of the United States over all powers not otherwise delegated to  
28 the federal government by the Constitution of the United States; and

29           **Be it further resolved** that this resolution shall serve as a notice and demand  
30 to the federal government to cease and desist any and all activities outside the scope of their  
31 constitutionally-delegated powers; and

32           **Be it further resolved** that the Chief Clerk of the Missouri House of  
33 Representatives be instructed to prepare a properly inscribed copy of this resolution for the  
34 President of the United States, the President of the United States Senate, the Speaker of the  
35 United States House of Representatives, and each member of the Missouri Congressional  
36 delegation.

✓