

RESOLUTION: INSURANCE EXCHANGE

PREFATORY STATEMENT

In 1803 the United States Supreme Court under the leadership of Chief Justice John Marshall rendered the landmark case *Marbury v. Madison* stating that; "A law repugnant to the Constitution is void." The Court thereby conferred upon itself the power of judicial review.

The Supreme Court, in its decision of June 28, 2012 concerning the National Federation of Independent Businesses vs. Sebelius, acting *virtus in absentia* misused judicial review by deciding not for the U.S. Constitution nor for "we the people." This decision was made expressly for the current Federal Administration that is seizing control of our government.

Having endured the failure of the Supreme Court to defend us against tyranny we must turn to the individual states to seek a just defense of our God-given unalienable rights. Thus we are compelled to put forth this resolution.

PREAMBLE

Whereas, On April 8, 2011 Health Care Law H0298, having been passed by the Idaho State House of Representatives by a vote of 50 to 17 with three absent and excused in conjunction with the Idaho State Senate voting 24 to 11 with none absent, was placed on Honorable Governor Otter's desk for signing; and

Whereas, Honorable Governor Otter acting within the law but with disdain toward the clear will of the people as expressed by the Idaho Legislature vetoed H0298 post *sine die* thereby preventing the Idaho Legislature from honoring the will of the people by overriding his veto which in view of the two thirds majority vote in both houses would have been the case; and

Whereas, Article I Section 2 of the Idaho State Constitution provides that all political power is inherent in the people; therefore

All political power is inherent in the people. Government is instituted for their equal protection and benefit, and they have the right to alter, reform or abolish the same whenever they deem it necessary; and no special privileges or immunities shall ever be granted that may not be altered, revoked, or repealed by the legislature.

Id. Const. art I, § 2.

MAIN MOTION

Resolved, That the Kootenai County Republican Central Committee call on all State Representatives and Senators to act as citizen statesmen by passing legislation to stop and prevent any establishment of an Insurance Exchange, state or federal, in Idaho.

Prepared by the Legislative Subcommittee, Tom Robinson; Chairman.