

2021 CONSTITUTIONAL COMPLIANCE ACT OF (STATE)

WHEREAS; all governmental powers are derived from the consent of the governed, the Federal government is formed by the States via the U.S. Constitution, to serve on behalf of the sovereign states and the people of each state respectively, equally, and

WHEREAS; both State and Federal governmental powers are limited to the specific authority granted to each governmental body, including a separation of powers between the branches, in both the State and Federal Constitutions, and

WHEREAS; both State and Federal governmental bodies are strictly prohibited from infringing upon the natural rights of the people, or the State, via both Federal and State Bill of Rights, and

WHEREAS; such governmental authority is purposefully divided between Executive, Legislative and Judicial branches, at both the State and Federal levels, and

WHEREAS; the State and Federal legislatures are the only branches of government with any law-making authority whatsoever, and

WHEREAS; the legislatures are strictly prohibited from enacting any laws which themselves infringe upon the natural rights of the people, or their States, or are beyond the scope and authority of the powers otherwise granted the government, or violate any natural rights of the people protected by the State or Federal Bill of Rights, or are repugnant to the terms and conditions of the limited authority granted in the State of Federal constitutions, and

WHEREAS; the Executive branch of both State and Federal government are limited in authority to the execution, administration, and adherence to the laws, as enacted by the law-making branches of government, and

WHEREAS; the Judicial branch is limited in its authority, to follow, uphold and administer the law in accordance with the law-making authority of the legislatures, and provide for equal justice under the law, without any political, religious, ethnic, sexual, or ideological preferences or prejudices, and

WHEREAS; the Federal government is granted certain specific “supremacy of law” in certain specific enumerated powers under the U.S. Constitution, but denied any authority whatsoever in other areas protected by the U.S. Constitution and Bill of Rights, and

WHEREAS; numerous violations and abuses of these conditions of governmental authority in the past, both State and Federal, make it necessary for the legislature of (state) to enact a Constitutional Compliance Act,

WE, the legislature of (state) hereby state the following;

SOLE LAW-MAKING AUTHORITY

In accordance with the Constitution of the State of (state), we hereby affirm that the only constitutional laws within the State of (state) are those duly and constitutionally passed by the legislature of the State, within the granted authority of the State legislature, and in accordance with and furtherance of, the stated purpose and powers of the legislature, as defined in the Constitution of (state), That further, the non-law-making branches, Executive and Judicial, are hereby prohibited from abusing their constitutional authority in any attempt to make laws which they have no constitutional authority to make, via Executive order or Court opinion, acting under "color of law," And state that only the laws duly passed by the legislature, in accordance with constitutional boundaries, shall not be interpreted or enforced as "law" within the State of (state).

FEDERAL CONSTITUTIONAL COMPLIANCE

As the Federal government exists only at the pleasure of the several member states to the U.S. Constitution, and is limited in its authority to only the powers granted it by the states in the U.S. Constitution, and not prohibited by the U.S. Bill of Rights, the legislature of (state) hereby declares,

- a) Actions by the Federal legislative branch which are beyond its enumerated powers, scope, and authority granted it under the U.S. Constitution, or prohibited it by the U.S. Bill of Rights, shall not be accepted, adhered to, or enforced by or within the State of (state)
- b) Actions taken by the Federal Executive branch acting on its own, under color of law, without the Federal legislature, shall not be accepted, adhered to, or enforced by or within the State of (state)
- c) Actions taken by the Federal Judicial branch, which is not in accordance with standing law as enacted by the Federal legislature, acting under the color of law, shall not be accepted, adhered to, or enforced by or within the State of (state)
- d) Past abuses of Federal power, wherein the action or actions were in direct violation of the U.S. Constitution or Bill of Rights, which directly or indirectly infringe upon the constitutionally protected natural rights of the State or the people respectively, shall no longer be accepted, adhered to, or enforced by or within the State of (state)

STATE CONSTITUTIONAL COMPLIANCE

As the State government exists only at the pleasure of the citizens of the State, under the State Constitution, and is limited in its authority to the powers granted it by the legal citizens of the state, via the State Constitution, and not prohibited by the U.S. or State Bill of Rights, the legislature of (state) hereby declares,

- a) Actions by the State legislative branch which are beyond its scope and authority granted it under the State Constitution, or prohibited it by the Bill of Rights, shall not be accepted, adhered to, or enforced by or within the State of (state)
- b) Actions taken by the State Executive branch acting on its own, without the State legislature, shall not be accepted, adhered to, or enforced by or within the State of (state)

c) Actions taken by the State Judicial branch, which is not in accordance with standing law as enacted by the State legislature, shall not be accepted, adhered to, or enforced by or within the State of (state)

d) Past abuses of State power, wherein the action or actions were in direct violation of the U.S. Constitution or Bill of Rights, or the State Constitution, which directly or indirectly infringe upon the constitutionally protected natural rights of the State or the people, shall no longer be accepted, adhered to, or enforced by or within the State of (state)

ACTING UNDER COLOR OF LAW

Section 242 of Title 18 makes it a crime for any person acting under color of law to willfully deprive a person of a right or privilege protected by the Constitution or laws of the United States.

TITLE 18, U.S.C., SECTION 242 “Whoever, under color of any law, statute, ordinance, regulation, or custom, willfully subjects any person in any State, Territory, Commonwealth, Possession, or District to the deprivation of any rights, privileges, or immunities secured or protected by the Constitution or laws of the United States, ... shall be fined under this title or imprisoned not more than one year, or both; and if bodily injury results from the acts committed in violation of this section or if such acts include the use, attempted use, or threatened use of a dangerous weapon, explosives, or fire, shall be fined under this title or imprisoned not more than ten years, or both; and if death results from the acts committed in violation of this section or if such acts include kidnapping or an attempt to kidnap, aggravated sexual abuse, or an attempt to commit aggravated sexual abuse, or an attempt to kill, shall be fined under this title, or imprisoned for any term of years or for life, or both, or may be sentenced to death.”

When officials in either the Executive or Judicial branches, State or Federal, act beyond their constitutional authority, depriving the sovereign States or the people their constitutionally protected natural rights, they do so under “color of law” without any constitutional authority.

We, the legislature of (state) hereby declare that the State of (state) will no longer tolerate excessive abuses of power from State or Federal Executive or Judicial branches, acting under color of law, in direct violation of Section 242 of U.S. Title 18, or the laws of the State of (state) enacted for the same purpose, to protect the people of the State of (state) from Executive or Judicial tyranny resulting from those acting under the color of law, and without any lawful authority.

NOTE: This proposed State legislation requires a due process and penalty section as each State Constitution will allow. This has been left open in this proposal to allow for each State to devise their own lawful and constitutional remedy section as suits the legislatures within each state. It is recommended that the penalty section of this model bill be as severe as the law will allow.

Website:

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