

### ALEC EXPOSED

"ALEC" has long been a secretive collaboration between Big Business and "conservative" politicians. Behind closed doors, they ghostwrite "model" bills to be introduced in state capitols across the country. This agenda-underwritten by global corporations-- includes major tax loopholes for big industries and the super rich, proposals to offshore U.S. jobs and gut minimum wage, and efforts to weaken public health, safety, and environmental protections. Although many of these bills have become law, until now, their origin has been largely unknown. With **ALEC EXPOSED**, the Center for Media and Democracy hopes more Americans will study the bills to understand the depth and breadth of how big corporations are changing the legal rules and undermining democracy across the nation.

#### ALEC's Corporate Board --in recent past or present

- AT&T Services, Inc.
- centerpoint360
- UPS
- Bayer Corporation
- GlaxoSmithKline
- Energy Future Holdings
- Johnson & Johnson
- Coca-Cola Company
- PhRMA
- Kraft Foods, Inc.
- Coca-Cola Co.
- Pfizer Inc.
- Reed Elsevier, Inc.
- DIAGEO
- Peabody Energy
- Intuit, Inc.
- Koch Industries, Inc.
- ExxonMobil
- Verizon
- Reynolds American Inc.
- Wal-Mart Stores, Inc.
- Salt River Project
- Altria Client Services, Inc.
- American Bail Coalition
- State Farm Insurance

For more on these corporations, search at [www.SourceWatch.org](http://www.SourceWatch.org).

NEWS PUBLICATIONS MEMBERS MODEL

**DID YOU KNOW?** Corporations VOTED to adopt this. Through ALEC, global companies work as "equals" in "unison" with politicians to write laws to govern your life. Big Business has "a VOICE and a VOTE," according to newly exposed documents. **DO YOU?**

### Resolution Reaffirming Tenth Amendment Rights

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

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

**WHEREAS**, the Tenth Amendment limits the scope of federal power and prescribes that the federal government was created by the states specifically to be an agent of the states, rather than the states being agents of the federal government; and

**WHEREAS**, when taking the oath of office, all members of the General Assembly of **{Insert State}** solemnly swear that they will support the Constitution of the United States and the Constitution of **{Insert State}**; and

**WHEREAS**, many federal mandates are in direct violation of the Tenth Amendment to the Constitution of the United States and infringe upon both the reserved powers of **{Insert State}** and the people's reserved powers; and

**WHEREAS**, the United States Supreme Court ruled in *New York v. United States*, 505 U.S. 144 (1992), that Congress may not simply commandeer the legislative and regulatory processes of the states by compelling them to enact and enforce regulatory programs; and

**WHEREAS**, the United States Supreme Court, in *Printz v. United States/Mack v. United States*, 521 U.S. 898 (1997), reaffirmed that the Constitution of the United States established a system of "dual sovereignty" that retains "a residuary and inviolable sovereignty" by the states;

**NOW THEREFORE, BE IT RESOLVED** that **{Insert State}** hereby claims sovereignty under the Tenth Amendment to the Constitution of the United States over all powers not otherwise enumerated and granted to the federal government by the Constitution of the United States; and

**BE IT FURTHER RESOLVED** that this resolution shall serve notice to the federal government of **our demand** to maintain the balance of powers where the Constitution of the United States established it; and

**BE IT FURTHER RESOLVED** that we state our intentions to ensure that all government agencies and their agents and employees operating within the geographic boundaries of **{Insert State}**, or whose actions have an effect on the inhabitants, lands, or water of **{Insert State}**, shall operate within the confines of the original intent of the Constitution of the United States; and

**BE IT FURTHER RESOLVED** that suitable copies of this resolution be delivered to the President of the United States, the President pro tempore of the United States Senate, the Speaker of the United States House of Representatives, and each member of the congressional delegation of **{Insert State}**.

*Adopted by the Federal Relations Working Group, August 5, 2010. Approved by the ALEC Board of Directors, September 19, 2010.*

From CMD: This resolution asserts that "many" federal "mandates" violate the 10th amendment but fails to acknowledge the many express powers granted to Congress in Article I of the Constitution or to other parts of the government.

This case actually affirmed that Congress had power under the Constitution's Commerce Clause to use financial incentives to get states to manage radioactive waste but not to require states to take ownership of the waste sites. Even if a corporation may dislike environmental regulations, Congress can enforce them, but it cannot compel the states to do so for it.

Did you know that Reynolds American-- one of the biggest tobacco companies in the world-- was the corporate co-chair in 2011?