

Senate Resolution 539

By: Senator Moore of the 53rd

A RESOLUTION

1 Supporting actions to combat the illegal invasion of the State of Georgia; and for other
2 purposes.

3 WHEREAS, the Preamble to the United States Constitution outlines that the chief
4 responsibility of the federal government is to "insure domestic tranquility" and "provide for
5 the common defense"; and

6 WHEREAS, Article IV, Section 4 of the United States Constitution provides the following:
7 "The United States shall guarantee to every State in this Union a Republican Form of
8 Government, and shall protect each of them against invasion"; and

9 WHEREAS, as a matter of population, experts estimate that more than 500,000 illegal aliens
10 currently reside in Georgia; and

11 WHEREAS, a growing amount of state funds and resources for schools, higher education,
12 hospitals, and emergency services are being used to service illegal aliens; and

13 WHEREAS, as a matter of law, the aforementioned facts constitute—among other
14 things—an invasion of Georgia, as the term "invasion" is used in Article IV, Section 4 of the
15 United States Constitution and in Paragraph I, Section IV of the Georgia Constitution; and

16 WHEREAS, the Georgia Constitution specifically states in Paragraph I, Section IV the
17 purposes for which debt may be incurred: "The state may incur: (a) Public debt without limit
18 to repel invasion, suppress insurrection, and defend the state in time of war"; and

19 WHEREAS, since January 2021, more than 3.2 million illegal aliens have been apprehended
20 after unlawfully entering the United States. More than 800,000 illegal aliens have avoided
21 apprehension while unlawfully entering the United States and remain unaccounted for within
22 our nation. So far this year, CBP has identified more than 50 known terrorists who have
23 unlawfully entered the United States through our unsecured border with Mexico. The
24 unprecedented amount of human trafficking combined with the smuggling of fentanyl and
25 other opioids have killed more than 71,238 American citizens. The sophisticated human
26 smuggling and drug trafficking organizations that facilitate these criminal acts are
27 spearheaded by violent international drug cartels who have operational control over our
28 unsecured United States/Mexico border; and

29 WHEREAS, cartels act as paramilitary transnational narco-terrorist criminal organizations
30 that exercise command and control over irregular warfare operations into the United States,
31 exploiting unsecured borders to solidify their power structure with billions of dollars in profit
32 and migrants to conceal and facilitate the trafficking of drugs and people by utilization of
33 irregular techniques, tactics, and procedures; and

34 WHEREAS, the ongoing state and national border security crisis is not acceptable, resulting
35 in a national and interstate security threat and humanitarian disaster with overwhelming
36 consequences for the lives and liberties of the residents in the State of Georgia.

37 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE that the members of this body
38 recognize that the United States' southern border is suffering an invasion that is facilitated
39 by paramilitary transnational narco-terrorist criminal organizations.

40 BE IT FURTHER RESOLVED that the members of this body recognize and affirm the
41 sovereign and unilateral authority explicitly reserved to the states under Article I, Section 10
42 of the United States Constitution and Paragraph I, Section IV of the Georgia Constitution to
43 defend themselves against invasion, which has been exacerbated by the federal government's
44 failure in meeting its constitutional obligation to "insure domestic tranquility," "provide for
45 the common defense," "execute the laws," and "protect each (State) against invasion."

46 BE IT FURTHER RESOLVED that the members of this body support the state-led efforts
47 and expansion of operational and legal authorities available under Article I, Section 10 of the
48 United States Constitution.

49 BE IT FURTHER RESOLVED that the members of this body support Governor Brian Kemp
50 in his utilization of the additional and necessary legal authority vested under Article I,
51 Section 10 of the United States Constitution and Paragraph I, Section IV of the Georgia
52 Constitution to secure the Georgia border and stop the invasion at the border, including the
53 actions by paramilitary and transnational narco-terrorist criminal organizations that pose a
54 clear and present danger to our communities.

55 BE IT FURTHER RESOLVED that the members of this body support and reiterate the State
56 of Georgia's formal diplomatic representations to the federal government to uphold its
57 constitutional guarantee and duty to adequately secure, protect, and repel the invasion at the
58 United States border to secure the inalienable rights of life and liberty of United States
59 citizens.

60 BE IT FURTHER RESOLVED the members of this body urge Governor Brian Kemp, as
61 commander-in-chief of the military forces of the state, to declare the existence of an illegal
62 invasion of Georgia and take necessary actions to preserve and protect the sovereignty and
63 territorial integrity of Georgia.

64 BE IT FURTHER RESOLVED that the Secretary of the Senate is authorized and directed
65 to make appropriate copies of this resolution available for distribution to the public and the
66 press.