

As Introduced

**132nd General Assembly
Regular Session
2017-2018**

H. R. No. 74

Representatives Smith, K., Antonio

**Cosponsors: Representatives Lepore-Hagan, West, Bishoff, Bocchieri, Miller,
Ashford, Craig**

A R E S O L U T I O N

To call on legislators at the state and federal 1
level and other communities and jurisdictions to 2
support an amendment to the United States 3
Constitution that would abolish corporate 4
personhood and the doctrine of money as speech. 5

**BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF
OHIO:**

WHEREAS, Government of, by, and for the people has long 6
been a cherished American value, and We the People's inalienable 7
right of self-government is guaranteed in the United States 8
Constitution and the Declaration of Independence; and 9

WHEREAS, Free and fair elections are essential to democracy 10
and effective self-governance; and 11

WHEREAS, Persons are rightfully recognized as human beings 12
whose essential needs include clean water and safe and secure 13
food; and 14

WHEREAS, Corporations are entirely human-made legal 15
entities created by express permission of We the People and our 16
government; and 17

WHEREAS, Corporations can exist in perpetuity, can exist simultaneously in many nations, need only profit for survival, and exist solely through the legal charter imposed by the government of We the People; and

WHEREAS, The great wealth of large corporations allows them to wield coercive force of law to overpower human beings and communities, thus denying We the People's exercise of our constitutional rights; and

WHEREAS, Corporations are not mentioned in the Constitution, and We the People have never granted constitutional rights to corporations, nor have we decreed that corporations have authority that exceeds the authority of We the People of the United States; and

WHEREAS, Interpretation of the United States Constitution by appointed Supreme Court justices to include corporations in the term "persons" has long denied We the People's exercise of self-governance by endowing corporations with constitutional protections intended for We the People; and

WHEREAS, The judicial bestowal of civil and political rights upon corporations can usurp basic human and constitutional rights guaranteed to human persons, and also empowers corporations to sue municipal and state governments for adopting laws that violate "corporate rights," even when those laws serve to protect and defend the rights of human persons and communities; and

WHEREAS, Corporations are not and never have been human beings, and therefore are rightfully subservient to human beings and governments as our legal creations; and

WHEREAS, The recent decision of the United States Supreme Court in *Citizens United v. Federal Election Commission*, 558 U.S. 310 (2010), which rolled back the legal limits on spending

in the electoral process, creates an unequal playing field and 49
allows unlimited spending by wealthy individuals, corporations, 50
and other entities to influence elections, candidate selection, 51
and policy decisions and to sway votes and compels elected 52
officials to divert their attention from the People's business 53
or even to vote against the interest of their human constituents 54
in order to ensure competitive campaign funds for their own 55
reelection; and 56

WHEREAS, The judicial interpretation that construes 57
spending money in political campaigns as speech is contrary to 58
the notion of one person, one vote and allows those with the 59
most money to have an unfair advantage in a political system 60
that should ensure that all citizens have equal access to the 61
political process and an equal ability to influence the outcome 62
of elections; and 63

WHEREAS, Money is property, not speech; and 64

WHEREAS, Large corporations own most of America's mass 65
media and use that media as a megaphone to express loudly their 66
political agenda and to convince Americans that their primary 67
role is that of consumers, rather than sovereign citizens with 68
rights and responsibilities within our democracy; and 69

WHEREAS, Tens of thousands of people and municipalities 70
across the nation are joining with the Move to Amend campaign to 71
call for an amendment to the United States Constitution to 72
abolish corporate personhood and the doctrine of money as 73
speech; now therefore be it 74

RESOLVED, That the House of Representatives of the State of 75
Ohio calls on legislators at the state and federal levels to 76
join the tens of thousands of citizens, grassroots 77
organizations, and local governments across the country in the 78
Move to Amend campaign to call for an amendment to the United 79
States Constitution to abolish corporate personhood and the 80

doctrine of money as speech and thereby return our democracy, 81
our elections, and our communities to America's human persons 82
and thus claim our sovereign right of self-governance; and be it 83
further 84

RESOLVED, That the House of Representatives of the State of 85
Ohio calls on other communities and jurisdictions to join with 86
it in this action by adopting similar resolutions; and be it 87
further 88

RESOLVED, That the House of Representatives of the State of 89
Ohio supports education to increase public awareness of the 90
threats to our democracy posed by corporate personhood and 91
encourages lively discussion to build understanding and 92
consensus to take appropriate community and municipal actions to 93
democratically respond to these threats; and be it further 94

RESOLVED, That the Clerk of the House of Representatives 95
transmit duly authenticated copies of this resolution to the 96
President of the Senate of the State of Ohio and to Ohio's 97
congressional delegation. 98