

By: Kolkhorst

S.C.R. No. 23

SENATE CONCURRENT RESOLUTION

WHEREAS, The State of Texas and the United States federal government have 1,254 miles of land to protect along Texas' border with Mexico, a job that has become increasingly violent as this state has been subjected to an invasion by foreign drug cartels; and

WHEREAS, These foreign drug cartels bring terror to Texas communities by flooding the streets with deadly narcotics, forcing women and children into human and sex trafficking, enriching themselves on the misery and enslavement of Texans, and butchering and murdering anyone who tries to stop them; and

WHEREAS, State and local law enforcement agencies are forced to contend with extensive and dangerous criminal activity resulting from, or associated with, foreign drug cartels, thereby putting Texas law enforcement officials in danger and draining resources away from protecting our communities; and

WHEREAS, The State of Texas has acted to address the problem by adding hundreds of commissioned law enforcement officers to the border, purchasing state-of-the-art helicopters, conducting border security surge operations, and paying millions of dollars for overtime, training, equipment, and technology for local law enforcement; and

WHEREAS, Law enforcement agencies working together in Texas have seized billions of dollars in illegal drugs and hundreds of millions in cash, along with thousands of firearms and other

1 weapons, all related to the invasion of foreign drug cartels; and

2 WHEREAS, Texas has repeatedly asked the federal government to
3 send more border security resources to the state, requesting an
4 increase in manpower and authority for border patrol agents and
5 other federal personnel; and

6 WHEREAS, Texas prisons house violent offenders that claim
7 foreign citizenship, and the state bears the cost of housing and
8 prosecuting those offenders; and

9 WHEREAS, Texas taxpayers have spent billions compensating
10 for the lack of federal resources provided to the state; and

11 WHEREAS, The federal government's failure to develop a
12 comprehensive plan to address this border security problem puts an
13 unfair and unreasonable burden on the entire state, especially on
14 Texas border communities, in violation of Article IV, Section 4 of
15 the United States Constitution; and

16 WHEREAS, Under Article I, Section 10, Clause 3 of the United
17 States Constitution, Texas is entitled as a sovereign state of the
18 United States of America to protect itself against this current
19 foreign drug cartel invasion; this constitutional authority grants
20 the State of Texas the power to defend the state when the state has
21 been invaded or is "in such imminent Danger as will not admit of
22 delay"; and

23 WHEREAS, The governor, in a letter to the president of the
24 United States on November 16, 2022, invoked the authority under
25 Article I, Section 10, Clause 3 of the U.S. Constitution, to protect
26 the State of Texas; now, therefore, be it

27 RESOLVED, That the 88th Legislature of the State of Texas

1 hereby demand the federal government to immediately declare violent
2 foreign drug cartels as foreign terrorist organizations under
3 Section 219 of the Immigration and Nationality Act, 8 U.S.C. § 1189;
4 and, be it further

5 RESOLVED, That the Texas Legislature hereby find that the
6 State of Texas has been invaded by foreign drug cartels and that the
7 citizens of this state are in imminent danger of irreparable harm;
8 and, be it further

9 RESOLVED, That the Texas Legislature hereby encourage all
10 applicable state and local resources as needed, to use any and all
11 authority under Article I, Section 10, Clause 3 of the United States
12 Constitution to repel this violent foreign drug cartel invasion,
13 and that such authority should be invoked with the intention of
14 utilizing such authority in the most peaceful manner possible
15 consistent with bringing this invasion to a conclusion at the
16 earliest possible moment.