

NEW CALIFORNIA STATE JOINT RESOLUTION OF THE SENATE AND ASSEMBLY

JR20-07

A RESOLUTION TO RESTORE PRAYER IN SCHOOL AND PUBLIC SQUARE

Legislative Background for Senate Resolution JR20-07

Adopting a Statement of Intent to affirm New California's commitment to the firm belief of the founders of the United States of America as established in our Declaration of Independence, that "we hold these truths to be self-evident, that all men are created equal, that they are endowed by their **Creator** with certain unalienable Rights, that among these are Life, Liberty and the pursuit of Happiness."

It is the responsibility of government to protect and safeguard the exercise of these rights, and to promote a secure environment that allows individuals to express their conscience and embrace those truths within any public domain, forum or setting, most especially in any public education institution where the exchange of ideas is primary to its goals. However, Thomas Jefferson long ago predicted: "*It has long, however, been my opinion, and I have never shrunk from its expression ...that the germ of dissolution of our federal government is in the constitution of the federal Judiciary; ...working like gravity by night and day, gaining a little today and a little tomorrow, and advancing its noiseless step like a thief, over the field of jurisdiction, until all shall be usurped.*"- Letter to Charles Hammond, August 18, 1821.

In 1962, the Supreme Court demonstrated the truth of Jefferson's prediction with a landmark case known as *Engel v. Vitale*. This case became the forerunner of a series of cases that would ban any discussion, prayer or utterance about God from public schools and from the public square. With that first "noiseless step like a thief", the Supreme Court began a cascade of culture changing decisions that would "usurp" our Founders original intent in the First Amendment of the Constitution.

For 170 years prior to this case, beginning with the ratification of the Constitution and the Bill of Rights, no court had ever struck down any prayer, in any form, in any location. Writing for the majority, Justice Black held that because a prayer did not address the belief of the atheists who had brought the case before them, it violated the so-called "Establishment Clause."

The "Establishment Clause" is a corrupted notion created by the American Civil Liberties Union (ACLU) to support the plaintiff's case in the 1962 case. The notion was not derived from any wording in the Constitution, which the Justices all swear to defend, but from a private letter written by Thomas Jefferson to the Danbury Baptist Association of Connecticut in 1802. In that letter, Jefferson coined the phrase "wall of separation between church and state," to assure the Baptists that the government would never infringe on their free exercise of their religion. The lone dissenter on the court bench, Justice Potter Stewart, wrote: "We deal here not with the establishment of a state

church, which would, of course, be constitutionally impermissible, but with whether school children who want to begin their day by joining in prayer must be prohibited from doing so.”

A small group of atheists found a sympathetic ear among six unelected justices who, through a despotic decision, chose to change the fundamental law of the land by creating a “constitutional right” that had never existed before (the right of a non-believing minority to deny the majority of Americans their right to express their belief in God while at school), and which would change the culture of America, but alter the course of political and judicial precedent in all future radical redefinitions of the First Amendment.

In case after case, the Supreme Court has used this “noiseless step” to alter not only the original intent of the Founders as written in the Constitution, but to become legislators in the creation of law that had no other origin than their own despotic opinion.

The result of this first “noiseless step” was to empower the extreme left to remove religion and religious expression from the public forum. They have employed it to compose revisionist histories that are now found in school text books to preserve this imaginary wall of separation while preserving an anti-religious philosophy to establish that our unalienable rights come from the state, and not from our “Creator.”

**NEW CALIFORNIA STATE JOINT RESOLUTION OF THE SENATE AND ASSEMBLY
JR20-07**

WHEREAS, a destructive and radical movement within our academic system and our public media to distort history for the purposes of changing the nature and intent of the past to affect an agenda that reframes how American history will be taught in our public schools. This movement attempts to exclude and/or revise the historic role played in our past upon which our founding culture was established both in reverence for those founding ideals and within the principles of our religious convictions and moral values.

WHEREAS, there is an abundance of primary sources and records, including actual historical events bearing out not only the force of their beliefs, but also the commitment of the players in the American Founding to a belief that the importance of certain beliefs, symbols and actions are just as important as the monuments of memory to their perpetuation; and

WHEREAS, citizens of New California are determined to live under a state government in the United States of America under the Constitution of the United States of America; and

WHEREAS, citizens of New California have decided to exercise their right to form a new state as provided for in the United States Constitution under Article IV Sections 3 and Section 4 as a remedy for the abuse of power by the government of California; and

WHEREAS, the citizens of New California declared their Independence from the state of California on January 15, 2018; and

WHEREAS, the United States Declaration of Independence states: "Whenever any form of government becomes destructive it is the right of the people to alter or abolish it, and to institute new government. And when a long train of abuses and acts to seize and hold the peoples power without legal authority and pursuing invariably the same Object that clearly demonstrates a design to reduce them under absolute Despotism, it is their right, it is their duty, to throw off such Government, and to provide new Guards for their future security"; and

WHEREAS, these philosophical currents being promoted by the courts and academia to change both individual private beliefs through the curriculum of our schools with revisionist histories are part of a radical effort that holds and harbors absolute contempt and disdain for America's ideals by using their own utopian standards of today to revise the history of the past. As popularized in textbooks currently used in our schools, such as Howard Zinn's "A People's History of the United States," they are attempting to indoctrinate our children with the Marxist narrative of the "oppressed" versus the "Oppressor." Even with classroom tools such as documentaries and recordings, the mantra in the schools is to demonize our founding ideals and castigate those who pledged and sacrificed their lives, fortunes and sacred honor to promote those ideals for the betterment of our nation. True to the Marxists real agenda, they want to diminish the role of personal responsibility and accountability by placing the role and purpose of the state as a replacement for our moral compass and individual conscience in expressing our personal beliefs and respect for the values we cherish; and

WHEREAS, Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; and

WHEREAS, under the Establishment Clause, government is forbidden to enact laws aiding any religion or creating an official religion; and

WHEREAS, under the Free-Exercise Clause, government is forbidden to interfere with an individual free exercise of religion, including the areas of belief, practice, and propagation; and

WHEREAS, the Assembly and Senate begin each day with a prayer “God of all consolation, healer of all wounds and giver of every good gift, we ask that You pour forth the healing balm of Your grace, mercy and love. Grant to those who mourn Your comfort. Grant to the fearful Your hope. Grant to the lost and confused Your clear and guiding light. Amen” (this prayer was given 8/9/19 in the California Assembly); and

WHEREAS, under the Free-Exercise Clause, New California State students in every school shall be free to start the day with time for a prayer or private reflection of their choosing and under no coercion from the teachers or staff; and for joint discussion

WHEREAS, the elimination of prayer in the school and in the classroom has removed the acknowledgment of our natural rights from our Creator and higher authority and stands as a universal standard of truth, causing students to lose an attitude of respect for all authority including administration, teachers and parents; and

WHEREAS, New California State believes that an absence of prayer in public schools is significantly to blame for drug use, violence, lack of respect for authority and societal decay in general. Schools may not prohibit students from praying voluntarily as long as it is done silently: does not disrupt others, and does not subject other students to peer pressure; and

WHEREAS, it is the responsibility and the right of parents in each school to request that their student be allowed to practice their religious beliefs free of harassment, in silence, during this minute of silence; and

WHEREAS, under the Equal Access Act passed by Congress in 1984, a school district is required to give equal access to an outside organization that provides after-school religious instruction to secondary-school age children. The use of school facilities by religious organizations is in accordance with policies that also allow nonreligious groups to use the facilities. Student organized religious clubs are allowed to meet on school property anytime student led clubs are permitted; and

WHEREAS, the Supreme Court has demonstrated its proclivity to legislate from the bench while demonstrating an openly hostile preference to our nation’s religious foundations as found within our legacy of historical practice through its repeated attempts to disenfranchise citizens and destroy both the state and Federal Republic through anti-religious influence; and

WHEREAS, the current California government has reneged on its obligation under Article IV, Section Four of the United States to guarantee to every State in this Union a republican form of government; and

WHEREAS, we as the citizens of New California State pray that the President of these United States of America exercise his authority under the Insurrection Act of 1807 to end the tyranny being foisted upon United States citizens living in California.

BE IT RESOLVED by this resolution of the Senate members of New California that in every public secondary school there shall be allowance for a time of prayer and personal observance. Such

exercises for secondary schools shall be conducted in accordance with the regulations which shall be adopted by the governing board of the district maintaining the secondary school; and

BE IT ALSO RESOLVED, that we as the citizens of New California State, having observed the takeover and corruption of our once proud republic, give and sound out a clarion warning to the other states of the union that the old California Republic, which has been the experimental laboratory for what the enemies of liberty seek to export to other states for the destruction of the republican forms of government they hate, shall no longer prevail.

NOW THEREFORE, BE IT RESOLVED

ADOPTED this ____ day of _____, 2020.

AYES: ____ (number of votes)

NOES: ____

ABSTAIN: ____

Robert Righetti, Riverside County
Senate President Pro Tempore

Marlo Jenkins, Fresno County
Assembly Speaker Pro Tempore