

**The American Legion Department of Texas
Weiss-Wurzbach Post 460, Castroville, Texas
Executive Committee Special Meeting Held February 8, 2022**

Resolution: RESTORE FAITH IN THE ELECTORAL PROCESS

Resolution No. _____

WHEREAS, The American Legion fulfills its ninth purpose “to safeguard and transmit to posterity the principles of justice, freedom and democracy” by fulfilling its first purpose “to uphold and defend the Constitution of the United States of America”; and

WHEREAS, The American Legion is absolutely nonpartisan; and

WHEREAS, The American Legion recognizes that partisan campaigning by politicians is a healthy aspect of the electoral process upon which our democracy thrives, but also recognizes the duty of Legionnaires and all citizens everywhere to safeguard our democracy by eliminating voter fraud; and

WHEREAS, The United States Supreme Court emphasized in a 1989 case that “confidence in the integrity of our electoral processes is essential to the functioning of our participatory democracy”, and that “voter fraud drives honest citizens out of the democratic process and breeds distrust of our government”; and

WHEREAS, The State of Texas investigated alleged voter fraud in the 2020 federal election and concluded in a lawsuit filed with the Supreme Court of the United States, joined by eighteen other states, that there were significant irregularities that influenced the outcome of the election; and

WHEREAS, The Texas Constitution requires the Legislature in regard to elections by ballot to “make such other regulations as may be necessary to detect and punish fraud”; and

WHEREAS, The Texas Legislature, based upon mounting evidence of voter fraud and increased criminal prosecution of voter fraud within the state, fulfilled its Constitutional duty to preserve election integrity by passing Senate Bill 1 which the Governor of the State of Texas signed into law on September 7, 2021 making it easier to vote and harder to cheat; and

WHEREAS, The Texas Legislature has historically given authority to the Attorney General, the highest law enforcement officer in the state, to carry out the enforcement of election laws in criminal courts; and

WHEREAS, The Texas Criminal Court of Appeals ruled on December 15, 2021 in the case of *The State of Texas v. Zena Collins Stephens* that the Attorney General does not have the authority to prosecute election law; and

WHEREAS, By its recent decision to strip the Attorney General of the authority to prosecute election law, the Court of Criminal Appeals violated the Texas Constitution, ignored legal precedence, usurped the authority of the Legislators, disenfranchised the legal voters in the State of Texas, invited partisan District Attorneys to inconsistently and negligently enforce election laws, sowed distrust of our government among honest citizens, disavowed the military service members who sacrificed much during our country’s history to protect the sacred freedom of citizens to vote, and undermined our democracy by jeopardizing the fairness of all future elections; now, therefore, be it

RESOLVED, By The American Legion Weiss-Wurzbach Post 460 Executive Committee in a called special meeting assembled in Castroville, Texas, on February 8, 2022, That The American Legion Department of Texas fulfill its purpose to safeguard democracy and restore public faith in the electoral process by demanding the elimination of unfair elections through consistent, strict statewide enforcement of existing election integrity laws consistent with the Constitutions of both the State of Texas and the United States; and, be it further

RESOLVED, That The American Legion Department of Texas urges the Court of Criminal Appeals to grant the petition from the State of Texas to rehear the case of *The State of Texas v. Zena Collins Stephens* and reconsider the decision rendered on December 15, 2021; and, be it further

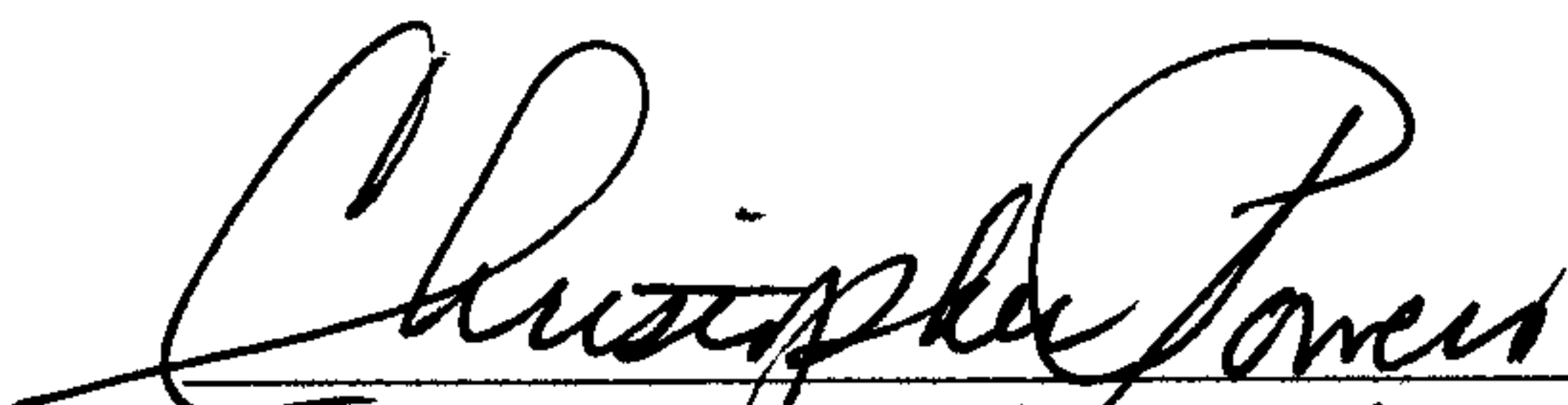
RESOLVED, That The American Legion Department of Texas urges the Governor to call a special session of the Legislature, if necessary, to enact legislation to bolster the authority of the Attorney General to enforce election integrity laws; and, be it further

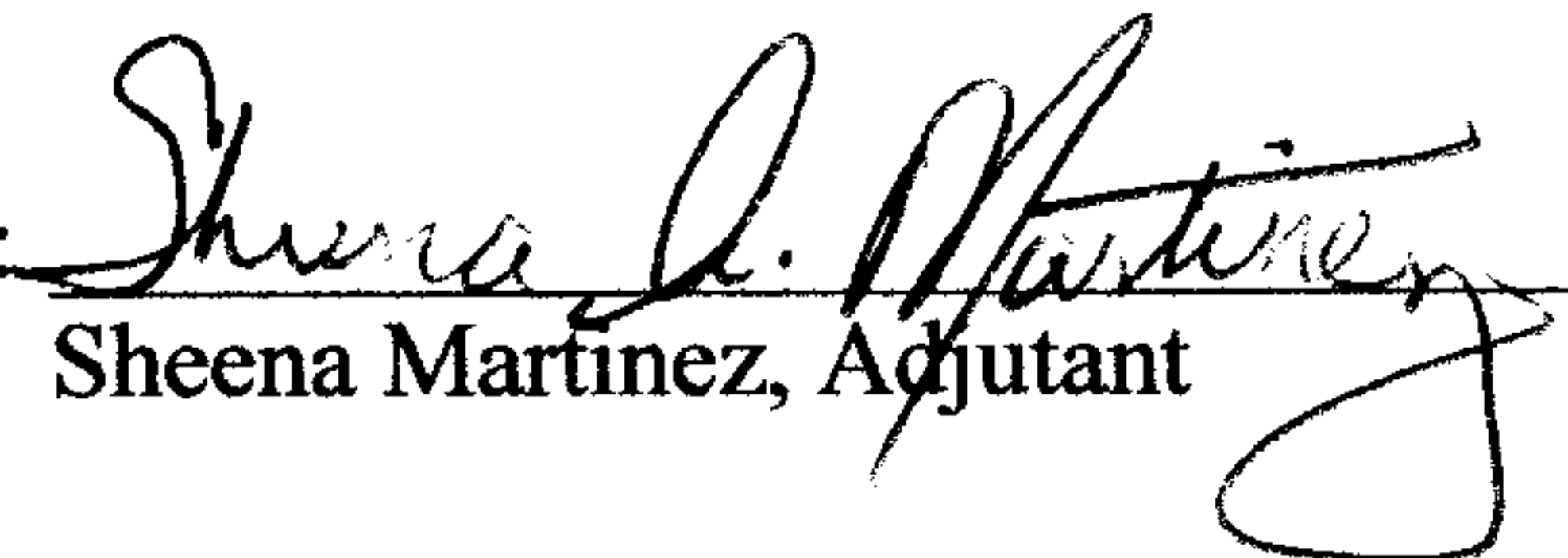
RESOLVED, That a copy of this resolution be sent to the Department of Texas Executive Committee for its endorsement; and, be it further

RESOLVED, That upon the endorsement of the Department Executive Committee, this resolution be given the widest dissemination to media outlets in the form of a press release; and, be it further

RESOLVED, That the Department Commander deliver a copy of this resolution to the Texas Court of Criminal Appeals and to the Governor of Texas; and, be it finally

RESOLVED, That a copy of this resolution be sent by the Department of Texas to the National Executive Committee for its consideration to approve a similar resolution recommending that all states follow the lead of Texas to restore public faith in the electoral process by demanding the enactment and enforcement of strong election integrity laws.


Christopher Powers, Commander

Attest: 
Sheena Martinez, Adjutant