A RESOLUTION

Declaring the results of Statewide electoral contests in the 2020 general election to be in dispute.

WHEREAS, Article I, Section 4, Clause 1 of the Constitution of the United States empowers state legislatures, including the General Assembly of the Commonwealth of Pennsylvania, to prescribe the "Times, Places, and Manner" of conducting elections; and

WHEREAS, Article II, Section 1, Clause 2 of the Constitution of the United States empowers state legislatures, including the General Assembly of the Commonwealth of Pennsylvania, to direct the manner of appointing electors for President and Vice President of the United States; and

WHEREAS, The General Assembly of the Commonwealth of Pennsylvania has exercised its authority to establish election administration procedures for the Commonwealth under the act of
WHEREAS, The Pennsylvania Election Code requires all mail-in ballots to be received by 8 p.m. on the day of the election; and

WHEREAS, The Pennsylvania Election Code requires election officials at polling places to authenticate the signatures of in-person voters; and

WHEREAS, The Pennsylvania Election Code requires that county boards of elections shall not meet to conduct a pre-canvas of all absentee and mail-in ballots until 7 a.m. on election day, during which time defects on mail-in ballots would be identified; and

WHEREAS, The Pennsylvania Election Code prohibits the counting of defective absentee or mail-in ballots; and

WHEREAS, The Pennsylvania Election Code authorizes "watchers," selected by candidates and political parties, to observe the process of canvassing absentee and mail-in ballots; and

WHEREAS, The Commonwealth conducted an election on November 3, 2020, for Federal offices, including selecting electors for President and Vice President of the United States; and

WHEREAS, Officials in the Executive and Judicial Branches of the Commonwealth infringed upon the General Assembly's authority under the Constitution of the United States by unlawfully changing the rules governing the November 3, 2020, election in the Commonwealth; and

WHEREAS, On September 17, 2020, less than seven weeks before the November 3, 2020, election, the partisan majority on the Supreme Court of Pennsylvania unlawfully and unilaterally extended the deadline for mail-in ballots to be received and...
mandated that ballots mailed without a postmark would be
presumed to be received timely and could be accepted without a
verified voter signature; and
WHEREAS, On October 23, 2020, less than two weeks before the
November 3, 2020, election and upon a petition from the
Secretary of the Commonwealth, the Supreme Court of Pennsylvania
ruled that county boards of election need not authenticate
signatures for mail-in ballots, thereby treating in-person and
mail-in voters dissimilarly and eliminating a critical safeguard
against potential election crime; and
WHEREAS, On November 2, 2020, the night before the November
3, 2020, election and prior to the prescribed time for pre-
canvassing mail-in ballots, the office of the Secretary of the
Commonwealth encouraged certain counties in this Commonwealth to
notify party and candidate representatives of mail-in voters
whose ballots contained defects; and
WHEREAS, Heavily Democrat counties permitted mail-in voters
to cure ballot defects while heavily Republican counties
followed the law and invalidated defective ballots; and
WHEREAS, In certain counties in this Commonwealth, watchers
were not allowed to meaningfully observe the pre-canvassing and
canvassing activities relating to absentee and mail-in ballots; and
WHEREAS, In other parts of this Commonwealth, watchers
observed irregularities concerning the pre-canvassing and
canvassing of absentee and mail-in ballots; and
WHEREAS, Postal employees in Pennsylvania have reported
anomalies relating to mail-in ballots, including multiple
ballots delivered to a single address with unfamiliar
addressees, ballots mailed to vacant homes and empty lots and
ballots mailed to addresses that did not exist; and

WHEREAS, Witnesses testifying before the Pennsylvania Senate Majority Policy Committee on November 25, 2020, have provided additional compelling information regarding the questionable nature of the administration of the 2020 general election; and

WHEREAS, There remains ongoing litigation concerning the administration of the November 3, 2020, election in this Commonwealth; and

WHEREAS, In 2016, Pennsylvania's general election results were certified on December 12, 2016, and on November 24, 2020, the Secretary of the Commonwealth unilaterally and prematurely certified results of the November 3, 2020, election regarding presidential electors despite ongoing litigation; and

WHEREAS, The Pennsylvania House of Representatives has the duty to ensure that no citizen of this Commonwealth is disenfranchised, to insist that all elections are conducted according to the law, and to satisfy the general public that every legal vote is counted accurately; therefore be it

RESOLVED, That the House of Representatives:

(1) Recognize allegations of substantial irregularities and improprieties associated with mail-in balloting, pre-canvassing and canvassing during the November 3, 2020, election.

(2) Disapprove of the infringement on the General Assembly's authority pursuant to the Constitution of the United States to regulate elections.

(3) Disapprove of and disagree with the Secretary of the Commonwealth's premature certification of the results of the November 3, 2020, election regarding presidential electors.

(4) Declare that the selection of presidential electors
and other Statewide electoral contest results in this Commonwealth is in dispute.

(5) Urge the Secretary of the Commonwealth and the Governor to withdraw or vacate the certification of presidential electors and to delay certification of results in other Statewide electoral contests voted on at the 2020 general election.

(6) Urge the United States Congress to declare the selection of presidential electors in this Commonwealth to be in dispute.