

SENATE COMMITTEE SUBSTITUTE FOR  
SENATE CONCURRENT RESOLUTION NO. 30

Whereas, the Commerce Clause (Article I, Section 8) of the United States Constitution was designed to ensure free trade between the states by preventing any state from putting a tariff or other restriction on the goods from another state; and

Whereas, the Commerce Clause is an enumerated power granted to Congress and is also a restriction imposed on states from enacting legislation that places an undue burden on interstate commerce; and

Whereas, California voters adopted Proposition 2 to their state constitution in 2008 requiring the state's egg producers to switch to "enriched cages" or non-confinement operations, in a campaign led and funded by the Humane Society of the United States, or HSUS; and

Whereas, HSUS is a national animal rights group that has aggressively pursued an agenda intended to decrease, and eventually eliminate, the public's consumption of animal protein; and

Whereas, in 2010, at the behest of HSUS, the California legislature passed AB 1437 which was signed into law by Governor Arnold Schwarzenegger, prohibiting the sale of eggs from other states that do not meet the requirements of the 2008 Proposition 2; and

Whereas, together, California Proposition 2 and AB 1437 violate the Commerce Clause of the United States Constitution by preventing free trade amongst the states; and

Whereas, forcing Missouri farmers to utilize "enriched cages" or non-confinement operations in order to do business in California will negatively impact the Missouri economy and food supply:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-eighth General Assembly, First Regular Session, the House of Representatives concurring therein, hereby condemns, in the strongest possible terms, California's anti-trade actions and the negative impact it has on Missouri farmers, and calls upon the legislature of that state to repeal AB 1437 and urges the voters of California to reconsider and repeal Proposition 2; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare properly inscribed copies of this resolution for the California President Pro Tem of the Senate, the California Senate Minority Leader, the California Speaker of the Assembly, and the California Assembly Minority Leader.