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(Original Signature of Member)

119TH CONGRESS
1ST SESSION

H. RES. _____

On a Call for Disability Vote of Donald John Trump

IN THE HOUSE OF REPRESENTATIVES

_____ submitted the following resolution; which was referred to the
Committee on _____

RESOLUTION

On a Call for Disability Vote of Donald John Trump

Whereas the Supreme Court in Trump v Anderson 23-719 ruling March 4 2024 at page 8 referring to footnote 2 and the bottom of page 10 top of page 11 has directed and defined how Congress may enforce Section 3 of the 14th amendment at "any time" based on the conduct of individuals can enforce the self actualizing bar to office requiring "nothing more", and;

Whereas the Supreme Court defined and affirmed the self executing nature of Section 3 declaring "Section 3, unlike other provisions of the Fourteenth Amendment, proscribes conduct of individuals. It bars persons from holding office after taking a qualifying oath and then engaging in insurrection or rebellion—nothing more" and;

Whereas the Supreme Court specifically made clear as to Section 3 ""Its final sentence empowers Congress to "remove" any Section 3 "disability" by a two-thirds vote of each house. The text imposes no limits on that power, and Congress may exercise it any time, as the respondents concede. "" , and;

Whereas the Supreme Court specifically made further clear "In fact, historically, Congress sometimes exercised this amnesty power postelection to ensure that some of the people's chosen candidates could take office", and;

Whereas Donald John Trump by this aforementioned Supreme Court standard and language of the Trump v Anderson 23-719 ruling March 4 2024 left him Constitutionally ineligible to hold office ever again unless Congress relieves the disability according to the Supreme Court operative definition of Section 3 of the 14th amendment as set forth at the bottom of page 10 top of 11 means Donald John Trump remains unable to lawfully hold office as no "Amnesty vote" to relieve the disability was ever taken and this violates the Preamble of the Constitution and 18 USC 241 with intent to "injure, oppress, threaten and intimidate" in rebellion to the Constitution of the United States and Congressional laws as set forth in the public record and as prohibited by Section 3 of the 14th amendment, and;

Whereas Donald John Trump has repeatedly fanned the flames of racism, antisemitism, LGBTQ hate speech, Islamophobia, anti-Asian hate, xenophobia, and other forms of hatred violating the Preamble of the Constitution and 18 USC 241 with intent to "injure, oppress, threaten and intimidate" in rebellion to the Constitution of the United States and Congressional laws as set forth in the public record and as prohibited by Section 3 of the 14th amendment, the Preamble and the 1st Amendment, and;

Whereas Donald John Trump has repeatedly debased the memories of victims of January 6, 2021, and then pardoning all convicted persons and pending case scenarios thereof, by perpetuating conspiracy theories to shift blame and responsibility violates the Preamble of the Constitution and 18 USC 241 with intent to "injure, oppress, threaten and intimidate" in rebellion to the Constitution of the United States and Congressional laws as set forth in the public record and as prohibited by Section 3 of the 14th amendment, and;

Whereas Donald John Trump has repeatedly assaulted the foundation of our democracy by perpetuating conspiracy theories related to the January 6 attack on the Capitol which sought to halt the peaceful transfer of power violates the Preamble of the Constitution and 18 USC 241 with intent to "injure, oppress, threaten and intimidate" in rebellion to the Constitution of the United States and Congressional laws as set forth in the public record and as prohibited by Section 3 of the 14th amendment as well as Article II Section I Clause I as Trump's effort to stay in power past 4 years without being re-elected which activates Section 3 of the 14th amendment and;

Whereas Donald John Trump along with his Vice president also has the following enumerated 20 other transgressions below to Section 3 of the 14th amendment

(1) Mr.. Trump and Vance have caused themselves to be Constitutionally ineligible candidates violating 18 USC 2383 and 18 USC 241 and 18 USC 953 (Logan Act) which Congress may enforce through Section 3 of the 14th amendment in rebellion to the Constitution of the United States and Congressional laws as "rebellion" is defined by 18 USC 2383 with their pet eating claims of Haitian people. In Springfield OH a Law firm swore out an affidavit for criminal charges as outlined by attorney Michael Popok and NBC News at https://www.youtube.com/watch?v=lzq_R57DNpk and <https://www.youtube.com/watch?v=PhDGbdiIk18> and David Feldman covers it here on how it spread into Congress September 26, 2024 at https://www.youtube.com/watch?v=P_o4vexoTII&t=455s and summary by "The Vote"

YouTube channel at <https://www.youtube.com/watch?v=TZ0V--8sS1k> September 28, 2024 and another where Vance and Trump admitted it was a construct of a lie. https://www.youtube.com/watch?v=2WhUUaW_6s8 Furthermore Mr. Trump has remained secret contact with Mr. Putin giving "aid and comfort" to the enemy going so far as to send him scarce COVID tests.

See <https://www.youtube.com/watch?v=43Cj2xRr6Yo> and <https://www.youtube.com/watch?v=orSFwyucw9Y&t=200s> and Lawrence O'Donnell posting on October 8, 2024 an editorial on the Putin issue and others <https://www.youtube.com/watch?v=7zA-xsupL0I> and the girls, one called "pumps" who is an attorney at IHIP News offer the correct analysis October 9, 2024

at <https://www.youtube.com/watch?v=J9Ejj0eHbc4> and <https://www.youtube.com/watch?v=L5TTJ3Z1UmI> with David Feldman addressing in detail Hurricane Milton and Trump lies in his 1 hour and 20 minute show

at <https://www.youtube.com/watch?v=BecAbZt125s> and as to the Logan Act by Glen Kirschner at <https://www.youtube.com/watch?v=MGRho-bB88g>

This results in votes "not regularly given" and thus not countable by 3 USC 15 (e) (1) they have done to themselves. Additionally Mr.. Trump singly has a plethora of "disqualifying activity" outlined further in detail below herein. One cannot run for office campaigning in rebellion and in violation of the laws of America and expect to have votes counted and be eligible to hold office Section 3 of the 14th amendment is self executing and courts nor conviction are needed, as the rebellious act itself is what triggers the bar to office which only requires sufficient public record of any type to establish the "disqualifying activity" as defined by the Congressional Research Service article

<https://crsreports.congress.gov/product/pdf/LSB/LSB10569>

Thus the proof of the act(s) which satisfy a violation of in this case of the two candidates in concert with one another of 18 USC 241 activates the bar to office.

18 USC 241 reads in pertinent part:

If two or more persons conspire to injure, oppress, threaten, or intimidate any person in any State...

(2) In America there is a duty to campaign truthfully with the intent to promote law and policies as to "justice, domestic tranquility and to form a more perfect union", not the opposite to divide and threaten and intimidate.

But there is a more powerful basis of objections founded in the Preamble of the Constitution that all Americans and certainly those in government to promote "justice, domestic tranquility and to form a more perfect union". In this action outlined above Mr. Trump and Vance done the opposite intentionally so. In more objections below Mr. Trump has absolutely sought a life in defiance and rebellion to this command of being member of America identified by the definition of what the Constitution expects

(3) As shown below the main objection is found through the evidence filed September 25, 2024 by Jack Smith now made public in the case of United States v Donald Trump in the court of Judge Chutkan which concretely proves Mr. Trump violation of Article II

Section I Clause I as Trump's effort to stay in power past 4 years without being re-elected which activates Section 3 of the 14th amendment automatically barring Mr. Trump as Constitutionally ineligible to hold office ever again as the Supreme Court March 4 2024 ruling teaches this is the time and place to enforce it, as Judicially declared by the DC Circuit Court of Appeals in their affirmance of Judge Chutkan's immunity ruling.

(4). After being defeated in the 2020 election Mr. Trump continued to interfere with government action and congress which is yet a criminal act and another disqualifying activity. Section 1752(a)(2) of Title 18 outlaws the intentional disruption of government business at designated residences or offices. This subsection is designed to require both an intent to impede or disrupt as well as an actual impediment or disruption. A showing of specific intent is not required; a showing of reckless disregard of consequences would suffice. See for example the issue of intentionally and admittedly killing the border bill of James Langford.

(5) Section four of the 25th Amendment contemplates even a candidate or president elect who fails the intelligence and mental maturity and acumen to support and defend the Constitution of the United States and see to the faithful execution of the laws of the United States, or even be a fascist and insurrectionist as Mr. Trump and Vance have become.. Mr. Trump and Vance throughout their entire campaign indicate they do not as opined by over 300 medical and mental health professionals. There is a plethora of public record evidence which indicates physical health issues of the brain are afoot of both. One of the leading psychiatrist fully objecting is Dr Bandy X Lee at <https://bandylee.com> citing her duty to warn it appear the 25th Amendment does apply and that this ECRA of 2022 meets the criteria of "or of such other body as Congress may by law provide," which upon an inability to relieve the disability cast as an objection through Section 3 of the 14th amendment

(6) Mr. Trump was in rebellion against the Constitution of the United States at Article II Section I Clause I on and around January 6, 2021 attempting to present a fake elector plot

(7) Mr. Trump is further in conflict with Article II Section III in that he is in rebellion to a duty faithfully execute the laws, of the United States both especially not being a licensed attorney, and the chaos he has brought therefore to America, and in fact being involved and losing three very public judicial cases two involving defamation and rape and the other involving public fraud. Further in his campaign he has indicated both a plan in seditious conspiracy to destroy the established and working United States government system, he calls "the deep state", raising questions related to the 25th amendment of mental sanity as an American under the Preamble of the Constitution, capacity and health Mr. Trump has very publicly and consistently illustrated his mindset does not follow the Preamble such to the point many medical professionals have opined Mr. Trump suffers from a psycho medical mental impairment and is unfit mentally to hold office. Article II Section III requires the Constitution provides that the President "shall take Care that the Laws be faithfully executed . . ." but Mr. Trump illustrates he is ideologically educationally, and mentally unable to do by persistently in a juvenile and mendacity nature calling everyone names and insisting to his chagrin the system is rigged

against him.

(8) Mr. Trump and others seem to believe he was acquitted of "incitement to insurrection" in his second impeachment. He was not. He was affirmed guilty automatically rendering him constitutionally ineligible to hold office. The reason is the chief justice refused to preside, converting the so called trial into a simple vote on the bar to office disability which automatically attaches upon the disqualifying activity identified by Section 3 of the 14th amendment in rebellion to the Constitution of the United States identified in the impeachment articles. If a president is involved in an impeachment the chief justice must preside. Article I Section III Clause VI. What occurred was under law a vote on removing the bar to office disability which had automatically attached by the charge under 18 USC 2383 as "incitement to insurrection" through Section 3 of the 14th amendment as the Supreme Court has recognized in its March 4, 2024 ruling. It is not the business of Congress to assure the president's lawyers understand the operation of law. This was the finding and ruling of the Colorado Court in *Anderson v Griswold*. For an acquittal Mr. Trump needed 67 votes of NOT Guilty to excuse the disability of the automatic permanent bar to office. Mr. Trump only reached 43. Impeachment can only render Removal from Office and Bar to office, and in this case by the nature of the charge of "incitement to insurrection" the bar to office attached through the identification of the Article II Section I Clause I violation in rebellion to the Constitution of the United States. Having left office, the sole issue of maintaining the bar to office was a resolution vote on the permanent disability under the Constitution which Mr. Trump failed to clear. Because the chief justice refused to preside over the remaining order of business which was the bar to office only. Mr.. Trump has thus been barred by the charge of the second impeachment.

(9) There are also three instances of a rebellion to the emoluments clause outlined herein. Unlike the *Trump v Anderson 23-719* Section 3 of the 14th amendment case, to keep Mr. Trump off the ballot, finding Mr. Trump generically, Judicially engaged in insurrection, this issue is purely rebellion against the Constitution of the United States as Section 3 of the 14th amendment purely speaks to in specificit

(10) After taking the oath of office previously to defend the Constitution, his entire campaign has been in rebellion to the Preamble to the point of seditious conspiracy, openly stating he will violate a host of laws on the first day in concert with what is known as Project 2025 which outlines the radical destruction of an operating just and tranquil government which has operated just fine for 249 years building a more perfect union which trump by race and bigotry in fascist moves seeks to destroy. This means administering the oath of office to Trump again has no meaning, and we question if Trump has the mental capacity to understand the legal effect of the oath or the Constitution itself. Mr. Trump in his open admiration of world leaders not compatible to the American democratic norms illustrates he will not faithfully execute the laws of the United States government. See <https://www.youtube.com/watch?v=8PX8jspQw>

(11). Mr. Trump has benefitted a known 7.8 million dollars and up to 160 million dollars from foreign government entities while in office. So by Section 3 of the 14th amendment

this too is a disqualifying activity by Article II Section I Clause VII in rebellion against the Constitution of the United States. This is public record information that mandates disqualifying the candidate also. Here Rep Jamie Raskin references the gift and demands Trump return the 7.8 million. <https://www.youtube.com/watch?v=V2a6NC--ei8>

(12) One would think the SCOTUS excused Trump, but the opposite is true, it is one of the strongest public record proofs of a rebellion against the Constitution of the United States which prohibits this activity. What the SCOTUS did in that case is precisely why Congress has retained jurisdiction of the 14th Amendment via Section 3 and 5

This made the third time the SCOTUS had ignored the emoluments clause for Trump as shown by the congressional research service in its public information emoluments PDF at <https://crsreports.congress.gov/product/pdf/IF/IF11086> In Citizens for Responsibility & Ethics in Washington (CREW) v. Trump, No. 17-CV-458 (S.D.N.Y.), and In District of Columbia v. Trump, No. 17-1596 (D. Md.), also as the result.

(13) Often cast aside without meaning and legal force and effect is the Preamble, which while is a guide for citizens, it is a mandate for those who swear the oath to bear "true faith and allegiance" to the Constitution of the United States. It is a mandatory code of conduct for persons in the government along with the first amendment requisite of separation of church and states. A religious, racial, fascist, or authoritarian uprising and or rebellion, by one as Mr. Trump promotes in his campaign, or an insurrectionist plan as The Heritage Foundation with its "Mandate for Leadership – 2025" is the insurrection Mr. Trump and all Republicans are engaged in who support the plan. This also under Section 3 of the 14th amendment is self executing and "disqualifying activity" as seditious and insurrectionist rebellious defined by public record

(14) The United States made a legal commitment to the government of Ukraine in the Budapest Memorandum in 1994 that the United States would assist in any conflict with Russia if Mr. Putin attacked after they surrendered the Nuclear weapons they had. Mr. Trump and many Republicans have been giving aid and comfort to Russia. Mr. Trump seeks to turn off aid to Ukraine. This too is disqualifying activity under Section 3 of the 14th amendment. It too is public record in Congressional mention by members announcing this is the hold up.

(15) Mr. Trump was well known for litigation in the arena of fair housing violations in New York as was Mr. Guilinani for tensions among the Minority community. This represented a 14th amendment violation proportion violation of "disqualifying activity" that before his presidency as not having taken any oath, because he is not an Attorney, could not be measured by Section 3 of the 14th amendment, but today, it can along with all the other legal issues brought before the nation of a dishonest gifting liar that is disqualifying activity under Section 3 of the 14th amendment and having previously taken the oath, now by the Preamble also.

(16) Today the 25th amendment is a measure of disqualifying activity also by his

behavior since leaving office. We know by developed public record how unfit to serve Mr. Trump really is from his obvious low Intelligence as described by his Wharton professor as "the dumbest g&\$*@m student" he had ever taught (<https://www.studyinternational.com/news/trump-student-wharton/> } to today in his deranged mindset claiming he is still the President because an election lost nationwide by 7.4 million votes still makes him president such to the point he stole national classified information and has a mock up of the oval office at Mar-a-Largo and insists his club members call him "Mr. President" as do his attorneys. In reality he was selling this info. There are a myriad of mental health professionals who have opined on his mental acuity and only his campaign trail he is confused about who he is running against and whether WWII happened among plenty of other examples finds him unfit by the 25th amendment as another compendium of disqualifying activity under Section 3 of the 14th amendment.

(17) While Jack Smith charged 18 USC 371 in the DC Election Interference case, another clearer application is how Trump stole at least 636.7 million in his scheme to use his Florida Mar-a-Largo as as Whitehouse using his company to bill the United States government. See <https://www..youtube.com/watch?v=ygjkDRv3rqq&t=10s>

(18) Mr. Vance has further lied in rebellion to the Constitution of the United States and Congressional laws in his statement he would have, and will in the future violate the ECA and ECRA of 2022 to unlawfully send votes to compatriot or insurrectionist states for alternate electors to make his party candidate the winner which is a disqualifying activity action rendering him a constitutionally ineligible candidate. He has further made effort in lies to the American people in election interference efforts. See https://www.youtube.com/watch?v=XVMLabM_qJg and <https://www.youtube.com/watch?v=Uk7dGcM1Re0>

(19) Trump and Vance are giving "aid and comfort" to enemies of the United States. Russia has always been an enemy of the United States, but recently declared formally the United States as an enemy state. See <https://www.trtworld.com/us-and-canada/russia-formally-declares-the-us-as-enemy-what-next-18170984> in violation of 18 USC 2383 and Section 3 of the 14th amendment

(20) Mr. Trump and Vance engage in lies so profusely and is so very transactional that he cannot fathom nor honor the Preamble and 18 USC 241 is illustrated as violated in the Hurricane and other disaster relief where he will be a president only for his Republican supporters and this is a rebellion to the Constitution of the United States and Congressional laws also. See <https://www.youtube.com/watch?v=9ORkK3NG9qk> and <https://www.youtube.com/watch?v=p0pIw-YI3cU>

Once the disqualifying activity is reported, it actuates upon report, much like birthday of a candidate, and verification without any need for adjudication which is the term "self executing" action taken to bar Trump from office is final and the only appeal is to Congress, and;

Whereas evidence now exists that quite a number of election irregularities also exist indicating that Donald John Trump is indeed not the people's choice for president due to widespread voter suppression campaign as illustrated by independent statistics analyst at <https://www.youtube.com/watch?v=3UiB3xwyfPQ>

Now, Therefore, be it Resolved, That:

(1) Donald John Trump currently by law remains Constitutionally ineligible to hold office ever again unless Congress relieves the disability by a 2/3 majority in both houses, and must along with his administration vacate the office of the Presidency unless Congress relieves the disability as set forth by the Constitution and ruling of the Supreme Court, and;

(2) Failure to bring this vote within 2 days shall by law and rule be a "NO" vote to relieve the disability by operation of law per the Constitution as to Section 3 of the 14th amendment.