

HOUSE CONCURRENT RESOLUTION NO. 3020

Introduced by

Representatives Schatz, Becker, Bellew, Delzer, Kempenich, Meier, D. Ruby, Steiner, Toman
Senators O. Larsen, Myrdal

1 A concurrent resolution declaring the state will obey only the federal laws, agency rules, or
2 presidential executive orders the state determines to be constitutional.

3 **WHEREAS**, the Tenth Amendment of the Constitution of the United States provides the
4 powers not delegated to the United States by the Constitution, nor prohibited by it to the states,
5 are reserved to the states respectively, or to the people; and

6 **WHEREAS**, Section 2 of Article I of the Constitution of North Dakota provides "all political
7 power is inherent in the people. Government is instituted for the protection, security and benefit
8 of the people, and they have a right to alter or reform the same whenever the public good may
9 require"; and

10 **WHEREAS**, the state reserves the right to evaluate federal laws, agency rules, or
11 presidential executive orders for their constitutionality; and

12 **WHEREAS**, some federal laws, agency rules, or presidential executive orders are not in the
13 best interest of the citizens of North Dakota;

14 **NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF**
15 **NORTH DAKOTA, THE SENATE CONCURRING THEREIN:**

16 That the Sixty-seventh Legislative Assembly declares the state will obey only the federal
17 laws, agency rules, or presidential executive orders the state determines to be constitutional;
18 and

19 **BE IT FURTHER RESOLVED**, that the Secretary of State forward copies of this resolution
20 to the President of the United States and to each member of the North Dakota Congressional
21 Delegation.