

HOUSE CONCURRENT RESOLUTION NO. 3033

Introduced by

Representatives K. Koppelman, Boehning, Devlin, Kasper, Olson, Schatz, Thoreson, Toman
Senators Klein, G. Lee, Wardner

1 A concurrent resolution urging Congress to propose the Regulation Freedom amendment to the
2 United States Constitution.

3 **WHEREAS**, the growth and abuse of federal regulatory authority threaten our Constitutional
4 liberties, including those guaranteed by the Bill of Rights in the First, Second, Fourth, and Fifth
5 Amendments of our Constitution;

6 **WHEREAS**, federal regulators must be more accountable to elected representatives of the
7 people and not immune from such accountability;

8 **WHEREAS**, the Declaration of Independence decried the imposition by the central
9 government of "an absolute tyranny over these states" and a central government that "erected a
10 multitude of new offices and sent hither swarms of officers to harass our people and eat out
11 their substance";

12 **WHEREAS**, states too often find themselves in a similar position today;

13 **WHEREAS**, the United States House of Representatives has passed with bipartisan
14 support the REINS Act to require that Congress approve major new federal regulations before
15 they can take effect;

16 **WHEREAS**, even if enacted, a law may be repealed or waived by a future Congress and
17 President; and

18 **WHEREAS**, an amendment to the United States Constitution does not require the
19 President's approval and cannot be waived by a future Congress and President;

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

22 That the Sixty-fourth Legislative Assembly urges Congress to propose the Regulation
23 Freedom amendment to the United States Constitution as follows:

24 "Whenever one quarter of the members of the United States House of Representatives or the
25 United States Senate transmits to the President their written declaration of opposition to a

Sixty-fourth
Legislative Assembly

1 proposed federal regulation, it shall require a majority vote of the House of Representatives and
2 the Senate to adopt that regulation."

3 **BE IT FURTHER RESOLVED**, that the Secretary of State forward copies of this resolution
4 to each member of Congress and to the principal leaders in all state legislative chambers.