

Senate Concurrent Resolution 101 - Introduced

SENATE CONCURRENT RESOLUTION NO. 101

BY WHITING

1 A Concurrent Resolution urging the members of the
2 Congress of the United States to propose an
3 amendment to the Constitution of the United States
4 concerning congressional oversight and approval of
5 federal regulations for submission to the states for
6 ratification.

7 WHEREAS, the growth and abuse of federal regulatory
8 authority threatens citizens' constitutional liberties,
9 including those guaranteed by the Bill of Rights in
10 the first, second, fourth, and fifth amendments to the
11 Constitution of the United States; and

12 WHEREAS, federal regulators must be more accountable
13 to elected representatives of the people and not immune
14 from such accountability; and

15 WHEREAS, the United States House of Representatives
16 passed with bipartisan support House Resolution 26,
17 the Regulations from the Executive in Need of Scrutiny
18 (REINS) Act of 2017, which requires that Congress
19 approve new major federal regulations before they can
20 take effect; and

21 WHEREAS, even if legislation on congressional
22 approval of federal regulations is enacted, it may be
23 repealed or waived by a future Congress and President;
24 and

25 WHEREAS, an amendment to the Constitution of
26 the United States does not require the President's
27 approval and cannot be waived by a future Congress and
28 President; NOW THEREFORE,

1 BE IT RESOLVED BY THE SENATE, THE HOUSE OF
2 REPRESENTATIVES CONCURRING, That the Iowa General
3 Assembly urges the members of the Congress of
4 the United States to propose an amendment to the
5 Constitution of the United States to the states of the
6 United States for ratification reading as follows or
7 substantially similar:

8 Whenever one quarter of the members of the United
9 States House of Representatives or the United States
10 Senate transmits to the President their written
11 declaration of opposition to a proposed federal
12 regulation, it shall require a majority vote of the
13 House of Representatives and the Senate to adopt that
14 regulation; and

15 BE IT FURTHER RESOLVED, That upon passage of this
16 resolution, the Secretary of the Senate shall transmit
17 copies of this Resolution to the President of the
18 United States Senate, the Speaker of the United States
19 House of Representatives, and each member of Iowa's
20 congressional delegation.