

114TH CONGRESS
2D SESSION

H. J. RES. 100

Proposing an amendment to the Constitution of the United States to give States the authority to repeal a Federal rule or regulation when ratified by the legislatures of two-thirds of the several States.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 28, 2016

Mr. BISHOP of Utah (for himself and Mrs. MCMORRIS RODGERS) submitted the following joint resolution; which was referred to the Committee on the Judiciary

JOINT RESOLUTION

Proposing an amendment to the Constitution of the United States to give States the authority to repeal a Federal rule or regulation when ratified by the legislatures of two-thirds of the several States.

1 *Resolved by the Senate and House of Representatives*
2 *of the United States of America in Congress assembled (two-*
3 *thirds of each House concurring therein), That the fol-*
4 *lowing article is proposed as an amendment to the Con-*
5 *stitution of the United States, which shall be valid to all*
6 *intents and purposes as part of the Constitution when*
7 *ratified by the legislatures of three-fourths of the several*

1 States within seven years after the date of its submission
2 for ratification:

3 “ARTICLE —

4 “SECTION 1. Upon ratification of this Amendment,
5 any Presidential Executive order, rule, regulation, other
6 regulatory action, or administrative ruling issued by a de-
7 partment, agency, or instrumentality of the United States
8 may be repealed in whole or in part by the several States.
9 Such repeal shall be effective when the legislatures of two-
10 thirds of the several States approve resolutions for this
11 purpose that particularly describe the same provision or
12 provisions of the Executive order, rule, regulation, other
13 regulatory action, or administrative ruling to be repealed.
14 The authority granted to the several States under this
15 amendment does not include authority to repeal, in whole
16 or in part, any law enacted by Congress or any Federal
17 Court ruling.

18 “SECTION 2. Congress shall have power to enforce
19 this article by appropriate legislation.”.

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