

118TH CONGRESS  
1ST SESSION

# S. J. RES. 3

Proposing an amendment to the Constitution of the United States to clarify the authority of Congress and the States to regulate corporations, limited liability companies, and other corporate entities established by the laws of any State, the United States, or any foreign state.

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## IN THE SENATE OF THE UNITED STATES

JANUARY 23 (legislative day, JANUARY 3), 2023

Mr. TESTER introduced the following joint resolution; which was read twice and referred to the Committee on the Judiciary

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## JOINT RESOLUTION

Proposing an amendment to the Constitution of the United States to clarify the authority of Congress and the States to regulate corporations, limited liability companies, and other corporate entities established by the laws of any State, the United States, or any foreign state.

1        *Resolved by the Senate and House of Representatives*  
2 *of the United States of America in Congress assembled*  
3 *(two-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*

1 ratified by the legislatures of three-fourths of the several  
2 States:

3 “ARTICLE —

4 “SECTION 1. The rights enumerated in this Constitu-  
5 tion and other rights retained by the people shall be the  
6 rights of natural persons.

7 “SECTION 2. As used in this Constitution, the terms  
8 ‘people’, ‘person’, and ‘citizen’ shall not include a corpora-  
9 tion, a limited liability company, or any other corporate  
10 entity established by the laws of any State, the United  
11 States, or any foreign state.

12 “SECTION 3. A corporate entity described in section  
13 2 shall be subject to such regulation as the people, through  
14 representatives in Congress and State representatives,  
15 may determine reasonable, consistent with the powers of  
16 Congress and the States under this Constitution.

17 “SECTION 4. Nothing in this article shall be con-  
18 strued to limit the rights enumerated in this Constitution  
19 and other rights retained by the people, which are  
20 unalienable.”.

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