

House Concurrent Resolution No. 5003

By Committee on Federal and State Affairs

1-12

1 A CONCURRENT RESOLUTION urging Congress to propose the
2 regulation freedom amendment to the Constitution of the United
3 States.

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

8 WHEREAS, Federal regulators must be more accountable to elected
9 representatives of the people and not immune from such accountability;
10 and

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

14 WHEREAS, Even if enacted, a law may be repealed or waived by a
15 future Congress and President; and

16 WHEREAS, An amendment to the Constitution of the United States
17 does not require the President's approval and cannot be waived by a
18 future Congress and President: Now, therefore,

19 *Be it resolved by the House of Representatives of the State of Kansas,*
20 *the Senate concurring therein:* That the Kansas Legislature does hereby
21 urge the United States Congress to vote to propose the regulation freedom
22 amendment to the Constitution of the United States as follows:

23 "Whenever one quarter of the members of the United States House of
24 Representatives or the United States Senate transmits to the President
25 their written declaration of opposition to a proposed federal regulation, it
26 shall require a majority vote of the House of Representatives and the
27 Senate to adopt that regulation."; and

28 *Be it further resolved:* That the Secretary of State shall send an
29 enrolled copy of this resolution to each member of the Kansas
30 congressional delegation and shall work with Kansas' legislative leaders
31 to send a copy to the legislative leaders in other states, including the
32 Speaker of the House of Representatives and the President of the Senate
33 of every state legislature in the United States.