

House Concurrent Resolution No. 5022

By Committee on Federal and State Affairs

2-2

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

3
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14 WHEREAS, Even if enacted, a law may be repealed or waived by a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 United States Constitution does not
17 require the President's approval and cannot be waived by a future
18 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 United States Constitution 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 Congress, the Speaker
30 of the House of Representatives and the President of the Senate of every
31 state legislature in the United States.