

By: King of Parker

H.C.R. No. 54

CONCURRENT RESOLUTION

1 WHEREAS, Overreaching regulatory policies mandated by the
2 federal government encroach upon liberties guaranteed to United
3 States citizens by the First, Second, Fourth, and Fifth Amendments
4 enumerated in the Bill of Rights; and

5 WHEREAS, In 2013, the U.S. House of Representatives passed
6 with bipartisan support the Regulations From the Executive in Need
7 of Scrutiny (REINS) Act, which requires that congressional approval
8 be obtained prior to the execution of new major regulations; even if
9 enacted, however, that law is vulnerable to repeal or waiver by a
10 future congress or president; and

11 WHEREAS, States today have little recourse when the
12 government in Washington, D.C., oversteps its authority; the only
13 way to contest a federal regulation is to bring a constitutional
14 challenge in federal court or seek an amendment to the
15 constitution; and

16 WHEREAS, Passage of a "Regulation Freedom Amendment" would
17 help restore constitutional balance by providing that whenever one
18 quarter of the members of either the U.S. House of Representatives
19 or the U.S. Senate transmit to the president of the United States a
20 written declaration of opposition to a proposed federal regulation,
21 the regulation would require a majority vote of approval from both
22 chambers for adoption; and

23 WHEREAS, A "Regulation Freedom Amendment" would reestablish
24 the separation of powers in the regulatory process and allow the

1 will of the people to be voiced through their democratically
2 elected representatives; now, therefore, be it

3 RESOLVED, That the 84th Legislature of the State of Texas
4 hereby respectfully urge the Congress of the United States to
5 propose and submit to the states for ratification a "Regulation
6 Freedom Amendment" to the U.S. Constitution; and, be it further

7 RESOLVED, That the 84th Texas Legislature hereby request that
8 the legislatures of each of the several states that compose the
9 United States join this state in urging the U.S. Congress to propose
10 and submit to the states for ratification a "Regulation Freedom
11 Amendment" to the U.S. Constitution; and, be it further

12 RESOLVED, That the Texas secretary of state forward official
13 copies of this resolution to the president of the United States, to
14 the speaker of the House of Representatives and the president of the
15 Senate of the United States Congress, and to all members of the
16 Texas delegation to Congress with the request that this resolution
17 be officially entered in the Congressional Record as a memorial to
18 the Congress of the United States of America; and, be it further

19 RESOLVED, That the Texas secretary of state forward official
20 copies of this resolution to the secretaries of state and to the
21 presiding officers of the legislatures of the other states as an
22 expression of the sentiment of the Legislature of the State of
23 Texas.