

IN THE SENATE

SENATE JOINT MEMORIAL NO. 102

BY STATE AFFAIRS COMMITTEE

A JOINT MEMORIAL

1
2 TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES IN CONGRESS
3 ASSEMBLED, AND TO THE CONGRESSIONAL DELEGATION REPRESENTING THE STATE
4 OF IDAHO IN THE CONGRESS OF THE UNITED STATES.

5 We, your Memorialists, the Senate and the House of Representatives of
6 the State of Idaho assembled in the First Regular Session of the Sixty-fifth
7 Idaho Legislature, do hereby respectfully represent that:

8 WHEREAS, the growth and abuse of federal regulatory authority threat-
9 ens our constitutional liberties, including those guaranteed by the Bill of
10 Rights in the First, Second, Fourth, and Fifth Amendments of our Constitu-
11 tion; and

12 WHEREAS, federal regulators must be more accountable to elected repre-
13 sentatives of the people and not immune from such accountability; and

14 WHEREAS, the United States House of Representatives has passed the Reg-
15 ulations from the Executive in Need of Scrutiny (REINS) Act to require that
16 Congress approve major new federal regulations before they can take effect;
17 and

18 WHEREAS, even if enacted, a law may be repealed or waived by a future
19 Congress and President; and

20 WHEREAS, an amendment to the United States Constitution does not re-
21 quire the President's approval and cannot be waived by a future Congress and
22 President.

23 NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular
24 Session of the Sixty-fifth Idaho Legislature, the Senate and the House of
25 Representatives concurring therein, that we hereby urge the United States
26 Congress to vote to propose the Regulation Freedom Amendment to the United
27 States Constitution as follows:

28 Whenever one quarter of the members of the United States House of
29 Representatives or the United States Senate transmits to the Presi-
30 dent their written declaration of opposition to a proposed federal
31 regulation, it shall require a majority vote of the House of Repre-
32 sentatives and the Senate to adopt that regulation.

33 BE IT FURTHER RESOLVED that the Secretary of the Senate be, and she is
34 hereby authorized and directed to forward a copy of this Memorial to the
35 President of the Senate and the Speaker of the House of Representatives of
36 Congress, and to the congressional delegation representing the State of
37 Idaho in the Congress of the United States.