

# State of South Dakota

NINETIETH SESSION  
LEGISLATIVE ASSEMBLY, 2015

639W0382

## HOUSE CONCURRENT RESOLUTION NO. **1005**

Introduced by: Representatives Stalzer and Latterell and Senators Haggar (Jenna) and Olson

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

3 WHEREAS, the growth and abuse of federal regulatory authority threatens our  
4 constitutional liberties, including those guaranteed by the Bill of Rights in the first, second,  
5 fourth, and fifth amendments of our Constitution; and

6 WHEREAS, federal regulators must be more accountable to elected representatives of the  
7 people and not immune from such accountability; and

8 WHEREAS, the United States House of Representatives has passed with bipartisan support  
9 the REINS ACT to require that Congress approve major new federal regulations before they can  
10 take effect; and

11 WHEREAS, even if enacted, a law may be repealed or waived by a future Congress and  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

13 WHEREAS, an amendment to the United States Constitution does not require the  
14 President's approval and cannot be waived by a future Congress and President:

15 NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the Ninetieth



1 Legislature of the State of South Dakota, the Senate concurring therein, that the South Dakota  
2 Legislature urges the United States Congress to vote to propose the regulation freedom  
3 amendment to the United States Constitution providing that whenever one quarter of the  
4 members of the United States House of Representatives or the United States Senate transmits  
5 to the President their written declaration of opposition to a proposed federal regulation, it shall  
6 require a majority vote of the House of Representatives and the Senate to adopt that regulation;  
7 and

8 BE IT FURTHER RESOLVED, that the secretary of state transmit copies of this resolution  
9 to each member of the South Dakota congressional delegation, the Speaker of the House of  
10 Representatives, and the President of the Senate of every state legislature in the United States.