

Senate Joint Memorial 14

Sponsored by Senator WHITSETT

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Urges Congress to propose amendment to United States Constitution to allow states to nullify federal law or regulation by resolution by two-thirds of state legislatures.

JOINT MEMORIAL

To the Senate and the House of Representatives of the United States of America, in Congress assembled:

We, your memorialists, the Seventy-sixth Legislative Assembly of the State of Oregon, in legislative session assembled, respectfully represent as follows:

Whereas Congress and the federal courts have disregarded the constitutional limits on federal power; and

Whereas under Article V of the United States Constitution the several states have only two recourses to curb the expansion of federal power; and

Whereas the following proposed amendment to the Constitution of the United States shall be valid for all intents and purposes as part of the United States Constitution when ratified by the legislatures of three-fourths of the several states within seven years after the date of its submission for ratification; and

Whereas the proposed amendment shall provide that "any provision of law or regulation of the United States may be repealed by the several states, and such repeal shall be effective when the legislatures of two-thirds of the several states approve resolutions for this purpose that particularly describe the same provision or provisions of the law or regulation to be repealed"; now, therefore,

Be It Resolved by the Legislative Assembly of the State of Oregon:

(1) The Congress of the United States of America is respectfully urged to propose an amendment to the United States Constitution to allow states to nullify federal law or regulation by resolution of two-thirds of the legislatures of the several states.

(2) A copy of this memorial shall be sent to the Senate Majority Leader and the Speaker of the House of Representatives and to each member of the Oregon Congressional Delegation.

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.