

## S 4020

Restoring the 10th Amendment Act

**Congress:** 111 (2009–2011, Ended)

**Chamber:** Senate

**Policy Area:** Law

**Introduced:** Dec 9, 2010

**Current Status:** Read twice and referred to the Committee on the Judiciary.

**Latest Action:** Read twice and referred to the Committee on the Judiciary. (Dec 9, 2010)

**Official Text:** <https://www.congress.gov/bill/111th-congress/senate-bill/4020>

### Sponsor

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**Name:** Sen. Wicker, Roger F. [R-MS]

**Party:** Republican • **State:** MS • **Chamber:** Senate

Cosponsors (30 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Barrasso, John [R-WY]	R · WY		Dec 9, 2010
Sen. Coburn, Tom [R-OK]	R · OK		Dec 10, 2010
Sen. Bunning, Jim [R-KY]	R · KY		Dec 15, 2010
Sen. Burr, Richard [R-NC]	R · NC		Dec 15, 2010
Sen. Chambliss, Saxby [R-GA]	R · GA		Dec 15, 2010
Sen. Cochran, Thad [R-MS]	R · MS		Dec 15, 2010
Sen. Crapo, Mike [R-ID]	R · ID		Dec 15, 2010
Sen. DeMint, Jim [R-SC]	R · SC		Dec 15, 2010
Sen. Graham, Lindsey [R-SC]	R · SC		Dec 15, 2010
Sen. Grassley, Chuck [R-IA]	R · IA		Dec 15, 2010
Sen. Hatch, Orrin G. [R-UT]	R · UT		Dec 15, 2010
Sen. Hutchison, Kay Bailey [R-TX]	R · TX		Dec 15, 2010
Sen. Inhofe, James M. [R-OK]	R · OK		Dec 15, 2010
Sen. Johanns, Mike [R-NE]	R · NE		Dec 15, 2010
Sen. LeMieux, George S. [R-FL]	R · FL		Dec 15, 2010
Sen. Risch, James E. [R-ID]	R · ID		Dec 15, 2010
Sen. Roberts, Pat [R-KS]	R · KS		Dec 15, 2010
Sen. Sessions, Jeff [R-AL]	R · AL		Dec 15, 2010
Sen. Shelby, Richard C. [R-AL]	R · AL		Dec 15, 2010
Sen. Vitter, David [R-LA]	R · LA		Dec 15, 2010
Sen. Voinovich, George V. [R-OH]	R · OH		Dec 15, 2010
Sen. Bond, Christopher S. [R-MO]	R · MO		Dec 16, 2010
Sen. Brown, Scott P. [R-MA]	R · MA		Dec 16, 2010
Sen. Brownback, Sam [R-KS]	R · KS		Dec 16, 2010
Sen. Cornyn, John [R-TX]	R · TX		Dec 16, 2010
Sen. Gregg, Judd [R-NH]	R · NH		Dec 16, 2010
Sen. Isakson, Johnny [R-GA]	R · GA		Dec 16, 2010
Sen. McCain, John [R-AZ]	R · AZ		Dec 16, 2010
Sen. McConnell, Mitch [R-KY]	R · KY		Dec 16, 2010
Sen. Thune, John [R-SD]	R · SD		Dec 16, 2010

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Referred To	Dec 9, 2010

Subjects & Policy Tags

Policy Area:

Law

Related Bills

Bill	Relationship	Last Action
111 HR 4946	Related bill	<b>Jul 26, 2010:</b> Referred to the Subcommittee on the Constitution, Civil Rights, and Civil Liberties.

Restoring the 10th Amendment Act - Authorizes a designated state official to file with the head of a federal agency proposing a rule, during the period when the proposed rule is required to be open for public comment, a legal brief challenging the constitutionality of the rule under the Tenth Amendment.

Directs the agency head: (1) to notify the designated official of each state within 15 days after such a brief is filed; (2) to post prominently on the agency's primary Web page a link to the brief; and (3) within 15 days after posting such link, to certify in writing that such rulemaking does not violate the Tenth Amendment and post the certification prominently on the front page of the agency's website, unless the agency determines it will not put the proposed rule into effect.

Authorizes a state official who decides to challenge a federal rule on the grounds that it violates the Tenth Amendment to elect to file a legal action in U.S. district court for the district in which the official's place of business is located. Directs the relevant U.S. Court of Appeals, at the request of a designated state official, to grant expedited review of a decision by a district court in such a case.

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### **Actions Timeline**

- **Dec 9, 2010:** Introduced in Senate
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