

S 1632

Restoring the 10th Amendment Act

Congress: 113 (2013–2015, Ended)

Chamber: Senate

Policy Area: Law

Introduced: Oct 31, 2013

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

Latest Action: Read twice and referred to the Committee on the Judiciary. (Oct 31, 2013)

Official Text: <https://www.congress.gov/bill/113th-congress/senate-bill/1632>

Sponsor

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

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

Cosponsors (11 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Cochran, Thad [R-MS]	R · MS		Oct 31, 2013
Sen. Crapo, Mike [R-ID]	R · ID		Oct 31, 2013
Sen. Grassley, Chuck [R-IA]	R · IA		Oct 31, 2013
Sen. Inhofe, James M. [R-OK]	R · OK		Oct 31, 2013
Sen. Isakson, Johnny [R-GA]	R · GA		Oct 31, 2013
Sen. Roberts, Pat [R-KS]	R · KS		Oct 31, 2013
Sen. Sessions, Jeff [R-AL]	R · AL		Oct 31, 2013
Sen. Thune, John [R-SD]	R · SD		Oct 31, 2013
Sen. Risch, James E. [R-ID]	R · ID		Nov 4, 2013
Sen. Cornyn, John [R-TX]	R · TX		Nov 6, 2013
Sen. Enzi, Michael B. [R-WY]	R · WY		Nov 6, 2013

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Referred To	Oct 31, 2013

Subjects & Policy Tags

Policy Area:

Law

Related Bills

Bill	Relationship	Last Action
113 HR 4047	Identical bill	Mar 20, 2014: Referred to the Subcommittee on the Constitution and Civil Justice.

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

Directs the agency head: (1) to notify the designated official of each state within 15 days after such a brief was submitted; (2) to post prominently on the front page of the agency's website 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 agency's website next to the briefs pertaining to the rule, unless the agency determines not to finalize such proposed rule.

Authorizes a designated state official, at any time after an agency head posts such a certification, to commence a civil action against the agency on the grounds that the rule violates the Tenth Amendment. Permits such state official, in addition to any other venue or jurisdiction provided by law, to bring such action in the U.S. district court for the district in which the official's place of business is located.

Directs the appropriate U.S. court of appeals, upon the filing of a notice by a designated state official, to grant expedited review of a decision by the district court in such an action.

Actions Timeline

- **Oct 31, 2013:** Introduced in Senate
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