

HR 1935

Restoring the 10th Amendment Act

Congress: 114 (2015–2017, Ended)

Chamber: House

Policy Area: Law

Introduced: Apr 22, 2015

Current Status: Referred to the Subcommittee on Regulatory Reform, Commercial And Antitrust Law.

Latest Action: Referred to the Subcommittee on Regulatory Reform, Commercial And Antitrust Law. (May 15, 2015)

Official Text: <https://www.congress.gov/bill/114th-congress/house-bill/1935>

Sponsor

Name: Rep. Culberson, John Abney [R-TX-7]

Party: Republican • **State:** TX • **Chamber:** House

Cosponsors (8 total)

Cosponsor	Party / State	Role	Date Joined
Rep. McClintock, Tom [R-CA-4]	R · CA		Apr 22, 2015
Rep. Hardy, Cresent [R-NV-4]	R · NV		Apr 28, 2015
Rep. Bishop, Rob [R-UT-1]	R · UT		May 20, 2015
Rep. Bishop, Mike [R-MI-8]	R · MI		Jun 12, 2015
Rep. Palazzo, Steven M. [R-MS-4]	R · MS		Jun 12, 2015
Rep. Wilson, Joe [R-SC-2]	R · SC		Jun 12, 2015
Rep. Smith, Jason [R-MO-8]	R · MO		Jun 7, 2016
Rep. Brat, Dave [R-VA-7]	R · VA		Jun 14, 2016

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Referred to	May 15, 2015

Subjects & Policy Tags

Policy Area:

Law

Related Bills

Bill	Relationship	Last Action
114 S 1045	Identical bill	Apr 22, 2015: Read twice and referred to the Committee on the Judiciary.

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

- **May 15, 2015:** Referred to the Subcommittee on Regulatory Reform, Commercial And Antitrust Law.
- **Apr 22, 2015:** Introduced in House
- **Apr 22, 2015:** Referred to the House Committee on the Judiciary.