

The House Committee on Governmental Affairs offers the following substitute to HR 153:

#### A RESOLUTION

1 Creating the House Study Committee on Tenth Amendment Enforcement; and for other  
2 purposes.

3 WHEREAS, Article I, Section 8 of the United States Constitution limits the powers of the  
4 federal government to 18 enumerated powers afforded Congress; and

5 WHEREAS, the Tenth Amendment of the United States Constitution states, "The powers not  
6 delegated to the United States by the Constitution, nor prohibited by it to the States, are  
7 reserved to the States respectively, or to the people"; and

8 WHEREAS, the "Father of the Constitution," James Madison, is quoted in arguing publicly  
9 for the ratification of the Constitution as stating, "The powers delegated by the proposed  
10 Constitution to the federal government are few and defined. Those which are to remain in  
11 the State governments are numerous and indefinite"; and

12 WHEREAS, many Georgians are concerned by actions taken by the United States Congress  
13 and the federal government that exceed the powers provided to the federal government in the  
14 Constitution; and

15 WHEREAS, it is imperative that a study is undertaken to determine how to restore the  
16 balance between the constitutional powers of the states and the Constitutional powers of the  
17 federal government; and

18 WHEREAS, study is needed to develop potential legislation or executive branch action that  
19 would help the State of Georgia restore this balance of power to more effectively secure the  
20 blessings of liberty to her people.

21 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES that  
22 the House Study Committee on Tenth Amendment Enforcement is created, to be composed  
23 of five members of the House of Representatives to be appointed by the Speaker of the

24 House of Representatives. The Speaker shall designate a member of the committee as  
25 chairperson of the committee. The chairperson shall call all meetings of the committee.

26 BE IT FURTHER RESOLVED that the committee shall undertake a study of the conditions,  
27 needs, issues, and problems mentioned above or related thereto and recommend any action  
28 or legislation which the committee deems necessary or appropriate. The committee may  
29 conduct such meetings at such places and at such times as it may deem necessary or  
30 convenient to enable it to exercise fully and effectively its powers, perform its duties, and  
31 accomplish the objectives and purposes of this resolution. The committee may work with  
32 any Senate study committees created to study this issue in order to develop a comprehensive  
33 report or recommendation.

34 BE IT FURTHER RESOLVED that in the event the committee makes a report of its findings  
35 and recommendations, with suggestions for proposed legislation, if any, such report shall be  
36 made on or before December 31, 2011. The committee shall stand abolished on  
37 December 31, 2011.