HOUSE JOINT RESOLUTION NO. 30

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES VEZEY, Toohey

SENATOR Green

Introduced: 2/8/95
Referred: House Special Committee on World Trade and State/Federal Relations, Judiciary

A RESOLUTION

Relating to an amendment to the Constitution of the United States prohibiting

federal courts from ordering a state or a political subdivision of a state to

increase or impose taxes.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

WHEREAS federal courts have ordered a state or political subdivision of a state to

levy or increase taxes; and

WHEREAS such an order violates fundamental principles of separation of powers

under which the legislative branch is charged with the enactment of laws; and

WHEREAS such an order, coming from a federal court, severely undermines the

independence of each of the states;

BE IT RESOLVED by the Alaska State Legislature that the Congress of the United

States is requested to prepare and present to the legislatures of all the states an amendment

to the Constitution of the United States that would prohibit a federal court from ordering a

state or political subdivision of a state to increase or impose taxes in substantially the

following language:

Neither the Supreme Court nor any inferior court of the United States shall
have the power to instruct or order a state or political subdivision thereof, or
an official of such state or political subdivision, to levy or increase taxes.

; and be it;

FURTHER RESOLVED that the legislatures of all the states are invited to join with
Alaska to secure ratification of the proposed amendment.

COPIES of this resolution shall be sent to the Honorable Bill Clinton, President of the
United States; the Honorable Al Gore, Jr., Vice-President of the United States and President
of the U.S. Senate; the Honorable Strom Thurmond, President Pro Tempore of the U.S.
Senate; the Honorable Newt Gingrich, Speaker of the U.S. House of Representatives; to the
Honorable Ted Stevens and the Honorable Frank Murkowski, U.S. Senators, and the
Honorable Don Young, U.S. Representative, members of the Alaska delegation in Congress;
and to the governors and presiding officers of the houses of the legislatures of each of
Alaska’s sister states.