

**HOUSE JOINT RESOLUTION NO. 60**  
**IN THE LEGISLATURE OF THE STATE OF ALASKA**  
**EIGHTEENTH LEGISLATURE - SECOND SESSION**

**BY THE HOUSE STATE AFFAIRS COMMITTEE**

**Introduced: 2/28/94**

**Referred: State Affairs, Judiciary**

**A RESOLUTION**

1 **Relating to an amendment to the Constitution of the United States prohibiting**  
2 **federal courts from ordering a state or a political subdivision of a state to**  
3 **increase or impose taxes.**

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

5 **WHEREAS** federal courts have ordered a state or political subdivision of a state to  
6 **levy or increase taxes; and**

7 **WHEREAS** such an order violates fundamental principles of separation of powers  
8 **under which the legislative branch is charged with the enactment of laws; and**

9 **WHEREAS** such an order, coming from a federal court, severely undermines the  
10 **independence of each of the states;**

11 **BE IT RESOLVED** by the Alaska State Legislature that the Congress of the United  
12 **States is requested to prepare and present to the legislatures of all the states an amendment**  
13 **to the Constitution of the United States that would prohibit a federal court from ordering a**  
14 **state or political subdivision of a state to increase or impose taxes in substantially the**  
15 **following language:**

16 **Neither the Supreme Court nor any inferior court of the United States shall**

1           have the power to instruct or order a state or political subdivision thereof, or  
2           an official of such state or political subdivision, to levy or increase taxes.

3 ; and be it;

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

6           **COPIES** of this resolution shall be sent to the Honorable Bill Clinton, President of the  
7 United States; the Honorable Al Gore, Jr., Vice-President of the United States and President  
8 of the U.S. Senate; the Honorable Robert C. Byrd, President Pro Tempore of the U.S. Senate;  
9 the Honorable Thomas S. Foley, Speaker of the U.S. House of Representatives; to the  
10 Honorable Ted Stevens and the Honorable Frank Murkowski, U.S. Senators, and the  
11 Honorable Don Young, U.S. Representative, members of the Alaska delegation in Congress;  
12 and to the governors and presiding officers of the houses of the legislatures of each of our  
13 sister states.