

SESSION OF 2016

**SUPPLEMENTAL NOTE ON HOUSE CONCURRENT
RESOLUTION NO. 5023**

As Recommended by House Committee on
Federal and State Affairs

Brief*

HCR 5023 would state that Kansas claims sovereignty over all powers not otherwise enumerated and granted to the federal government by the *U.S. Constitution* under the 10th Amendment to the *U.S. Constitution*.

The resolution would specify:

- It would serve as notice to the federal government of the State's demand to maintain the balance of powers where the *U.S. Constitution* established it;
- The State intends to ensure that all government agencies and their agents and employees operating within Kansas' borders, or whose actions have an effect on the inhabitants, lands, or water of Kansas, will operate within the confines of the original intent of the *U.S. Constitution*;
- The Kansas Secretary of State would be required to send an enrolled copy of the resolution to the President of the United States, the President Pro Tempore of the U.S. Senate, the Speaker of the U.S. House of Representatives, and each member of the Kansas congressional delegation.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

Background

At the hearing before the House Committee on Federal and State Affairs, Representative Blake Carpenter appeared in support of the concurrent resolution. Written testimony in support of the resolution was provided by Representative Mast. There was no neutral or opponent testimony on the resolution.