

State of Arizona  
Senate  
Fifty-first Legislature  
Second Regular Session  
2014

# SENATE RESOLUTION 1003

## A RESOLUTION

SUPPORTING THE NULLIFICATION IN THE STATE OF ARIZONA OF ALL RULES IMPOSED BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY AND SUPPORTING CONSULTATION BETWEEN THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY AND TRIBAL GOVERNMENTS PRIOR TO THE IMPLEMENTATION OF RULES THAT IMPACT TRIBAL GOVERNMENTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1       Whereas, the Tenth Amendment to the Constitution of the United States  
2 reads as follows: "The powers not delegated to the United States by the  
3 Constitution, nor prohibited by it to the States, are reserved to the States  
4 respectively, or to the people"; and

5       Whereas, the Tenth Amendment defines the total scope of federal power  
6 as being that which is specifically granted by the Constitution of the United  
7 States and no more; and

8       Whereas, the scope of power defined by the Tenth Amendment means that  
9 the federal government was created by the states specifically to be an agent  
10 of the states; and

11       Whereas, the rulemaking authority of the United States Environmental  
12 Protection Agency is not authorized by the Constitution of the United States  
13 and violates its true meaning and intent as given by the founders and  
14 ratifiers; and

15       Whereas, the United States Environmental Protection Agency is required,  
16 by the treaty signed with the Navajo Nation, to respect the sovereignty of  
17 the Navajo Nation.

18 Therefore

19 Be it resolved by the Senate of the State of Arizona:

20       That the Members of the Senate support the nullification in the State  
21 of Arizona of all rules imposed by the United States Environmental Protection  
22 Agency.

23       That the Members of the Senate support consultation between the United  
24 States Environmental Protection Agency and tribal governments prior to the  
25 implementation of rules that impact tribal governments.

PASSED BY THE SENATE FEBRUARY 20, 2014.

FILED IN THE OFFICE OF THE SECRETARY OF STATE FEBRUARY 21, 2014.