

109TH CONGRESS  
1ST SESSION

# H. R. 3073

To allow Congress to reverse the judgments of the United States Supreme Court.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 27, 2005

Mr. LEWIS of Kentucky introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To allow Congress to reverse the judgments of the United States Supreme Court.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Congressional Ac-  
5 countability for Judicial Activism Act of 2005”.

6 **SEC. 2. CONGRESSIONAL REVERSAL OF SUPREME COURT**  
7 **JUDGMENTS.**

8 The Congress may, if two thirds of each House agree,  
9 reverse a judgment of the United States Supreme Court—

1           (1) if that judgment is handed down after the  
2       date of the enactment of this Act; and

3           (2) to the extent that judgment concerns the  
4       constitutionality of an Act of Congress.

5 **SEC. 3. PROCEDURE.**

6       The procedure for reversing a judgment under section  
7 2 shall be, as near as may be and consistent with the au-  
8 thority of each House of Congress to adopt its own rules  
9 of proceeding, the same as that used for considering  
10 whether or not to override a veto of legislation by the  
11 President.

12 **SEC. 4. BASIS FOR ENACTMENT.**

13       This Act is enacted pursuant to the power of Con-  
14 gress under article III, section 2, of the Constitution of  
15 the United States.

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