

Sebelius, the Supreme Court ruled that the financial penalty for failing to purchase health insurance as mandated by the Affordable Care Act is a tax that Congress may impose through the taxing power. Even if the penalty imposed by the Affordable Care Act must be construed to be a tax, it does not satisfy the three types of taxes—income, excise, or direct—that are listed as valid in the Constitution. The penalty is not assessed on income so it is not a valid income tax. The penalty is not assessed uniformly and is triggered by economic inactivity so it is not a valid excise tax. Finally, the penalty is not apportioned among the states by population and therefore is not a valid direct tax. The tax imposed by the Affordable Care Act, by every measure, extends beyond the taxing power granted to Congress by the Constitution and it is only necessary and proper that Congress repeal the individual mandate.

By Mr. GARRETT:

H.R. 118.

Congress has the power to enact this legislation pursuant to the following:

Tenth Amendment to the Constitution “The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people.”

By Mr. GARRETT:

H.R. 119.

Congress has the power to enact this legislation pursuant to the following:

Article I, Section 9, Clause 7.

By Mr. GARRETT:

H.R. 120.

Congress has the power to enact this legislation pursuant to the following:

Article I, Section 8, Clause 11 (The Congress shall have power . . . to declare War, grant Letters of Marque and Reprisal, and make Rules concerning Captures on Land and Water).

By Mr. GARRETT:

H.R. 121.

Congress has the power to enact this legislation pursuant to the following:

The Tenth Amendment to the Constitution: “The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people.”

By Mr. AL GREEN of Texas:

H.R. 122.

Congress has the power to enact this legislation pursuant to the following:

Commerce Clause (Art. 1 sec. 8 cl. 3)

Necessary and Proper Clause (Art. 1 sec. 8 cl. 18)

By Mr. AL GREEN of Texas:

H.R. 123.

Congress has the power to enact this legislation pursuant to the following:

Necessary and Proper Clause (Art. 1 sec. 8 cl. 18)

By Mr. JONES:

H.R. 124.

Congress has the power to enact this legislation pursuant to the following:

This bill is enacted pursuant to the power granted to Congress under Article I, Section 8, of the U.S. Constitution (clauses 12, 13, 14, and 16) which grants Congress the power to raise and support an Army; to provide and maintain a Navy; to make rules for the government and regulation of the land and naval forces; and to provide for organizing, arming, and disciplining the militia.

By Mr. AL GREEN of Texas:

H.R. 125.

Congress has the power to enact this legislation pursuant to the following:

Necessary and Proper Clause (Art. 1 sec. 8 cl. 18)

By Mr. AL GREEN of Texas:

H.R. 126.

Congress has the power to enact this legislation pursuant to the following:

Commerce Clause (Art. 1 sec. 8 cl. 3)

Necessary and Proper Clause (Art. 1 sec. 8 cl. 18)

By Mr. AL GREEN of Texas:

H.R. 127.

Congress has the power to enact this legislation pursuant to the following:

Commerce Clause (Art. 1 sec. 8 cl. 3)

Necessary and Proper Clause (Art. 1 sec. 8 cl. 18)

By Mr. GENE GREEN of Texas:

H.R. 128.

Congress has the power to enact this legislation pursuant to the following:

Article I, Section 8, Clause 3 of the U.S. Constitution (“the Commerce Clause”).

By Mr. SIMPSON:

H.R. 129.

Congress has the power to enact this legislation pursuant to the following:

The constitutional authority of Congress to enact this legislation is provided by Article I, Section 8 of the United States Constitution, specifically clause 3 (relating to the authority to regulate commerce among the several states).

By Mr. GRIFFITH:

H.R. 130.

Congress has the power to enact this legislation pursuant to the following:

This bill is enacted pursuant to the power granted to Congress under Article I, Section 8 of the United States Constitution.

By Mr. GRIFFITH:

H.R. 131.

Congress has the power to enact this legislation pursuant to the following:

This bill is enacted pursuant to the power granted to Congress under Article I, Section 8 of the United States Constitution.

By Mr. KING of Iowa:

H.R. 132.

Congress has the power to enact this legislation pursuant to the following:

Clause 1, Section 8 of Article 1 of the United States Constitution, which reads: “The Congress shall have Power to lay and collected Taxes, Duties, Imposts, and Excises.” Therefore, Congress’ taxing power would be the authority to repeal ObamaCare’s individual mandate.

In addition, this bill makes specific changes to existing law in a manner that returns power to the States and to the People, consistent with Amendment X of the United States Constitution.

By Mr. GRIFFITH:

H.R. 133.

Congress has the power to enact this legislation pursuant to the following:

This bill is enacted pursuant to the power granted to Congress under Article I, Section 8 of the United States Constitution.

By Mr. ISSA:

H.R. 134.

Congress has the power to enact this legislation pursuant to the following:

Article IV Section III: “The Congress shall have Power to dispose of and make all needful Rules and Regulations respecting the Territory or other Property belonging to the United States.”

By Mr. ISSA:

H.R. 135.

Congress has the power to enact this legislation pursuant to the following:

Article 1, Section 8, Clause 1 of the United States Constitution which empowers Congress “To . . . provide for the common defence [sic] and general Welfare of the United States;” Article 1, Section 8, Clauses 11 through 16 which give Congress additional authorities to ensure the national security of the United States; and Article 1, Section 8, Clause 18, which empowers Congress to “To make all Laws which shall be necessary and proper for carrying into Execution the foregoing Powers, and all other Powers vest-

ed by this Constitution in the Government of the United States, or in any Department or Officer thereof.”

By Mr. ISSA:

H.R. 136.

Congress has the power to enact this legislation pursuant to the following:

Article 1, Section 8, Clause 7.

By Mr. ISSA:

H.R. 137.

Congress has the power to enact this legislation pursuant to the following:

Article 1, Section 8, Clause 14 of the United States Constitution which empowers Congress “To make Rules for the Government and Regulation of the land and naval Forces” and Article 1, Section 8, Clause 18, which empowers Congress to “To make all Laws which shall be necessary and proper for carrying into Execution the foregoing Powers, and all other Powers vested by this Constitution in the Government of the United States, or in any Department or Officer thereof.”

By Mr. ISSA:

H.R. 138.

Congress has the power to enact this legislation pursuant to the following:

Article 1, Section 8, Clause 3.

By Mr. JOLLY:

H.R. 139.

Congress has the power to enact this legislation pursuant to the following:

Article I, Section 8

The Congress shall have power . . .

To make all laws which shall be necessary and proper for carrying into execution the foregoing powers, and all other powers vested by this Constitution in the government of the United States, or in any department or officer thereof.

By Mr. KING of Iowa:

H.R. 140.

Congress has the power to enact this legislation pursuant to the following:

Section 5 of the Amendment XIV to the Constitution and Section 8 of Article I of the Constitution

By Mr. JOLLY:

H.R. 141.

Congress has the power to enact this legislation pursuant to the following:

Clause 1, Section 8, Article 1

The Congress shall have power to lay and collect taxes, duties, imposts and excises, to pay the debts and provide for the common defense and general welfare of the United States; but all duties, imposts and excises shall be uniform throughout the United States;

By Mr. JOLLY:

H.R. 142.

Congress has the power to enact this legislation pursuant to the following:

Clause 1, Section 8 of Article 1 of the United States Constitution which reads: “The Congress shall have the power to lay and collect Taxes, Duties, Imposts, and Excises, to pay the Debts, and provide for the common Defense and General Welfare of the United States; but all duties and Imposts and Excises shall be uniform throughout the United States.”

By Mr. JOLLY:

H.R. 143.

Congress has the power to enact this legislation pursuant to the following:

Clause 1, Section 8, Article 1

The Congress shall have power to lay and collect taxes, duties, imposts and excises, to pay the debts and provide for the common defense and general welfare of the United States; but all duties, imposts and excises shall be uniform throughout the United States;

By Mr. JOLLY:

H.R. 144.

Congress has the power to enact this legislation pursuant to the following:

Clause I, Section 8 of Article 1 of the United States Constitution which reads: "The Congress shall have Power to lay and collect Taxes, Duties, Imposts, and Excises, to pay the Debts, and provide for the common Defense and General Welfare of the United States; but all Duties and Imposts and Excises shall be uniform throughout the United States."

By Mr. JOLLY:

H.R. 145.

Congress has the power to enact this legislation pursuant to the following:

Clause 1, Section 8, Article 1

The Congress shall have power to lay and collect taxes, duties, impost and excises, to pay the debts and provide for the common defense and general welfare of the United States; but all duties, impost and excises shall be uniform throughout the United States;

By Mr. JONES:

H.R. 146.

Congress has the power to enact this legislation pursuant to the following:

By Article 1, Section 8 of the United States Constitution (clause 14), which grants Congress the power to make rules for the government and regulation of the land and naval forces.

By Mr. JONES:

H.R. 147.

Congress has the power to enact this legislation pursuant to the following:

This bill is enacted pursuant to the power granted to Congress under Article I, Section 5, of the U.S. Constitution which grants Congress the authority to determine the rules of its own proceedings, and Article 1, Section 8 of the U.S. Constitution, which grants Congress the authority to make rules for the government and regulation of the armed forces.

By Mr. JONES:

H.R. 148.

Congress has the power to enact this legislation pursuant to the following:

The constitutional authority of Congress to enact this legislation is provided by Article 1, section 8 of the United States Constitution (clauses 12, 13, 14, and 16), which grants Congress the power to raise and support an Army; to provide and maintain a Navy; to make rules for the government and regulation of the land and naval forces; and to provide for organizing, arming, and disciplining the militia.

By Mr. JONES:

H.R. 149.

Congress has the power to enact this legislation pursuant to the following:

Article 1, Section 4 of the U.S. Constitution, which grants Congress the authority to make laws governing the time, places and manner of holding federal elections.

By Mr. JONES:

H.R. 150.

Congress has the power to enact this legislation pursuant to the following:

Article 1, Section 4 of the U.S. Constitution, which states that "Congress may at any time by Law make or alter such Regulations" regarding the "Times, Places and Manner of holding elections."

By Mr. JONES:

H.R. 151.

Congress has the power to enact this legislation pursuant to the following:

Article I, Section 8 of the United States Constitution.

By Mr. JONES:

H.R. 152.

Congress has the power to enact this legislation pursuant to the following:

Article I, Section 8, and Article IV, Section 3, of the Constitution of the United States.

By Mr. JONES:

H.R. 153.

Congress has the power to enact this legislation pursuant to the following:

The constitutional authority of Congress to enact this legislation is provided by the First Amendment of the United States Constitution, which states that, among other things, Congress shall make no law prohibiting the free exercise of religion.

By Mr. KILMER:

H.R. 154.

Congress has the power to enact this legislation pursuant to the following:

Article I, Section 8, Clause 1 of the U.S. Constitution under the General Welfare Clause.

By Mr. MARINO:

H.R. 155.

Congress has the power to enact this legislation pursuant to the following:

The Appropriations Clause, Article I, Section 9, Clause 7 of the Constitution of the United States of America, which grants to Congress the authority necessary to limit or control spending by the federal government.

By Mr. MCCAUL:

H.R. 156.

Congress has the power to enact this legislation pursuant to the following:

Article I, Sec. 8, Clause 3: Congress has the power . . . "To regulate Commerce with foreign Nations."

By Mr. MCGOVERN:

H.R. 157.

Congress has the power to enact this legislation pursuant to the following:

Article I, Section 8, clause 1 (to provide for the common Defense and general Welfare); Article I, Section 8, Clause 14 (to make Rules for the government and regulation of the land and naval Forces); and Article I, Section 8, Clause 18 (to make laws necessary and proper . . . in the Government of the United States or in any Department or Officer thereof).

By Mrs. MILLER of Michigan:

H.R. 158.

Congress has the power to enact this legislation pursuant to the following:

Article I, Section 8 of the Constitution of the United States.

By Mr. PAULSEN:

H.R. 159.

Congress has the power to enact this legislation pursuant to the following:

Article 1, Section 8 of the U.S. Constitution

By Mr. PAULSEN:

H.R. 160.

Congress has the power to enact this legislation pursuant to the following:

Article 1, Section 8 of the U.S. Constitution

By Mr. POMPEO:

H.R. 161.

Congress has the power to enact this legislation pursuant to the following:

Article I, Section 8, Clause 3

By Mr. SCHWEIKERT:

H.R. 162.

Congress has the power to enact this legislation pursuant to the following:

Article 1 Section 8 of the Constitution

By Mr. SCHWEIKERT:

H.R. 163.

Congress has the power to enact this legislation pursuant to the following:

Article 1 Section 8 of the Constitution

By Mr. SCHWEIKERT:

H.R. 164.

Congress has the power to enact this legislation pursuant to the following:

Article 1 Section 8 of the Constitution

By Mr. SCHWEIKERT:

H.R. 165.

Congress has the power to enact this legislation pursuant to the following:

Article 1, Section 9, Clause 7. Which states: "No Money shall be drawn from the Treas-

ury, but in Consequence of Appropriations made by Law; and a regular Statement and Account of the Receipts and Expenditures of all public Money shall be published from time to time "

By Mr. SIMPSON:

H.R. 166.

Congress has the power to enact this legislation pursuant to the following:

The constitutional authority of Congress to enact this legislation is provided by Article I, section 8 of the United States Constitution, specifically clause 9, which states "The Congress shall have Power . . . To constitute Tribunals inferior to the supreme Court."

In addition, Article III, Section 1 states that "The judicial Power of the United States, shall be vested in one supreme Court, and in such inferior Courts as the Congress may from time to time ordain and establish."

By Mr. SIMPSON:

H.R. 167.

Congress has the power to enact this legislation pursuant to the following:

"The constitutional authority of Congress to enact legislation is provided by Article I, Section 8 of the United States Constitution, specifically clause 1 (relating to the power of Congress to provide for the general welfare of the United States) and clause 18 (relating to the power to make all laws necessary and proper for carrying out the powers vested in Congress), and Article IV, section 3, clause 2 (relating to the power of Congress to dispose of and make all needful rules and regulations respecting the territory or other property belonging to the United States)."

By Mr. SIMPSON:

H.R. 168.

Congress has the power to enact this legislation pursuant to the following:

The constitutional authority of Congress to enact this legislation is provided by Article I, Section 8 of the United States Constitution, specifically clause 9, which states "The Congress shall have Power . . . To constitute Tribunals inferior to the supreme Court."

In addition, Article III, Section 1 states that "The judicial Power of the United States, shall be vested in one supreme Court, and in such inferior Courts as the Congress may from time to time ordain and establish."

By Mr. SMITH of Nebraska:

H.R. 169.

Congress has the power to enact this legislation pursuant to the following:

Article 1, Section 8, Clause 1

By Mr. SMITH of Nebraska:

H.R. 170.

Congress has the power to enact this legislation pursuant to the following:

Article 1, Section 8, Clause 1

By Mr. SMITH of Nebraska:

H.R. 171.

Congress has the power to enact this legislation pursuant to the following:

Just as Congress is empowered to regulate interstate commerce under Article I, Section 8 of the Constitution, it has the power to repeal such regulations.

By Mr. THOMPSON of Mississippi:

H.R. 172.

Congress has the power to enact this legislation pursuant to the following:

Clause 2 of Section 3 of Article IV of the Constitution: The Congress shall have Power to dispose of and make all needful Rules and Regulations respecting the Territory or other Property belonging to the United States; and nothing in this Constitution shall be so construed as to Prejudice any Claims of the United States, or of any particular State.

By Mr. THORBERRY:

H.R. 173.

Congress has the power to enact this legislation pursuant to the following: