

1 **RESOLUTION URGING UNITED STATES**
2 **SENATE SUPPORT OF PRESIDENT'S**
3 **SUPREME COURT NOMINEES**

4 2005 GENERAL SESSION

5 STATE OF UTAH

6 **Sponsor: Michael T. Morley**

7
8 **LONG TITLE**

9 **General Description:**

10 This resolution of the House of Representatives requests that action be taken by the
11 United States Senate.

12 **Highlighted Provisions:**

13 This resolution:

14 ▶ requests that the United States Senate move quickly to confirm all presidential
15 nominations to the United States Supreme Court.

16 **Special Clauses:**

17 None

18
19 *Be it resolved by the House of Representatives of the state of Utah:*

20 WHEREAS, Article II, Section 2 of the United States Constitution states the President
21 "shall nominate, and by and with the Advice and Consent of the Senate, shall appoint
22 Ambassadors, other public Ministers and Consuls, Judges of the Supreme Court, and all other
23 Officers of the United States";

24 WHEREAS, there is a high likelihood of at least one vacancy on the United States
25 Supreme Court during the 109th Congress;

26 WHEREAS, activist judges on some federal courts have frustrated the constitutional
27 structure which prescribes that laws shall be written by elected legislatures;



28 WHEREAS, President Bush has expressed his commitment to appoint federal judges
29 who will strictly interpret the United States Constitution; and

30 WHEREAS, in the past, a minority of senators has used dilatory tactics to prevent a
31 Senate floor vote on several of President Bush's judicial nominees, all of whom were reported
32 favorably by the United States Senate Committee on the Judiciary:

33 NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the
34 state of Utah requests that the United States Senate move quickly to confirm all presidential
35 nominations to the United States Supreme Court.

36 BE IT FURTHER RESOLVED that a copy of this resolution be sent to the Majority
37 Leader of the United States Senate and to the members of Utah's congressional delegation.

Legislative Review Note
as of 1-5-05 10:06 AM

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

Office of Legislative Research and General Counsel

Fiscal Note
Bill Number HR0004

**Resolution Urging United States Senate Support of President's Supreme
Court Nominees**

19-Jan-05
5:25 PM

State Impact

Mailing requirements of this resolution can be handled within existing budgets.

Individual and Business Impact

No fiscal impact.

Office of the Legislative Fiscal Analyst