

119TH CONGRESS  
1ST SESSION

# H. R. 2677

To establish the Constitutional Government Review Commission, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 7, 2025

Mr. DUNN of Florida (for himself, Mr. SCOTT FRANKLIN of Florida, and Mr. BAIRD) introduced the following bill; which was referred to the Committee on Oversight and Government Reform, 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 establish the Constitutional Government Review Commission, and for other purposes.

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 “10th Amendment Res-  
5       toration Act of 2025”.

6       **SEC. 2. ESTABLISHMENT.**

7       There is established a commission, to be known as  
8       the “Constitutional Government Review Commission”,

1 that shall review each agency in accordance with specified  
2 criteria to determine if such agency should be repealed to  
3 eliminate Federal powers not definitively delegated by the  
4 Constitution.

5 **SEC. 3. MEMBERSHIP.**

6 (a) IN GENERAL.—The Commission shall be com-  
7 posed of 9 members who shall be appointed by the Presi-  
8 dent, not later than 180 days after the date of the enact-  
9 ment of this Act, by and with the advice and consent of  
10 the Senate.

11 (b) TERM.—The term of each member shall com-  
12 mence upon the confirmation of the member by the Senate  
13 and shall extend to the date that is 5 years and 180 days  
14 after the date of the enactment of this Act or that is 5  
15 years after the date on which all members have been con-  
16 firmed by the Senate, whichever is later.

17 (c) APPOINTMENT.—The members of the Commis-  
18 sion shall be appointed as follows:

19 (1) CHAIR.—The President shall appoint as the  
20 Chair of the Commission an individual with expertise  
21 and experience in the Constitution and the funda-  
22 mental principles by which the authority of the Fed-  
23 eral Government is exercised.

24 (2) CANDIDATE LIST OF MEMBERS.—The  
25 Speaker of the House of Representatives, the minor-

1       ity leader of the House of Representatives, the ma-  
2       jority leader of the Senate, and the minority leader  
3       of the Senate shall each present to the President a  
4       list of candidates to be members of the Commission.  
5       Such candidates shall be individuals learned in the  
6       original meaning of the Constitution. The President  
7       shall appoint 2 members of the Commission from  
8       each list provided under this paragraph, subject to  
9       the provisions of paragraph (3).

10                     (3) RESUBMISSION OF CANDIDATE.—The Presi-  
11       dent may request from the presenter of a list under  
12       paragraph (2) a new list of one or more candidates  
13       if the President—

14                     (A) determines that any candidate on a list  
15       presented pursuant to paragraph (2) does not  
16       meet the qualifications specified in such para-  
17       graph to be a member of the Commission; and  
18                     (B) certifies that determination to the con-  
19       gressional officials specified in paragraph (2).

20                     (d) PAY AND TRAVEL EXPENSES.—

21                     (1) PAY.—

22                     (A) MEMBERS.—Each member, other than  
23       the Chair of the Commission, shall be paid at  
24       a rate equal to the daily equivalent of the min-  
25       imum annual rate of basic pay payable for level

1           IV of the Executive Schedule under section  
2        5315 of title 5, United States Code, for each  
3        day (including travel time) during which the  
4        member is engaged in the actual performance of  
5        duties vested in the Commission.

6           (B) CHAIR.—The Chair shall be paid for  
7        each day referred to in subparagraph (A) at a  
8        rate equal to the daily equivalent of the min-  
9        imum annual rate of basic pay payable for level  
10      III of the Executive Schedule under section  
11      5314 of title 5, United States Code.

12       (2) TRAVEL EXPENSES.—Members shall receive  
13      travel expenses, including per diem in lieu of subsist-  
14      ence, in accordance with sections 5702 and 5703 of  
15      title 5, United States Code.

16       (e) MEETINGS.—The Commission may meet when,  
17      where, and as often as the Commission determines appro-  
18      priate, except that the Commission shall hold public meet-  
19      ings not less than twice each year. All meetings of the  
20      Commission shall be open to the public.

21 **SEC. 4. DUTIES.**

22       (a) IN GENERAL.—The Commission shall conduct a  
23      review of the authorizing statute of each agency and the  
24      statutory authority implemented by each such agency to  
25      determine if any are not definitively delegated to the Fed-

1 eral Government by the Constitution. In any review con-  
2 ducted by the Commission, the goal of the Commission  
3 shall be to ensure that powers not delegated to the United  
4 States by the Constitution, nor prohibited by it to the  
5 States, are reserved to the States respectively, or to the  
6 people.

7       (b) METHODOLOGY FOR REVIEW.—The Commission  
8 shall establish a methodology for conducting the review  
9 and shall publish the terms of the methodology in the Fed-  
10 eral Register and on the website of the Commission. The  
11 Commission may propose and seek public comment on the  
12 methodology before the methodology is established.

13       (c) REPEAL RECOMMENDATION.—

14           (1) IN GENERAL.—After completion of any re-  
15 view under subsection (a), the Commission shall rec-  
16 ommend whether immediate action is appropriate to  
17 repeal the authorizing statute of an agency and the  
18 statutory authority implemented by such agency.

19           (2) DECISIONS BY MAJORITY.—Each decision  
20 by the Commission to issue a repeal recommendation  
21 under this subsection shall be made by a simple ma-  
22 jority vote of the Commission. No such vote shall  
23 take place until after all members of the Commission  
24 have been confirmed by the Senate.

1       (d) RECOMMENDATIONS FOR DISTRIBUTION OF SAV-  
2       INGS AMONG THE STATES.—

3               (1) IN GENERAL.—The Commission shall pre-  
4       pare, in consultation with the Comptroller General  
5       of the United States, an estimate of Federal spend-  
6       ing or revenue changes resulting from the adoption  
7       of a repeal recommendation under subsection (c).

8               (2) DISTRIBUTION RECOMMENDATIONS.—After  
9       completion of the estimate under paragraph (1), the  
10      Commission shall prepare a recommendation for dis-  
11       tributing any Federal budget savings in lump sums  
12       among the States for administration of powers re-  
13       turned to the States as a result of the adoption of  
14       a repeal recommendation under subsection (c).

15       (e) INITIATION OF REVIEW BY OTHER PERSONS.—

16               (1) IN GENERAL.—The Commission may also  
17       conduct a review under subsection (a), and issue a  
18       recommendation under subsection (c), of an author-  
19       izing statute of an agency and the statutory author-  
20       ity implemented by such agency which are submitted  
21       for review to the Commission by—

- 22                       (A) the President;  
23                       (B) a Member of Congress;  
24                       (C) any officer or employee of a Federal,  
25       State, local, or regional governmental body; or

(D) any member of the public.

(2) FORM OF SUBMISSION.—A submission to the Commission under this subsection shall—

4 (A) identify the specific agency for review;

(C) include such other information as the  
submitter believes may be helpful to the review  
of the Commission.

17 (f) NOTICES AND REPORTS OF THE COMMISSION.—

(2) ANNUAL REPORTS TO CONGRESS.—Each year, beginning on the date that is 1 year after the date on which all Commission members have been confirmed by the Senate, the Commission shall submit a report simultaneously to each House of Congress detailing the activities of the Commission for the previous year, and all recommendations of the Commission for repeal and distribution of savings among the States under this section, including (at the option of the Commission) a proposed bill consisting of legislative text to carry out the recommendations.

1 option of the Commission) a proposed bill consisting  
2 of legislative text to carry out the recommendations.  
3 This report may be included in the final annual re-  
4 port of the Commission under paragraph (2) and  
5 may include a recommendation on whether the Com-  
6 mission should be reauthorized by Congress.

7 (g) WEBSITE.—

8 (1) IN GENERAL.—The Commission shall estab-  
9 lish a public website that—

10 (A) uses current information technology to  
11 make records available on the website;

12 (B) provides information in a standard  
13 data format; and

14 (C) receives and publishes public com-  
15 ments.

16 (2) PUBLISHING OF INFORMATION.—Any infor-  
17 mation required to be made available on the website  
18 established pursuant to this Act shall be published  
19 in a timely manner and shall be accessible by the  
20 public on the website at no cost.

21 (3) RECORD OF PUBLIC MEETINGS AND HEAR-  
22 INGS.—All records of public meetings and hearings  
23 shall be published on the website as soon as possible,  
24 but not later than 1 week after the date on which  
25 such public meeting or hearing occurred.

1                             (4) PUBLIC COMMENTS.—The Commission shall  
2                             publish on the website all public comments and sub-  
3                             missions.

4                             (5) NOTICES.—The Commission shall publish  
5                             on the website notices of all public meetings and  
6                             hearings at least 1 week before the date on which  
7                             such public meeting or hearing occurs.

8                             **SEC. 5. EXPEDITED PROCEDURES FOR CONSIDERATION OF**  
9                             **COMMISSION RECOMMENDATIONS.**

10                           (a) DESCRIPTION OF COMMISSION BILL.—In this  
11                             section, the “Commission bill” is a bill—

12                           (1) which consists of the legislative text in-  
13                             cluded in an annual report submitted by the Com-  
14                             mission under paragraph (2) of section 4(f) and  
15                             which is introduced not later than 5 legislative days  
16                             after the date on which the Commission submits  
17                             such annual report by the majority leader of the  
18                             Senate or by a Member of the Senate designated by  
19                             the majority leader of the Senate (in the case of the  
20                             Senate) or by the Speaker of the House of Rep-  
21                             resentatives or by a Member of the House of Rep-  
22                             resentatives designated by the Speaker (in the case  
23                             of the House of Representatives); and

24                           (2) which consists of the legislative text in-  
25                             cluded in the final report submitted by the Commis-

1 sion under paragraph (3) of section 4(f) and which  
2 is introduced not later than 5 legislative days after  
3 the date on which the Commission submits such  
4 final report by the majority leader of the Senate or  
5 by a Member of the Senate designated by the major-  
6 ity leader of the Senate (in the case of the Senate)  
7 or by the Speaker of the House of Representatives  
8 or by a Member of the House of Representatives  
9 designated by the Speaker (in the case of the House  
10 of Representatives).

11 (b) EXPEDITED CONSIDERATION IN HOUSE OF REP-  
12 RESENTATIVES.—

13 (1) PLACEMENT ON CALENDAR.—Upon intro-  
14 duction in the House of Representatives, the Com-  
15 mission bill shall be placed immediately on the ap-  
16 propriate calendar.

17 (2) PROCEEDING TO CONSIDERATION.—

18 (A) IN GENERAL.—It shall be in order, not  
19 later than 30 legislative days after the date the  
20 Commission bill is introduced in the House of  
21 Representatives, to move to proceed to consider  
22 the Commission bill in the House of Repre-  
23 atives.

24 (B) PROCEDURE.—For a motion to pro-  
25 ceed to consider the Commission bill—

(i) all points of order against the motion are waived;

10 (iv) the motion shall not be debatable;  
11 and

12 (v) a motion to reconsider the vote by  
13 which the motion is disposed of shall not  
14 be in order.

15                             (3) CONSIDERATION.—When the House of Rep-  
16                             resentatives proceeds to consideration of the Com-  
17                             mission bill—

(B) all points of order against the Commission bill (and against consideration of the Commission bill) are waived;

23 (C) the previous question shall be consid-  
24 ered as ordered on the Commission bill to its  
25 passage without intervening motion except 10

1       hours of debate equally divided and controlled  
2       by the proponent and an opponent;

3               (D) an amendment to the Commission bill  
4       shall not be in order; and

5               (E) a motion to reconsider the vote on pas-  
6       sage of the Commission bill shall not be in  
7       order.

8               (4) VOTE ON PASSAGE.—In the House of Rep-  
9       resentatives, the Commission bill shall be agreed to  
10      upon a vote of a majority of the Members present  
11      and voting, a quorum being present.

12               (c) EXPEDITED CONSIDERATION IN SENATE.—

13               (1) PLACEMENT ON CALENDAR.—Upon intro-  
14       duction in the Senate, the Commission bill shall be  
15       placed immediately on the calendar.

16               (2) PROCEEDING TO CONSIDERATION.—

17               (A) IN GENERAL.—Notwithstanding rule  
18       XXII of the Standing Rules of the Senate, it is  
19       in order, not later than 30 legislative days after  
20       the date the Commission bill is introduced in  
21       the Senate (even though a previous motion to  
22       the same effect has been disagreed to) to move  
23       to proceed to consideration of the Commission  
24       bill.

(B) PROCEDURE.—For a motion to proceed to consideration of the Commission bill—

- (i) all points of order against the motion are waived;
- (ii) the motion is not debatable;
- (iii) the motion is not subject to a motion to postpone;
- (iv) a motion to reconsider the vote by which the motion is agreed to or disagreed to shall not be in order; and
- (v) if the motion is agreed to, the Commission bill shall remain the unfinished business of the Senate until disposed of.

### 15 (3) FLOOR CONSIDERATION.—

vided equally between the majority and minority leaders or their designees;

3 (iii) a motion further to limit debate  
4 is in order and not debatable;

5 (iv) an amendment to, a motion to  
6 postpone, or a motion to commit the Com-  
7 mission bill is not in order; and

10 (B) VOTE ON PASSAGE.—In the Senate—

1           the procedure relating to the Commission bill  
2           shall be decided without debate.

3           (d) RULES RELATING TO SENATE AND HOUSE OF  
4           REPRESENTATIVES.—

5           (1) CONSIDERATION BY OTHER HOUSE.—If, be-  
6           fore the passage by one House of the Commission  
7           bill of that House, that House receives from the  
8           other House the Commission bill of the other  
9           House—

10           (A) the Commission bill of the other House  
11           shall not be referred to a committee and may  
12           not be considered in the House receiving it ex-  
13           cept in the case of final passage as provided in  
14           subparagraph (B)(ii); and

15           (B) with respect to the Commission bill of  
16           the House receiving the Commission bill of the  
17           other House—

18           (i) the procedure in that House shall  
19           be the same as if no Commission bill had  
20           been received from the other House; but

21           (ii) the vote on final passage shall be  
22           on the Commission bill of the other House.

23           (2) TREATMENT OF COMMISSION BILL ORIGI-  
24           NATING IN RECEIVING HOUSE.—Upon disposition of  
25           the Commission bill received from the other House,

1       it shall no longer be in order to consider the Com-  
2       mission bill that originated in the receiving House.

3                     (3) TREATMENT OF COMMISSION BILL RE-  
4       CEIVED BY SENATE.—If, following passage of the  
5       Commission bill in the Senate, the Senate receives  
6       the Commission bill from the House of Representa-  
7       tives, the Commission bill received from the House  
8       of Representatives shall not be debatable.

9                     (4) VETO MESSAGE IN SENATE.—If the Presi-  
10      dent vetoes the Commission bill, consideration of a  
11      veto message in the Senate under this section shall  
12      be not more than 10 hours equally divided between  
13      the majority and minority leaders or their designees.

14                     (e) RULES OF HOUSE OF REPRESENTATIVES AND  
15      SENATE.—This section is enacted by Congress—

16                         (1) as an exercise of the rulemaking power of  
17      the Senate and House of Representatives, respec-  
18      tively, and as such is deemed a part of the rules of  
19      each House, respectively, but applicable only with re-  
20      spect to the procedure to be followed in that House  
21      in the case of the Commission bill, and supersedes  
22      other rules only to the extent that it is inconsistent  
23      with such rules; and

24                         (2) with full recognition of the constitutional  
25      right of either House to change the rules (so far as

1       relating to the procedure of that House) at any time,  
2       in the same manner, and to the same extent as in  
3       the case of any other rule of that House.

4 **SEC. 6. DIRECTOR, STAFF, AND EXPERTS AND CONSULT-  
5                   ANTS.**

6       (a) DIRECTOR.—

7               (1) IN GENERAL.—The Commission shall ap-  
8       point a Director.

9               (2) PAY.—The Director shall be paid at the  
10       rate of basic pay payable for level V of the Executive  
11       Schedule under section 5316 of title 5, United  
12       States Code.

13       (b) STAFF.—

14               (1) IN GENERAL.—Subject to paragraph (2),  
15       the Director, with the approval of the Commission,  
16       may appoint, fix the pay of, and terminate addi-  
17       tional personnel.

18               (2) SCOPE OF APPOINTMENT AUTHORITY.—The  
19       Director may make such appointments without re-  
20       gard to the provisions of title 5, United States Code,  
21       governing appointments in the competitive service,  
22       and any personnel so appointed may be paid without  
23       regard to the provisions of chapter 51 and sub-  
24       chapter III of chapter 53 of that title relating to  
25       classification and General Schedule pay rates, except

1       that an individual so appointed may not receive pay  
2       in excess of the annual rate of basic pay payable for  
3       GS–15 of the General Schedule.

4                     (3) AGENCY ASSISTANCE.—Following consulta-  
5       tion with, and upon request of, the Chair of the  
6       Commission, the head of an agency may detail any  
7       of the personnel of that agency to the Commission  
8       to assist the Commission in carrying out the duties  
9       of the Commission under this Act.

10                  (4) GAO ASSISTANCE.—The Comptroller Gen-  
11       eral of the United States shall provide assistance, in-  
12       cluding the detailing of employees, to the Commis-  
13       sion in accordance with an agreement entered into  
14       with the Commission.

15                  (5) ASSISTANCE FROM OTHER PARTIES.—Con-  
16       gress and the States may provide assistance, includ-  
17       ing the detailing of employees, to the Commission in  
18       accordance with an agreement entered into with the  
19       Commission.

20                  (c) EXPERTS AND CONSULTANTS.—The Commission  
21       may procure by contract, to the extent funds are available,  
22       the temporary or intermittent services of experts or con-  
23       sultants pursuant to section 3109 of title 5, United States  
24       Code.

1     **SEC. 7. POWERS AND AUTHORITIES.**

2         (a) HEARINGS.—The Commission may, for the pur-  
3 pose of carrying out this Act, hold hearings to consider  
4 issues of fact or law relevant to the work of the Commis-  
5 sion. Any hearing held by the Commission shall be open  
6 to the public.

7         (b) ACCESS TO INFORMATION.—The Commission  
8 may secure directly from any agency information and doc-  
9 uments necessary to enable the Commission to carry out  
10 this Act. Upon request of the Chair of the Commission,  
11 the head of that agency shall furnish the information or  
12 documents to the Commission as soon as possible, but not  
13 later than two weeks after the date on which the request  
14 was made.

15         (c) SUBPOENA POWER.—

16             (1) IN GENERAL.—The Commission may issue  
17 subpoenas requiring the attendance and testimony of  
18 witnesses and the production of any evidence relat-  
19 ing to the duties of the Commission. The attendance  
20 of witnesses and the production of evidence may be  
21 required from any place within the United States at  
22 any designated place of hearing within the United  
23 States.

24             (2) FAILURE TO OBEY A SUBPOENA.—If a per-  
25 son refuses to obey a subpoena issued under para-  
26 graph (1), the Commission may apply to a United

1 States district court for an order requiring that per-  
2 son to appear before the Commission to give testi-  
3 mony, produce evidence, or both, relating to the  
4 matter under investigation. The application may be  
5 made within the judicial district where the hearing  
6 is conducted or where that person is found, resides,  
7 or transacts business. Any failure to obey the order  
8 of the court may be punished by the court as civil  
9 contempt.

10 (3) SERVICE OF SUBPOENAS.—The subpoenas  
11 of the Commission shall be served in the manner  
12 provided for subpoenas issued by a United States  
13 district court under the Federal Rules of Civil Pro-  
14 cedure for the United States district courts.

15 (4) SERVICE OF PROCESS.—All process of any  
16 court to which application is made under paragraph  
17 (2) may be served in the judicial district in which  
18 the person required to be served resides or may be  
19 found.

20 (d) PROPERTY.—The Commission may lease space  
21 and acquire personal property to the extent funds are  
22 available.

## **1 SEC. 8. AUTHORIZATION OF APPROPRIATIONS.**

2       (a) IN GENERAL.—There are authorized to be appro-  
3 priated such sums as may be necessary to the Commission  
4 to carry out this Act, not to exceed \$30,000,000.

5       (b) AVAILABILITY.—Any sums appropriated under  
6 the authorization contained in this section shall remain  
7 available, without fiscal year limitation, until the earlier  
8 of the date that such sums are expended or the date of  
9 the termination of the Commission.

10 SEC. 9. APPLICABILITY OF CHAPTER 10 OF TITLE 5, UNITED  
11 STATES CODE.

12       (a) IN GENERAL.—Except as otherwise provided in  
13 this Act, the Commission shall be subject to chapter 10  
14 of title 5, United States Code.

15 (b) ADVISORY COMMITTEE MANAGEMENT OFFICE.—  
16 The Commission shall not be subject to the control of any  
17 Advisory Committee Management Officer designated  
18 under section 1007(b)(1) of title 5, United States Code.

19 (c) SUBCOMMITTEE.—Any subcommittee of the Com-  
20 mission shall be treated as the Commission for purposes  
21 of chapter 10 of title 5, United States Code.

22 (d) CHARTER.—The enactment of this Act shall be  
23 considered to meet the requirements of the Commission  
24 under section 1008(c) of title 5, United States Code.

1   **SEC. 10. TERMINATION.**

2         The Commission shall terminate on the date that is  
3         5 years and 180 days after the date of the enactment of  
4         this Act or 5 years after the date on which the terms of  
5         all Commission members have commenced, whichever is  
6         later.

7   **SEC. 11. DEFINITIONS.**

8         In this Act:

9                 (1) AGENCY.—The term “agency” has the  
10          meaning given such term in section 551 of title 5,  
11          United States Code.

12                 (2) STATE.—The term “State” means each of  
13          the several States, the District of Columbia, each  
14          commonwealth, territory, or possession of the United  
15          States, and each federally recognized Indian Tribe.

16                 (3) UNFUNDED MANDATE.—The term “un-  
17          funded mandate” has the meaning given the term  
18          “Federal mandate” in section 421 of the Congress-  
19          sional Budget Act of 1974 (2 U.S.C. 658).

