AMENDMENT TO H.R. 4563

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Add at the end of section 101(b) the following new paragraph:

1 (17) Notwithstanding paragraphs (1) through 2 (16), Associate Justice Antonin Scalia, writing for 3 the majority in Arizona v. Inter Tribal Council of 4 Arizona, 570 U.S. 1, 5–6 (2013) made it expressly 5 clear that the Election Clause's "substantive scope is 6 broad. 'Times, Places, and Manner,' [the Court has] 7 written, are 'comprehensive words,' which 'embrace 8 authority to provide a complete code for congressional elections'... In practice, the Clause func-9 10 tions as 'a default provision; it invests the States 11 with responsibility for the mechanics of congres-12 sional elections, but only so far as Congress declines 13 to pre-empt state legislative choices'." Indeed, Jus-14 tice Scalia emphasized that "The power of Congress 15 over the 'Times, Places and Manner' of congres-16 sional elections 'is paramount, and may be exercised 17 at any time, and to any extent which it deems expe-18 dient; and so far as it is exercised, and no farther,

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- 1 the regulations effected supersede those of the State
- which are inconsistent therewith.".

