

They Can't Do It Without NATIONALIZING the ELECTIONS!

There Goes the Federation of States!

April 2019

National Popular Vote's original designer, Vikram Amar, who is the Dean of and Professor at Univ of Illinois Law School, has misgivings about the current NPV scheme that has been approved in 15 Democrat States so far. He still wants to do away with the Electoral College, but the current NPV compact is defective, in his opinion! Here are some of them:

"The drafters of the NPV plan in play today did not take our advice in this respect; they did not build into the plan uniform rules of voting eligibility, uniform presidential ballots, and an election dispute procedure. Nor did they delegate authority to do so to a nongovernmental commission. Nor did they affirmatively invite Congress to step in.

"To my mind, the most important issue surrounding the entire NPV movement as it approaches critical mass in the states and builds some support on Capitol Hill—and the issue on which thoughtful analysts ought to be focused—is how Congress, in the course of approving the Compact or in adopting a freestanding statute, might fill in the dangerous gaps in the NPV design.

"If and when the NPV comes into being, I would forcefully urge Congress to supplement it with a system of uniform rules for tallying sentiment in all fifty states.

In our earlier writings, my brother and I suggested that it might be possible that the NPV idea could be implemented without congressional approval as an interstate compact. But as I explain in more depth in some law review articles: (1) the failure of the NPV folks to specify and implement any uniform voting and counting procedures; (2) the involvement of the District of Columbia—which is under Congress's jurisdiction and whose involvement without congressional approval perhaps should not count towards the magic 270 number and; (3) the helpfulness of Congress and the Supremacy Clause in reinforcing any prohibition on late withdrawal by states, combined with murkiness in Supreme Court cases about precisely what constitutes a Compact between states that requires approval, all lead me today to argue strongly in favor of congressional action (which I have argued Congress has the power to take) to supplement any improvements in the NPV design that signatory states can agree upon during the period prior to implementation."

Vikram Amar, Dean and Professor Univ of Illinois Law School - Original Designer of the NPV Scheme, now realizing some major flaws. 4-18-2019

Excerpted from

<https://verdict.justia.com/2019/04/18/overcoming-partisan-objections-to-electoral-college-reform>