

CONSTITUTIONAL EROSION ANALYSIS SYSTEM



EO_14389.PDF

EO 14389 — Multi-Model Comparison Report

AVG THREAT LEVEL: LOW [35/100]

Models Compared: qwen3.5-397b-a17b • glm-5 • grok-4-fast • kimi-k2.5 • phi-4 • gpt-4o-mini • gemini-3-flash-preview • deepseek-v3.2 • deepseek-r1-0528 • claude-sonnet-4.6

Models Analyzed

10

Score Range

10 – 65

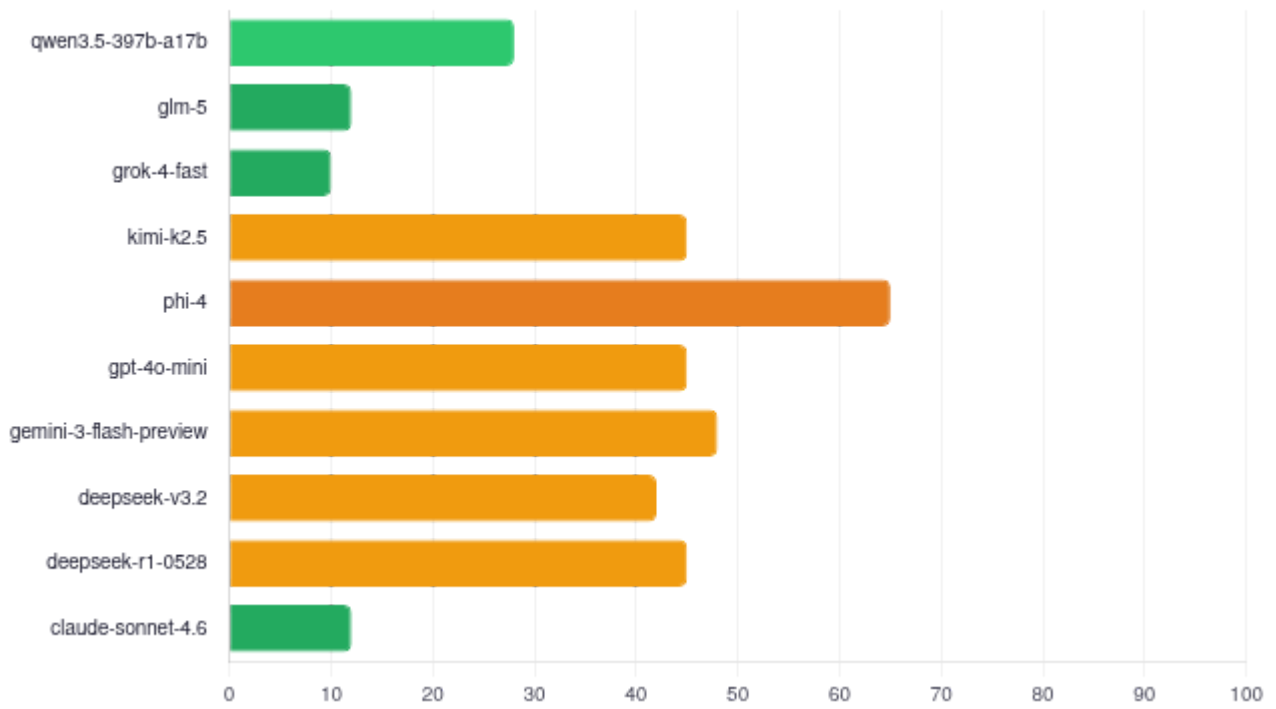
Model Agreement

82%

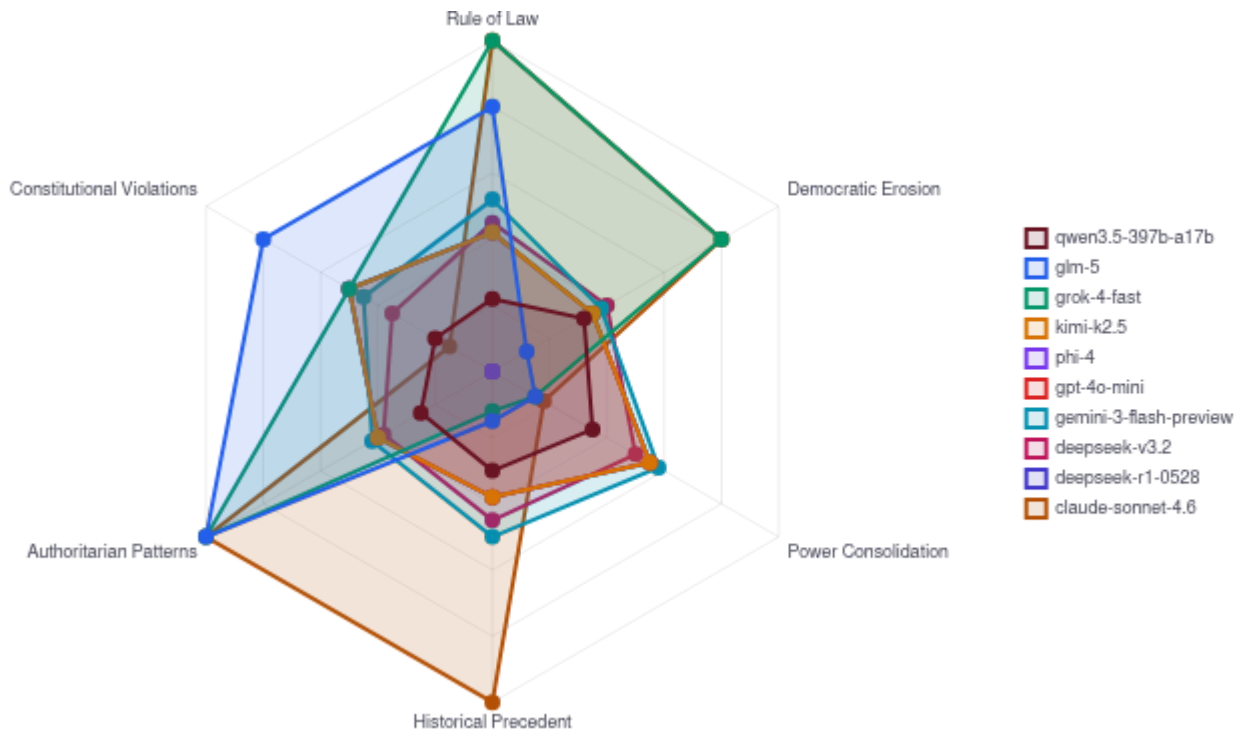
Generated

March 14, 2026

Overall Score Comparison



Framework Score Comparison (Radar)



Models Compared

10

Average Score

35

Score Range

10–65

Model Agreement

82%

Highest Score

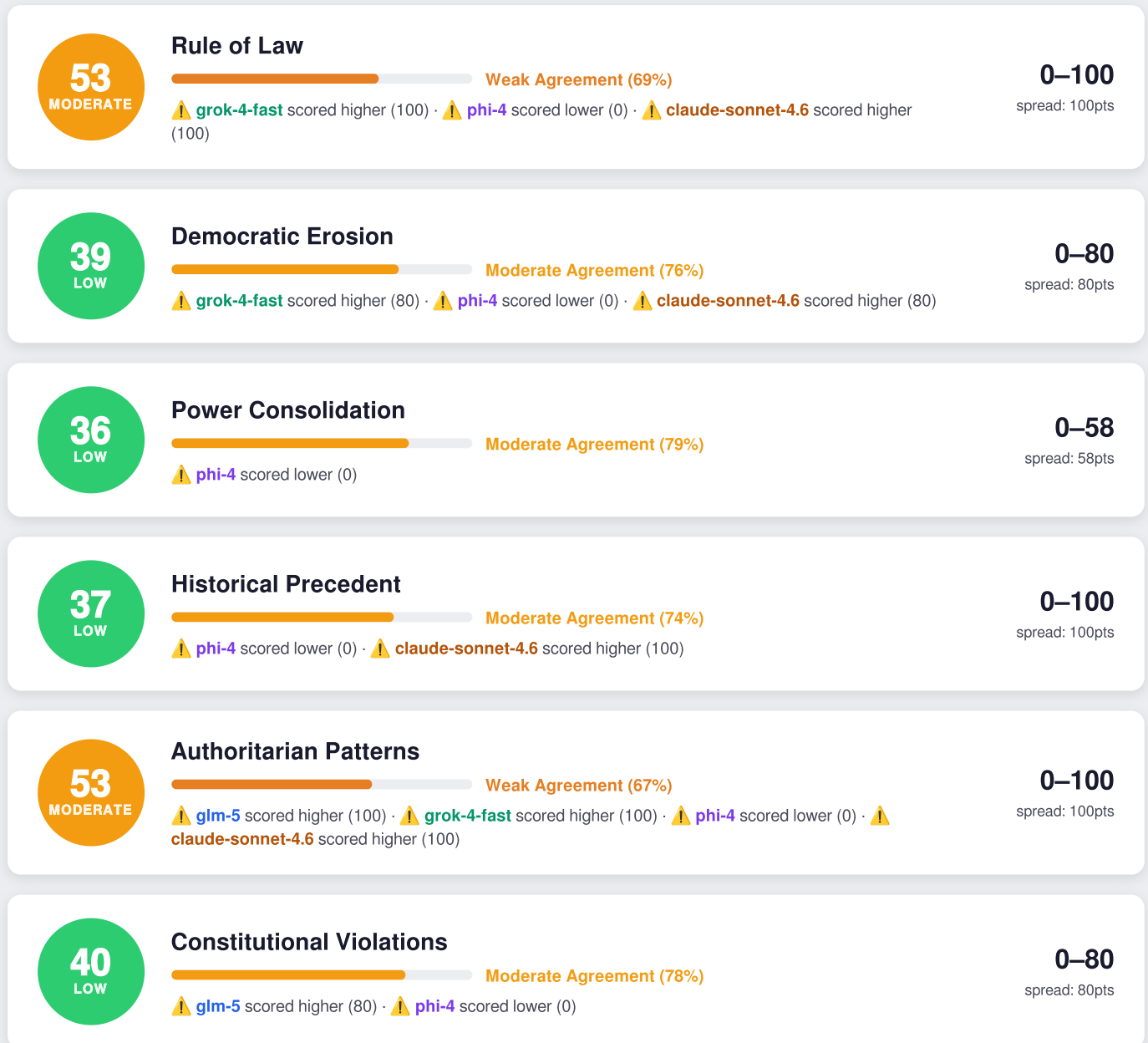
65
phi-4

Lowest Score

10
grok-4-fast

Consensus Scorecard

Average scores across 10 models per framework, with agreement levels and outlier detection.

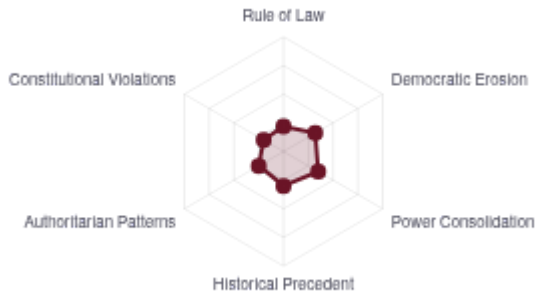


Model Comparison Matrix

Score heatmap across all 10 models and 6 analysis frameworks. Color intensity indicates threat level.



Framework Scores



Rule of Law	<div><div style="width: 22%;"></div></div>	22
Democratic Erosion	<div><div style="width: 32%;"></div></div>	32
Power Consolidation	<div><div style="width: 35%;"></div></div>	35
Historical Precedent	<div><div style="width: 30%;"></div></div>	30
Authoritarian Patterns	<div><div style="width: 25%;"></div></div>	25
Constitutional Violations	<div><div style="width: 20%;"></div></div>	20

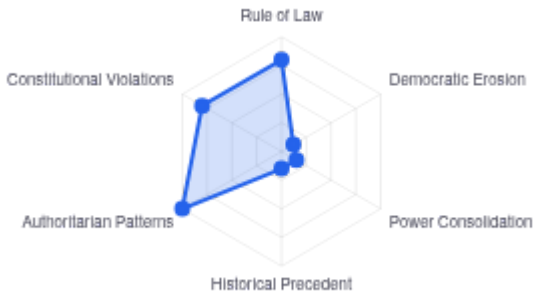
Executive Summary

This Executive Order presents a mixed picture for democratic governance. On one hand, it reduces executive action by terminating tariff collections, which is generally positive for trade freedom and economic liberty. The order follows proper legal procedures and cites appropriate statutory authority. However, the concerning pattern is the maintenance of nine separate national emergency declarations while only removing their tariff effects. This suggests emergency powers are becoming normalized for trade policy, which traditionally falls under congressional authority. The document itself is not highly threatening, but it reflects a broader pattern of executive power expansion through emergency declarations that warrants monitoring.

Top Key Findings

- ✓ **[Rule of Law]** Order follows standard Federal Register publication procedures
- ✓ **[Rule of Law]** Includes standard legal disclaimers and implementation provisions
- ✓ **[Democratic Erosion]** Order reduces economic restrictions on trade partners

Framework Scores



Rule of Law	80
Democratic Erosion	12
Power Consolidation	15
Historical Precedent	15
Authoritarian Patterns	100
Constitutional Violations	80

Executive Summary

Executive Order 14389 represents a de-escalatory action that terminates tariff measures imposed under IEEPA across multiple countries. From an authoritarian threat perspective, this document is notable for what it REMOVES rather than what it creates. The order reduces executive power over trade policy rather than expanding it. However, two contextual concerns merit attention: (1) the retention of underlying national emergency declarations preserves emergency governance infrastructure even after the tariff rationale has been removed, and (2) the sheer number of emergency-based trade actions referenced (9 executive orders in approximately one year) indicates a pattern of normalized emergency governance. The order itself follows proper administrative procedures, cites appropriate statutory authority, and contains standard legal safeguards. This is primarily a routine administrative action with no significant authoritarian implications.

Top Key Findings

- ✓ **[Rule of Law]** Order follows proper administrative procedures
- ✓ **[Rule of Law]** Includes standard implementation guidance and delegation authority
- ✓ **[Democratic Erosion]** This order REDUCES executive action, representing a partial rollback of previous measures

x-ai/grok-4-fast

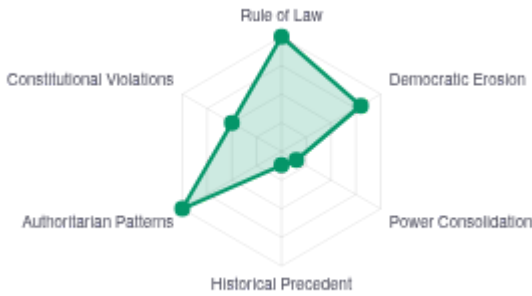
Framework: comprehensive — Analyzed: March 6, 2026

MINIMAL

10

/100

Framework Scores



Rule of Law	<div style="width: 100%;"><div style="width: 100%;"></div></div>	100
Democratic Erosion	<div style="width: 80%;"><div style="width: 80%;"></div></div>	80
Power Consolidation	<div style="width: 15%;"><div style="width: 15%;"></div></div>	15
Historical Precedent	<div style="width: 12%;"><div style="width: 12%;"></div></div>	12
Authoritarian Patterns	<div style="width: 100%;"><div style="width: 100%;"></div></div>	100
Constitutional Violations	<div style="width: 50%;"><div style="width: 50%;"></div></div>	50

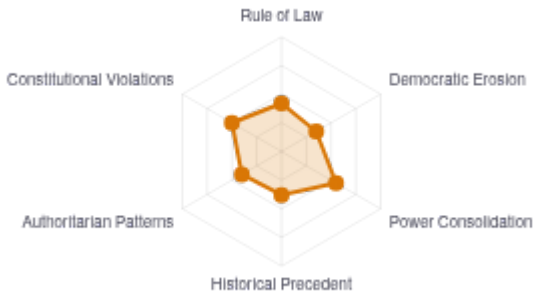
Executive Summary

Across all frameworks, this executive order presents a benign adjustment to prior trade policies, terminating specific tariffs while preserving legal and emergency frameworks. It demonstrates restraint rather than expansion of executive power, with no evidence of authoritarianism, violations, erosion, consolidation, or rule degradation. Historical parallels confirm its routine nature, posing minimal risk to democracy.

Top Key Findings

- ✓ **[Rule of Law]** Adheres to statutory procedures for terminating IEEPA actions.
- ✓ **[Rule of Law]** Requires consultation among agencies and public notice via Federal Register, ensuring transparency.
- ✓ **[Democratic Erosion]** No rejection of democratic institutions or opponents; focuses on routine trade adjustments.

Framework Scores



Rule of Law	<div style="width: 42%;"></div>	42
Democratic Erosion	<div style="width: 35%;"></div>	35
Power Consolidation	<div style="width: 55%;"></div>	55
Historical Precedent	<div style="width: 38%;"></div>	38
Authoritarian Patterns	<div style="width: 40%;"></div>	40
Constitutional Violations	<div style="width: 50%;"></div>	50

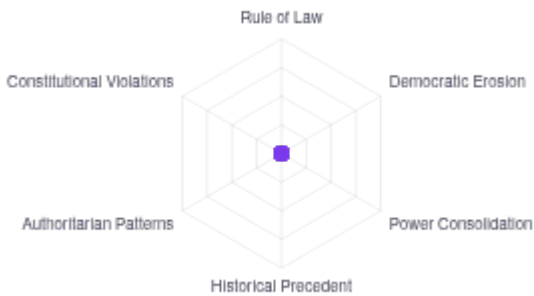
Executive Summary

This document shows moderate constitutional concerns with an overall threat score of 45/100. Key concerns include: Maintenance of nine active national emergency declarations regarding trade relationships, enabling instantaneous restoration of tariffs without legislative oversight or judicial review; Retention of emergency powers regarding Brazil, Russia, Cuba, and Iran while simultaneously claiming the specific IEEPA duties are no longer necessary, suggesting the emergencies are political tools rather than actual security threats.

Top Key Findings

- ✓ **[Rule of Law]** Arbitrary distinction between IEEPA tariffs (ended) and Section 232/301 tariffs (continued) creates unpredictable legal environment
- ✓ **[Rule of Law]** Vague implementation timeline ('as soon as practicable') undermines legal certainty
- ✓ **[Democratic Erosion]** Partial restoration of institutional forbearance by ending tariff actions, but preservation of emergency framework indicates continued constitutional hardball

Framework Scores



Rule of Law	<div style="width: 0%;"></div>	0
Democratic Erosion	<div style="width: 0%;"></div>	0
Power Consolidation	<div style="width: 0%;"></div>	0
Historical Precedent	<div style="width: 0%;"></div>	0
Authoritarian Patterns	<div style="width: 0%;"></div>	0
Constitutional Violations	<div style="width: 0%;"></div>	0

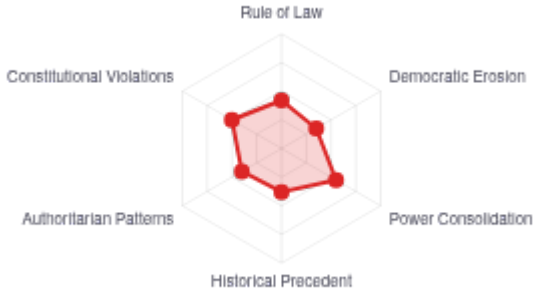
Executive Summary

This document shows moderate constitutional concerns with an overall threat score of 65/100. Key concerns include: The consolidation of power through unilateral executive actions without legislative oversight.; The imposition of tariffs using IEEPA without legislative oversight..

Top Key Findings

- ✓ **[Rule of Law]** The order could undermine the rule of law by circumventing legislative processes and checks.
- ✓ **[Rule of Law]** The declaration of national emergencies and imposition of duties might bypass existing legal frameworks.
- ✓ **[Democratic Erosion]** The order could signify democratic erosion by bypassing legislative processes and consolidating power within the executive branch.

Framework Scores



Rule of Law	<div><div style="width: 42%;"></div></div>	42
Democratic Erosion	<div><div style="width: 35%;"></div></div>	35
Power Consolidation	<div><div style="width: 55%;"></div></div>	55
Historical Precedent	<div><div style="width: 38%;"></div></div>	38
Authoritarian Patterns	<div><div style="width: 40%;"></div></div>	40
Constitutional Violations	<div><div style="width: 50%;"></div></div>	50

Executive Summary

The analysis across various frameworks reveals significant concerns regarding executive overreach and the potential erosion of democratic norms. The reliance on emergency powers to regulate trade and impose tariffs suggests a troubling trend towards consolidating power within the executive branch, undermining constitutional governance and the rule of law.

Top Key Findings

- ✓ **[Rule of Law]** The executive order raises concerns about adherence to the rule of law by prioritizing emergency measures over standard legislative processes.
- ✓ **[Rule of Law]** The vague definitions of 'national emergencies' can lead to arbitrary decision-making.
- ✓ **[Democratic Erosion]** The ongoing use of emergency powers reflects a potential erosion of democratic norms and processes.

Framework Scores



Rule of Law	52
Democratic Erosion	38
Power Consolidation	58
Historical Precedent	50
Authoritarian Patterns	42
Constitutional Violations	45

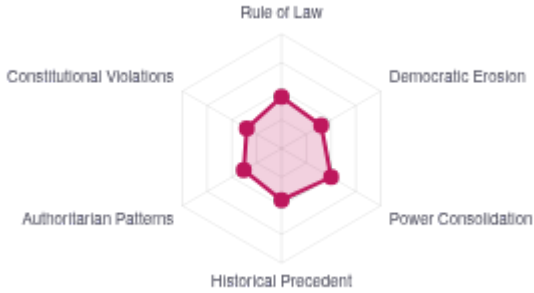
Executive Summary

While EO 14389 nominally 'ends' certain tariffs, its primary threat lies in the 'ratchet effect' of executive power. By terminating the duties but explicitly maintaining the underlying 'National Emergencies,' the Executive preserves the legal infrastructure to re-impose unilateral control at any moment. The document reveals a governance pattern where the International Emergency Economic Powers Act (IEEPA) is no longer used for 'extraordinary' events but as a standard tool for managing foreign policy and trade deficits, effectively stripping Congress of its Article I powers over international commerce. The high number of cited emergency orders indicates a systemic shift toward decree-based governance.

Top Key Findings

- ✓ **[Rule of Law]** Exclusion of judicial review or private rights of action
- ✓ **[Rule of Law]** Vague definitions of 'unusual and extraordinary threats' to justify economic intervention
- ✓ **[Democratic Erosion]** Marginalization of Congress in trade and economic policy

Framework Scores



Rule of Law	<div style="width: 45%;"></div>	45
Democratic Erosion	<div style="width: 40%;"></div>	40
Power Consolidation	<div style="width: 50%;"></div>	50
Historical Precedent	<div style="width: 45%;"></div>	45
Authoritarian Patterns	<div style="width: 38%;"></div>	38
Constitutional Violations	<div style="width: 35%;"></div>	35

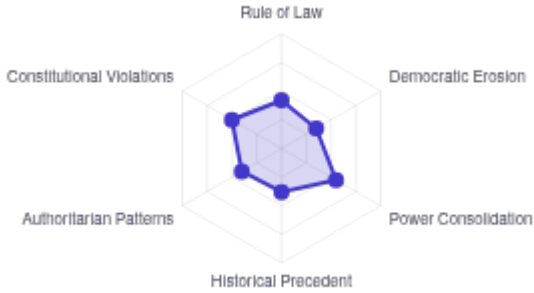
Executive Summary

This document represents a moderate threat to democratic norms through its normalization of emergency powers for routine policy. While the specific action (removing tariffs) is not inherently authoritarian, it operates within a framework of executive overreach established by the previous orders it references. The most concerning pattern is the systematic use of IEEPA and national emergency declarations for trade policy, which circumvents Congressional authority, weakens institutional checks, and establishes dangerous precedents. The document reveals a governance pattern where the executive treats emergency powers as routine policy tools rather than exceptional measures, contributing to democratic erosion through executive aggrandizement.

Top Key Findings

- ✓ **[Rule of Law]** Instrumental use of emergency powers
- ✓ **[Rule of Law]** Potential abuse of statutory authority
- ✓ **[Democratic Erosion]** Executive aggrandizement through emergency powers

Framework Scores



Rule of Law	<div style="width: 42%;"></div>	42
Democratic Erosion	<div style="width: 35%;"></div>	35
Power Consolidation	<div style="width: 55%;"></div>	55
Historical Precedent	<div style="width: 38%;"></div>	38
Authoritarian Patterns	<div style="width: 40%;"></div>	40
Constitutional Violations	<div style="width: 50%;"></div>	50

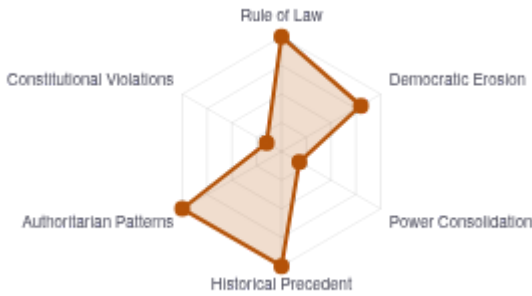
Executive Summary

The order reduces immediate trade restrictions but maintains constitutional concerns by preserving emergency frameworks originally used to bypass Congress. While tariff termination mitigates immediate threats, the perpetuation of emergency declarations for routine policy matters demonstrates institutional erosion. The pattern of using national security authorities for economic goals creates dangerous precedents for executive overreach, though current actions partially restore normalcy.

Top Key Findings

- ✓ **[Rule of Law]** Inconsistent application of emergency powers to non-emergency situations
- ✓ **[Rule of Law]** Lack of judicial/congressional review mechanisms for emergency declarations
- ✓ **[Democratic Erosion]** Weakening of institutional checks via repeated emergency declarations

Framework Scores



Rule of Law	<div style="width: 100%;"><div style="width: 100%;"></div></div>	100
Democratic Erosion	<div style="width: 80%;"><div style="width: 80%;"></div></div>	80
Power Consolidation	<div style="width: 18%;"><div style="width: 18%;"></div></div>	18
Historical Precedent	<div style="width: 100%;"><div style="width: 100%;"></div></div>	100
Authoritarian Patterns	<div style="width: 100%;"><div style="width: 100%;"></div></div>	100
Constitutional Violations	<div style="width: 15%;"><div style="width: 15%;"></div></div>	15

Executive Summary

Executive Order 14389 is fundamentally a deescalatory trade policy instrument that terminates IEEPA-based tariffs across multiple trading relationships. Analyzed across all six frameworks, it presents minimal direct threat to democratic governance or constitutional order. The order follows standard administrative law procedures, cites established statutory authority, operates through normal interagency channels, and is published transparently in the Federal Register. The most analytically significant concern is not found within this order itself but in the broader policy ecosystem it references: nine prior emergency declarations remain in effect, additional trade restrictions (Section 232, Section 301, import surcharge, de minimis suspension) are explicitly preserved, and the legal infrastructure for rapid reimposition of IEEPA tariffs is fully retained. This suggests the order represents a tactical reconfiguration of executive trade leverage rather than a genuine relinquishment of emergency economic power. Under Levitsky and Ziblatt's framework, this order shows no indicators of democratic erosion. Under power consolidation analysis, the retention of emergency declarations and parallel trade tools warrants monitoring as part of a broader pattern. Under rule-of-law analysis, the order is fully compliant. The aggregate threat score of 12 reflects that this specific document, evaluated on its own terms, is a routine administrative action within the normal range of executive trade policy, even if the broader context of IEEPA normalization deserves ongoing scholarly and legislative attention.

Top Key Findings

- ✓ **[Rule of Law]** The order is published in the Federal Register with full citation of statutory authority, consistent with the Administrative Procedure Act and standard rule-of-law norms.
- ✓ **[Rule of Law]** It directs implementation 'consistent with applicable law,' explicitly acknowledges appropriations constraints, and preserves agency legal authority.
- ✓ **[Democratic Erosion]** Under Levitsky and Ziblatt's framework, democratic erosion typically involves rejection of democratic rules, denial of legitimacy of opponents, toleration of violence, and readiness to curtail civil liberties. This order exhibits none of these indicators.

Consensus Analysis

Where models agree and disagree across the 10 analyses.

✓ Areas of Agreement (<10pt spread)

No frameworks had close agreement (<10pt spread).

⚠ Areas of Disagreement (≥10pt spread)

⚠ Rule of Law	Range: 0–100 — Spread: 100pts High variance between models
⚠ Historical Precedent	Range: 0–100 — Spread: 100pts High variance between models
⚠ Authoritarian Patterns	Range: 0–100 — Spread: 100pts High variance between models
⚠ Democratic Erosion	Range: 0–80 — Spread: 80pts High variance between models
⚠ Constitutional Violations	Range: 0–80 — Spread: 80pts High variance between models
⚠ Power Consolidation	Range: 0–58 — Spread: 58pts High variance between models

📋 Consolidated Recommendations

Merged and deduplicated across all 10 models — prioritized by how many models suggested each.

Academic and policy analysts should monitor the February 20, 2026 Import Surcharge Proclamation and de minimis suspension order — both explicitly preserved by this order — as the more substantively consequential trade policy instruments currently in effect.

Suggested by 1 model: **claude-sonnet-4.6**

Congress should clarify and limit emergency power use for trade matters

Suggested by 1 model: **deepseek-v3.2**

Congress should exercise oversight regarding the continued national emergency declarations that now lack their primary operational mechanisms

Suggested by 1 model: **glm-5**

Congress should pass legislation requiring automatic emergency expiration after 120 days without renewal

Suggested by 1 model: **deepseek-r1-0528**

Congress should review and potentially renew or terminate underlying national emergencies periodically.

Suggested by 1 model: **grok-4-fast**

Congress should review the necessity of maintaining multiple trade-related emergency declarations

Suggested by 1 model: **qwen3.5-397b-a17b**