

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 COMMITTEE SUBSTITUTE  
4 FOR ENGROSSED  
5 SENATE JOINT  
6 RESOLUTION NO. 11

By: Brogdon, Jolley and Newberry of the  
Senate

and

Dank of the House

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9 COMMITTEE SUBSTITUTE

10 A Joint Resolution rescinding applications by the Legislature to the United  
11 States Congress to call a constitutional convention; and directing distribution.

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14 WHEREAS, the Legislature of the State of Oklahoma, acting with the best of intentions, has, at  
15 various times and during various sessions, previously made applications to the Congress of the United  
16 States of America to call one or more conventions to propose either a single amendment concerning a  
17 specific subject or to call a general convention to propose an unspecified and unlimited number of  
18 amendments to the United States Constitution, pursuant to the provisions of Article V thereof; and

19 WHEREAS, Warren E. Burger, former Chief Justice of the United States Supreme Court, Arthur  
20 J. Goldberg, former Justice of the United States Supreme Court, and other leading constitutional  
21 scholars agree that such a convention may propose sweeping changes to the Constitution, any  
22 limitations or restrictions to the contrary imposed by the states in applying for such a convention  
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1 notwithstanding, thereby creating an imminent peril to the well-established rights of the citizens and  
2 the duties of various levels of government; and

3 WHEREAS, the Constitution of the United States of America has been amended many times in  
4 the history of this nation and may be amended many more times, without the need to resort to a  
5 constitutional convention, and has been interpreted for more than 200 years and has been found to be a  
6 sound document which protects the lives and liberties of the citizens; and

7 WHEREAS, there is no need for, and in fact, there is great danger in, a new constitution or in  
8 opening the Constitution to sweeping changes, the adoption of which would only create legal chaos in  
9 this nation and only begin the process of another two centuries of litigation over its meaning and  
10 interpretation.

11 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF  
12 REPRESENTATIVES OF THE 1ST SESSION OF THE 52ND OKLAHOMA LEGISLATURE:

13 SECTION 1. The Legislature does hereby rescind, repeal, cancel, nullify and supersede to the  
14 same effect as if they had never been passed, any and all extant applications by the Legislature to the  
15 Congress of the United States of America to call a convention to propose amendments to the  
16 Constitution of the United States of America pursuant to the terms of Article V thereof, regardless of  
17 when or by which session or sessions of the Legislature such applications were made and regardless of  
18 whether such applications were for a limited convention to propose one or more amendments regarding  
19 one or more specific subjects and purposes or for a general convention to propose an unlimited number  
20 of amendments upon an unlimited number of subjects.

21 SECTION 2. The Legislature urges the legislatures of each and every state which has applied to  
22 Congress to call a convention for either a general or a limited constitutional convention to repeal and  
23 withdraw such applications.  
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1 SECTION 3. A copy of this resolution shall be distributed to the Secretary of State, to the  
2 presiding officers of both houses of the legislatures of each state in the Union, to the President of the  
3 United States Senate, to the Speaker of the United States House of Representatives, to all members of  
4 the Oklahoma Congressional Delegation and to the Administrator of the United States General  
5 Services Administration.

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7 52-1-7615 LRB 04/02/09  
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