

THE HOUSE OF REPRESENTATIVES
Monday, April 6, 2009

Committee Substitute for
ENGROSSED
Senate Joint
Resolution No. 11

COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE JOINT RESOLUTION NO.
11 - By: BROGDON, JOLLEY AND NEWBERRY of the Senate and DANK of the House.

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

1 WHEREAS, the Legislature of the State of Oklahoma, acting with the best of
2 intentions, has, at various times and during various sessions, previously made
3 applications to the Congress of the United States of America to call one or more
4 conventions to propose either a single amendment concerning a specific subject or to call
5 a general convention to propose an unspecified and unlimited number of amendments to
6 the United States Constitution, pursuant to the provisions of Article V thereof; and
7 WHEREAS, Warren E. Burger, former Chief Justice of the United States Supreme
8 Court, Arthur J. Goldberg, former Justice of the United States Supreme Court, and other
9 leading constitutional scholars agree that such a convention may propose sweeping
10 changes to the Constitution, any limitations or restrictions to the contrary imposed by
11 the states in applying for such a convention notwithstanding, thereby creating an

1 imminent peril to the well-established rights of the citizens and the duties of various
2 levels of government; and

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

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

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

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

1 one or more specific subjects and purposes or for a general convention to propose an
2 unlimited number of amendments upon an unlimited number of subjects.

3 SECTION 2. The Legislature urges the legislatures of each and every state which
4 has applied to Congress to call a convention for either a general or a limited
5 constitutional convention to repeal and withdraw such applications.

6 SECTION 3. A copy of this resolution shall be distributed to the Secretary of State,
7 to the presiding officers of both houses of the legislatures of each state in the Union, to
8 the President of the United States Senate, to the Speaker of the United States House of
9 Representatives, to all members of the Oklahoma Congressional Delegation and to the
10 Administrator of the United States General Services Administration.

11 COMMITTEE REPORT BY: COMMITTEE ON RULES, dated 04-02-09 - DO PASS, As
12 Amended.