

1 STATE OF OKLAHOMA

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

3 HOUSE JOINT
4 RESOLUTION 1004

By: Wright (John)

5
6 AS INTRODUCED

7
8 A Joint Resolution relating to a federal
9 constitutional convention; rescinding, repealing,
10 canceling, voiding and superseding any and all extant
11 applications by the Legislature of the State of
12 Oklahoma heretofore made during any session thereof
13 to the Congress of the United States of America to
14 call a convention pursuant to the terms of Article V
15 of the United States Constitution for proposing one
16 or more amendments to that Constitution; urging the
17 legislatures of other states to do the same; and
18 directing distribution.

19
20 WHEREAS, the Legislature of the State of Oklahoma, acting with
21 the best of intentions, has, at various times, and during various
22 sessions, previously made applications to the Congress of the United
23 States of America to call one or more conventions to propose either
24 a single amendment concerning a specific subject or to call a
general convention to propose an unspecified and unlimited number of
amendments to the United States Constitution, pursuant to the
provisions of Article V thereof; and

WHEREAS, leading constitutional scholars agree that such a
convention may propose sweeping changes to the Constitution, any

1 limitations or restrictions purportedly imposed by the states in
2 applying for such a convention or conventions to the contrary
3 notwithstanding, thereby creating an imminent peril to the well-
4 established rights of the citizens and the duties of various levels
5 of government; and

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

12 WHEREAS, there is not need for, rather, there is great danger
13 in, a new Constitution or in opening the Constitution to sweeping
14 changes, the adoption of which would only create legal chaos in this
15 nation and only begin the process of another two centuries of
16 litigation over its meaning and interpretation.

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

19 THAT the Legislature does hereby rescind, repeal, cancel,
20 nullify, and supersede to the same effect as if they had never been
21 passed, any and all extant applications by the Legislature of the
22 State of Oklahoma to the Congress of the United States of America to
23 call a convention to propose amendments to the Constitution of the
24 United States of America, pursuant to the terms of Article V

1 thereof, regardless of when or by which session or sessions of the
2 Oklahoma Legislature such applications were made and regardless of
3 whether such applications were for a limited convention to propose
4 one or more amendments regarding one or more specific subjects and
5 purposes or for a general convention to propose an unlimited number
6 of amendments upon an unlimited number of subjects.

7 THAT the Legislature of the State of Oklahoma urges the
8 legislatures of each and every state which has applied to Congress
9 to call a convention for either a general or a limited
10 constitutional convention, to repeal and withdraw such applications.

11 THAT copies of this resolution be dispatched to the Secretary of
12 the United States Senate, to the Clerk of the United States House of
13 Representatives, and to the Oklahoma Congressional Delegation.

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15 52-1-5944 SD 01/06/09

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