



# SENATE JOINT RESOLUTION 36: Convention of the States.

2017-2018 General Assembly

<b>Committee:</b>	House Judiciary IV	<b>Date:</b>	June 28, 2017
<b>Introduced by:</b>	Sens. Sanderson, Hise, Tucker	<b>Prepared by:</b>	Kara McCraw Staff Attorney
<b>Analysis of:</b>	First Edition		

**OVERVIEW:** *Senate Joint Resolution 36 would request that Congress call an Article V Convention for proposing amendments to the United State Constitution.*

[As introduced, this bill was identical to H44, as introduced by Reps. Bert Jones, Millis, Riddell, Setzer, which is currently in House Judiciary I.]

**CURRENT LAW:** Article V of the United States Constitution provides that the federal Constitution can be amended in the following ways:

For proposal of amendments:

- Two-thirds of Congress can propose amendments, or
- Two-thirds of state legislatures (34 states) can request that Congress call a convention for proposing amendments. (Article V Convention)

Ratification of amendments may be made by either:

- Three-fourths of state legislatures (38 states), or
- Three-fourths of state conventions.

**BILL ANALYSIS:** SJR 36 would request that Congress call an Article V convention for proposing amendments to the United State Constitution on:

- Imposing fiscal restraints on the federal government.
- Limiting the power and jurisdiction of the federal government.
- Limiting the terms of office for federal government officials and for members of Congress.

The application for a convention would continue until its expiration on December 31, 2026. The North Carolina Secretary of State would be required to transmit the application to the President of the United State, the Secretary of the United States Senate, the Speaker and Clerk of the United States House of Representatives, the members of North Carolina's congressional delegation, and the presiding officers of all state legislatures in the several States requesting their cooperation.

**EFFECTIVE DATE:** SJR 36 would become effective on ratification.

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