

House Joint Resolution 2001 - Introduced

HOUSE JOINT RESOLUTION 2001
BY SALMON

HOUSE JOINT RESOLUTION

1 A Joint Resolution rescinding all previous requests by the
2 general assembly of the state of Iowa for the United States
3 Congress to call a federal constitutional convention
4 pursuant to Article V of the United States Constitution.

5 WHEREAS, the constitutional convention of 1787 was initially
6 convened to make revisions to the Articles of Confederation
7 and that convention decided instead to discard the Articles
8 of Confederation entirely and create a new system of
9 government; and

10 WHEREAS, the United States Constitution has served as the
11 cornerstone of American liberty since its creation in 1787 and
12 was the first written national constitution to set forth a
13 system of separation of powers and to ensure that the rights of
14 minority groups could not be easily trampled upon by the will
15 of the majority; and

16 WHEREAS, the United States Constitution has proven to be
17 resilient and a subsequent constitutional convention has not
18 been held since 1787; and

19 WHEREAS, Article V of the United States Constitution
20 requires the Congress of the United States to convene a
21 constitutional convention upon the application of two-thirds of
22 the several states; and

23 WHEREAS, the general assembly of the state of Iowa has, at
24 various times, previously made applications to the Congress of
25 the United States of America to call a convention to propose
26 amendments concerning specific subjects to the United States
27 Constitution, pursuant to Article V; and

28 WHEREAS, over the course of time, the will of the people of
29 the state of Iowa may have changed relating to these previous
30 resolutions; and

31 WHEREAS, the general assembly of the State of Iowa is aware

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32 that other state legislatures have made applications requesting
33 that Congress call a constitutional convention; and

34 WHEREAS, the general assembly of the state of Iowa no
35 longer supports its previous resolutions which request that
36 Congress call a constitutional convention, all of which
37 were adopted many decades ago; and does not wish for these
38 resolutions to be included with applications made by other
39 state legislatures; NOW THEREFORE,

40 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 That the general assembly of the state of Iowa rescinds
2 all prior applications to the Congress of the United States
3 of America to call a convention pursuant to Article V of the
4 United States Constitution, including but not limited to all of
5 the following:

- 6 1. Joint resolution no. 3 of the 30th general assembly
7 (1904).
- 8 2. Senate joint resolution no. 2 of the 32nd general assembly
9 (1907).
- 10 3. House joint resolution no. 9 of the 33rd general assembly
11 (1909).
- 12 4. House concurrent resolution no. 15 of the 49th general
13 assembly (1941).
- 14 5. House concurrent resolution no. 26 of the 50th general
15 assembly (1943).
- 16 6. Senate concurrent resolution no. 11 of the 54th general
17 assembly (1951).
- 18 7. Senate concurrent resolution no. 13 of the 63rd general
19 assembly (1969).
- 20 8. House joint resolution no. 1 of the 64th general assembly,
21 1971 Acts, chapter 289.
- 22 9. Senate joint resolution no. 1 of the 68th general
23 assembly, 1979 Acts, chapter 172; and

24 BE IT FURTHER RESOLVED, That the general assembly of the
25 State of Iowa urges each state legislature which has requested
26 Congress to call a constitutional convention to withdraw such
27 applications; and

28 BE IT FURTHER RESOLVED, That copies of this resolution be
29 sent to the President and the Secretary of the United States
30 Senate, the Speaker and the Clerk of the United States House
31 of Representatives, and members of the Iowa congressional
32 delegation.

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EXPLANATION

34 The inclusion of this explanation does not constitute agreement with
35 the explanation's substance by the members of the general assembly.

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1 This joint resolution rescinds all prior applications by the
2 Iowa general assembly to the Congress of the United States to
3 call a constitutional convention pursuant to Article V of the
4 United States Constitution.