

State of South Dakota

NINETY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2016

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HOUSE JOINT RESOLUTION NO. 1002

Introduced by: Representatives Latterell, Craig, Haugaard, Heinemann (Leslie), Qualm, Stalzer, and Wiik and Senators Curd, Heineman (Phyllis), Holien, Jensen (Phil), and Rempelberg

1 A JOINT RESOLUTION, To apply for a Convention of the States under Article V of the
2 Constitution of the United States.

3 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF SOUTH
4 DAKOTA, THE SENATE CONCURRING THEREIN:

5 WHEREAS, the founders of the Constitution empowered state legislators to be guardians
6 of liberty against the future abuses of power by the federal government; and

7 WHEREAS, the federal government has created a crushing national debt through improper
8 and imprudent spending; and

9 WHEREAS, the federal government has invaded the legitimate roles of the state through the
10 manipulative process of federal mandates, most of which are unfunded to a great extent; and

11 WHEREAS, the federal government has ceased to live under a proper interpretation of the
12 Constitution of the United States; and

13 WHEREAS, it is the solemn duty of the states to protect the liberty of our people,
14 particularly for the generations to come, by proposing amendments to the Constitution of the



1 United States through a Convention of the States under Article V for the purpose of restraining
2 these and related abuses of power:

3 NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the Ninety-
4 First Legislature of the State of South Dakota, the Senate concurring therein, that the Legislature
5 of the State of South Dakota hereby applies to Congress, under the provisions of Article V of
6 the Constitution of the United States, for the calling of a Convention of the States limited to
7 proposing amendments to the Constitution of the United States that impose fiscal restraints on
8 the federal government, limit the power and jurisdiction of the federal government, and limit
9 the terms of office for its officials and members of Congress; and

10 BE IT FURTHER RESOLVED, that the Secretary of State is hereby directed to transmit
11 copies of this application to the President and Secretary of the United States Senate and to the
12 Speaker and Clerk of the United States House of Representatives; and copies to the members
13 of the Senate and House of Representatives from this State; and also to transmit copies to the
14 presiding officers of each of the legislative houses in the several States, requesting their
15 cooperation; and

16 BE IT FURTHER RESOLVED, that this application constitutes a continuing application
17 in accordance with Article V of the Constitution of the United States until the legislatures of at
18 least two-thirds of the several states have made applications on the same subject.