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ONE HUNDRED FOURTEENTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON THE JUDICIARY

2138 RAYBURN HOUSE OFFICE BUILDING

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October 3, 2016

The Honorable Karen Haas
Clerk of the U.S. House of Representatives
U.S. Capitol, Room H154
Washington, D.C. 20515

Dear Madam Clerk,

Pursuant to section 3(c) of House Resolution 5 (114th Congress), I hereby designate the attached Memorial from the State of Kansas, received by the House of Representatives in the year 1970, as purporting to be a rescission of a prior application of the State legislature calling for a convention for proposing amendments to the Constitution of the United States pursuant to Article V, and request that you make it publicly available.

Sincerely,



Bob Goodlatte

Chairman

Jud
M-355

HOUSE CONCURRENT RESOLUTION No. 1081

A CONCURRENT RESOLUTION rescinding the action of the legislature of the state of Kansas memorializing congress to call conventions for the purpose of proposing amendments to the constitution of the United States.

WHEREAS, The legislature in adopting senate concurrent resolution No. 4 on January 31, 1963, memorialized congress to call a convention for the purpose of amending the constitution of the United States in regard to restricting or limiting any state in the apportionment of representation in its legislature and in regard to the prevention of the judicial power of the United States extending to any suit in law or equity to any controversy relating to apportionment of representation in the state legislature, and such resolution is now moot in that the house of representatives and senate of the legislature of the state of Kansas have already been apportioned since the adoption of such resolution, and the senate and house of representatives of the legislature of the state of Kansas are preparing to reapportion in the 1971 legislative session; and

WHEREAS, The legislature of the state of Kansas in adopting senate concurrent resolution No. 3 on January 31, 1963, memorialized congress to call a convention for the purpose of amending the constitution of the United States to provide a change in the procedure for amending said constitution and such amendment to the constitution of the United States may be proposed without the necessity of calling a constitutional convention which might relegate to itself the power to rewrite the constitution of the United States; and

WHEREAS, The legislature of the state of Kansas in adopting senate concurrent resolution No. 23 on April 1, 1963, petitioned congress to call a convention for proposing an amendment to the constitution of the United States to provide for the election of the president and vice-president in a manner fair and just to the people of the United States, and such amendment to the United States constitution could be proposed without the necessity of calling a constitutional convention which might relegate to itself the power to rewrite the United States constitution, and

WHEREAS, The legislature of the state of Kansas in adopting senate concurrent resolution No. 1 on January 27, 1965, applied to congress to call a convention for the purpose of proposing an amendment to the constitution of the United States in regard to allowing states which have a bicameral legislature to apportion the membership of one house of such legislature on factors other than population, and removing any restrictions or limitations on a state in its determination of how membership of governing bodies of its subordinate units shall be apportioned, and such amendment to the United States constitution could be proposed without the necessity of calling a constitutional convention which might relegate to itself the power to rewrite the United States constitution: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That the legislature rescind its action on January 31, 1963, by which it adopted senate concurrent resolutions Nos. 3 and 4, and rescind its action of April 1, 1963, by which it adopted senate concurrent resolution No. 23 and

HOUSE CONCURRENT RESOLUTION No. 1081—page 2

rescind its action of January 27, 1965, by which it adopted senate concurrent resolution No. 1, and

Be it further resolved, That duly attested copies of this resolution be immediately transmitted by the secretary of state to the secretary of the senate of the United States, to the clerk of the house of representatives of the United States, to each member of the congress from this state, and to the legislatures of all other states of the United States.

I hereby certify that the above CONCURRENT RESOLUTION originated in the HOUSE, and was adopted by that body

February 10, 1970

HOUSE concurred in
SENATE amendments

March 12, 1970

Carl Albert
Speaker of the House.

W. H. Clegg
Chief Clerk of the House.

Adopted by the SENATE
as amended

March 11, 1970

James H. Buckley
President of the Senate.

Ralph E. Zarker
Secretary of the Senate.

ATTEST:

Edwill M. Shanahan
Secretary of State

