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ONE HUNDRED FOURTEENTH CONGRESS

# Congress of the United States

## House of Representatives

COMMITTEE ON THE JUDICIARY

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WASHINGTON, DC 20515-6216

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<http://www.house.gov/judiciary>

September 27, 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 (114<sup>th</sup> Congress), I hereby designate the attached Memorial from the State of Florida, received by the House of Representatives in the year 1971, as purporting to be an 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

# State of Florida

## Department of State



I, Richard (Dick) Stone, Secretary of State of the State of Florida,  
Do Hereby Certify That the above and foregoing is a true and correct copy of  
House Concurrent Resolution No. 1-B, adopted by the Florida  
Legislature in Special Session 1971, as shown by the records of  
this office.

Given under my hand and the Great Seal of the  
State of Florida at Tallahassee, the Capital,  
this the Eighth day of February  
A.D. 1971.



*Richard (Dick) Stone*

Secretary of State

HOUSE CONCURRENT RESOLUTION NO. 1-B

1  
2  
3  
4 A concurrent resolution making application  
5 to the Congress of the United States to call  
6 a convention for the sole and exclusive purpose  
7 of proposing to the several states a consti-  
8 tutional amendment providing for sharing by  
9 state and local governments of federal income  
10 tax revenues;

11 WHEREAS, a resolution of our nation's myriad and  
12 diverse problems is contingent upon a viable partnership  
13 between the federal government and strengthened state  
14 governments, and

15 WHEREAS, the federal government, by its extensive  
16 reliance on the graduated income tax as a revenue source,  
17 has virtually preempted the use of this source from state  
18 and local governments, thereby creating a disabling  
19 fiscal imbalance between the federal government and  
20 the state and local governments, and

21 WHEREAS, increasing demands upon state and local  
22 governments for essential public services have compelled  
23 the states to rely heavily on highly regressive and  
24 inelastic consumer taxes and property taxes, and

25 WHEREAS, federal revenues based predominantly  
26 on income taxes increase significantly faster than  
27 economic growth, while state and local revenues based  
28 heavily on sales and property taxes do not keep pace  
29 with economic growth, and

1-B

1           WHEREAS, the fiscal crisis at state and local  
2 levels has become the overriding problem of inter-  
3 governmental relations and of continuing a viable  
4 federal system, and

5           WHEREAS, the evident solution to this problem  
6 is a meaningful sharing of federal income tax resources,  
7 and

8           WHEREAS, the United States Congress, despite  
9 the immediate and imperative need therefor, has failed  
10 to enact acceptable revenue sharing legislation, and

11           WHEREAS, in the event of such congressional  
12 inaction, Article V of the Constitution of the United  
13 States grants to the states the right to initiate  
14 constitutional change by applications from the legis-  
15 latures of two-thirds of the several states to the  
16 Congress, calling for a constitutional convention, and

17           WHEREAS, the Congress of the United States is  
18 required by the Constitution to call such a convention  
19 upon the receipt of applications from the legislatures  
20 of two-thirds of the several states,

21 NOW, THEREFORE,

22 Be It Resolved by the House of Representatives of the  
23 State of Florida, the Senate concurring:

24           That, pursuant to Article V of the Constitution  
25 of the United States, the legislature of the state of  
26 Florida does hereby make application to the Congress of  
27 the United States to call a convention for the sole and  
28 exclusive purpose of proposing to the several states a  
29 constitutional amendment which shall provide that a  
30 portion of the taxes on income levied by Congress  
31 pursuant to the sixteenth amendment of the Constitution

1 of the United States shall be made available each year  
2 to state governments and political subdivisions thereof,  
3 by means of direct allocation, tax credits, or both,  
4 without limiting directly or indirectly the use of such  
5 monies for any purpose not inconsistent with any other  
6 provision of the Constitution of the United States.

7 BE IT FURTHER RESOLVED that this application shall  
8 constitute a continuing application for such convention  
9 pursuant to Article V until the legislatures of two-thirds  
10 of the states shall have made like applications and such  
11 convention shall have been called by the Congress of the  
12 United States unless previously rescinded by this legis-  
13 lature, and

14 BE IT FURTHER RESOLVED that certified copies of  
15 this resolution be presented forthwith to the president of  
16 the United States senate and the speaker of the United  
17 States house of representatives and to the legislatures  
18 of each of the several states attesting the adoption of  
19 this resolution by the legislature of the state of Florida.

20  
21 *1-B*

22 Filed in Office Secretary of State February 3, 1971.  
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