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ONE HUNDRED FOURTEENTH CONGRESS

# Congress of the United States

## House of Representatives

COMMITTEE ON THE JUDICIARY

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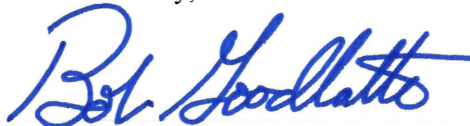
September 27, 2016

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 South Dakota, 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 SOUTH DAKOTA



## OFFICE OF THE SECRETARY OF STATE

### Department of State

United States of America, }  
State of South Dakota, } SECRETARY'S OFFICE

This is to certify that the attached instrument of writing is a true, correct and examined copy of House Joint Resolution No. 503 as passed by the Forty-sixth Legislative Session on February 17, 1971

and the whole thereof, and has been carefully compared with the original now on file in this office and found correct.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of South Dakota at the City of Pierre, the Capital, on this .....18th.... day of .....February....., 19.71.....

*Alma Larson*  
Secretary of State

By .....  
Assistant Secretary of State



HOUSE JOINT RESOLUTION

A JOINT RESOLUTION, Memorializing the Congress of the United States to amend the Constitution of the United States in accordance with article V of said Constitution.

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

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

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

WHEREAS, the fiscal crisis at state and local levels has become the overriding problem of intergovernmental relations and of continuing a viable federal system; and

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

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

WHEREAS, in the event of such congressional inaction, article V of the Constitution of the United States grants to the states the right to initiate constitutional change by applications from the Legislatures of 2/3 of the several states to the Congress, calling for a constitutional convention; and

WHEREAS, the Congress of the United States is required by the constitution to call such a convention upon the

receipt of applications from the Legislatures of 2/3 of the several states:

BE IT RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF SOUTH DAKOTA, THE SENATE CONCURRING THEREIN, that pursuant to article V of the Constitution of the United States, the Legislature of the state of South Dakota does hereby memorialize and make application to the Congress of the United States to call a convention for the sole and exclusive purpose of proposing to the several states a constitutional amendment which shall provide that a portion of the taxes on income levied by Congress pursuant to the sixteenth amendment of the Constitution of the United States shall be made available each year to state governments and political subdivisions thereof, by means of direct allocation, tax credits, or both, without limiting directly or indirectly the use of such moneys for any purpose not inconsistent with any other provision of the Constitution of the United States; and

BE IT FURTHER RESOLVED, that this application shall constitute a continuing application for such convention pursuant to article V until the Legislatures of 2/3 of the states shall have made like applications and such convention shall have been called by the Congress of the United States unless previously rescinded by this Legislature; and

BE IT FURTHER RESOLVED, that certified copies of this resolution shall be presented forthwith to the President of the Senate and the Speaker of the House of Representatives of the United States and to the Legislatures of each of the several states attesting the adoption of this resolution by the Legislature of the state of South Dakota.

Filed in the office of Secretary of State - February 17, 1971