URGING THE CONGRESS OF THE UNITED STATES TO CALL A CONVENTION
FOR PROPOSING AMENDMENTS PURSUANT TO ARTICLE V OF THE
UNITED STATES CONSTITUTION LIMITED TO PROPOSING AMENDMENTS
THAT IMPOSE FISCAL RESTRAINTS ON THE FEDERAL GOVERNMENT,
LIMIT THE POWER AND JURISDICTION OF THE FEDERAL GOVERNMENT,
AND LIMIT THE TERMS OF OFFICE FOR ITS OFFICIALS AND FOR
MEMBERS OF CONGRESS.

WHEREAS, Executive Orders by the President of the United
States have become a vehicle through which the President may
overstep the limits of the President's constitutional authority; and

WHEREAS, the concentration of power at the federal level
has had the effect of making federal officials less responsive
to the will of the people and more readily influenced by
lobbyists, wealthy corporations, and special interests in
Washington, D.C.; and

WHEREAS, much of federal law is now enacted by federal
bureaucrats who were never chosen by the people and have no
accountability to the people whatsoever; and

WHEREAS, policy decisions made at the state level tend to
be more responsive to the needs and desires of the people; and

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

WHEREAS, the federal government has invaded the legitimate
roles of the states through the manipulative process of federal
mandates, many of which are unfunded to a great extent; and
WHEREAS, the states have the ability to restore the
responsiveness of government to the people and to restrain
abuses of federal power by proposing amendments to the
Constitution of the United States through a limited Convention
of the States under Article V; now, therefore,

BE IT RESOLVED by the Senate of the Twenty-ninth
Legislature of the State of Hawaii, Regular Session of 2017, the
House of Representatives concurring, that the Legislature urges
and applies to Congress under the provisions of Article V of the
Constitution of the United States for the calling of a
convention of the states, limited to proposing amendments to the
Constitution of the United States that impose fiscal restraints
on the federal government, limit the power and jurisdiction of
the federal government, and limit the terms of office for its
officials and for members of Congress; subject, however, to the
following reservations, understandings, and declarations:

(1) An application to the Congress of the United States to
call an amendment convention of the states pursuant to
Article V of the United States Constitution confers no
power to Congress other than the power to call such a
convention. The power of Congress to exercise this
ministerial duty consists solely of the authority to
name a reasonable time and place for the initial
meeting of a convention;

(2) Congress shall perform its ministerial duty of calling
an amendment convention of the states only upon the
receipt of applications for an amendment convention
for substantially the same purpose as this application
from two-thirds of the legislatures of the several
states;

(3) Congress does not have the power or authority to
determine any rules for the governing of an amendment
convention of the states pursuant to Article V of the
United States Constitution. Congress does not have
the power to set the number of delegates sent by any
state to such a convention, nor does it have the power
to name delegates to such a convention. The power to
name delegates remains exclusively within the
authority of the legislatures of the several states;
(4) By definition, an amendment convention of the states means that states shall vote on the basis of one state, one vote;

(5) A convention of the states convened pursuant to this application shall be limited to consideration of the topics specified herein and no other. This application is made with the express understanding that an amendment that in any way seeks to amend, modify, or repeal any provision of the Bill of Rights shall not be authorized for consideration at any stage. This application shall be void ab initio if ever used at any stage to consider any change to any provision of the Bill of Rights;

(6) Pursuant to Article V of the United States Constitution, Congress may determine whether proposed amendments shall be ratified by the legislatures of the several states or by special state ratification conventions. The Legislature of the State of Hawaii recommends that Congress select ratification by the legislatures of the several states; and

(7) The Legislature of the State of Hawaii may provide further instructions to its delegates and may recall its delegates at any time for a breach of duty or a violation of the instructions provided; and

BE IT FURTHER RESOLVED that certified copies of this Concurrent Resolution be transmitted to the Majority Leader and Secretary of the United States Senate, the Speaker and Clerk of the United States House of Representatives, and all members of the Legislature of the State of Hawaii; and also to the presiding officers of each of the legislative houses in each of the other forty-nine states, requesting their cooperation.

OFFERED BY: [Signature]