

By: Estes

S.J.R. No. 38

A JOINT RESOLUTION

1 rescinding each and every application made at any time by the Texas
2 Legislature to the United States Congress to call a national
3 convention under Article V of the United States Constitution for
4 proposing any amendment to that Constitution.

5 WHEREAS, Over the years, the Texas Legislature has approved
6 resolutions officially applying to the Congress of the United
7 States to call a convention, under the terms of Article V of the
8 Constitution of the United States, to offer various amendments to
9 that Constitution; and

10 WHEREAS, While no Article V amendatory convention has yet
11 taken place thus far in American history, nevertheless, there is a
12 very real possibility that one, or more than one, could be triggered
13 at some point in the future; and

14 WHEREAS, Regardless of their age, such past applications from
15 Texas lawmakers remain alive and valid until such time as they are
16 later formally rescinded; now, therefore, be it

17 RESOLVED, That the 85th Legislature of the State of Texas,
18 Regular Session, 2017, hereby officially rescinds, repeals,
19 revokes, cancels, voids, and nullifies any and all applications
20 from Texas legislators prior to the 85th Legislature, Regular
21 Session, 2017, that apply to the United States Congress for the
22 calling of a convention, pursuant to Article V of the United States
23 Constitution, regardless of how old such previous applications
24 might be, and irrespective of what subject matters such

1 applications pertained to; and, be it further

2 RESOLVED, That, in a manner which would furnish confirmation
3 of delivery and tracking while en route, the Texas secretary of
4 state shall transmit properly certified copies of this joint
5 resolution of rescission, pursuant to the Standing Rules of the
6 United States Senate (namely, Rule VII, paragraphs 4, 5, and 6), to
7 the vice president of the United States (in his capacity as
8 presiding officer of the United States Senate and addressed to him
9 at the office which he maintains inside the United States Capitol
10 Building); to the secretary and parliamentarian of the United
11 States Senate; and to both United States senators representing
12 Texas; accompanied by a cover letter to each addressee drawing
13 attention to the fact that it is the 85th Texas Legislature's
14 courteous, yet firm, request that the full and complete verbatim
15 text of this joint resolution be duly published in the United States
16 Senate's portion of the *Congressional Record* as an official
17 memorial to the United States Senate, and that this joint
18 resolution be referred to whichever committee or committees of the
19 United States Senate that would have appropriate jurisdiction in
20 this matter; and, be it further

21 RESOLVED, That, in a manner which would furnish confirmation
22 of delivery and tracking while en route, the Texas secretary of
23 state shall likewise transmit properly certified copies of this
24 joint resolution of rescission, pursuant to the Rules of the United
25 States House of Representatives (namely, Rule XII, clauses 3 and
26 7), to the speaker, clerk, and parliamentarian of the United States
27 House of Representatives; and to all members of the United States

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1 House of Representatives who represent districts in Texas; likewise
2 accompanied by a cover letter to each addressee drawing attention
3 to the fact that it is the 85th Texas Legislature's courteous, yet
4 firm, request that the substance of this joint resolution be
5 accurately summarized in the United States House of
6 Representatives' portion of the *Congressional Record* as an official
7 memorial to the United States House of Representatives, and that
8 this joint resolution be referred to whichever committee or
9 committees of the United States House of Representatives that would
10 have appropriate jurisdiction in this matter.