



# HOUSE JOINT RESOLUTION 233: Application for a Convention of the States.

2021-2022 General Assembly

<b>Committee:</b>	House Judiciary 4. If favorable, re-refer to Rules, Calendar, and Operations of the House	<b>Date:</b>	March 31, 2021
<b>Introduced by:</b>	Reps. Riddell, Bell, Hardister, Saine	<b>Prepared by:</b>	Sarah Pilon
<b>Analysis of:</b>	First Edition		Staff Attorney

**OVERVIEW:** *House Joint Resolution 233 would apply to the United States Congress for a Convention of the States to propose amendments to the United States Constitution to impose fiscal restraints, to limit the power and jurisdiction of the federal government, and to limit the terms of office for officials and members of Congress.*

**CURRENT LAW:** There are two methods for proposing amendments to the U.S. Constitution. The first occurs when both houses of Congress pass a proposed amendment by a two-thirds vote. The second is known as the "Article V Convention." Here, upon the application of two-thirds of the states (34 of 50 states), Congress must call a convention of the states to propose and consider amendments.

Ratification of amendments proposed by either method occurs upon three-fourths vote of the states (38 of 50 states) or three-fourths of state conventions.

**BILL ANALYSIS:** House Joint Resolution 233 would make an application to Congress to call an Article V Convention for proposing amendments to the U.S. Constitution to:

- Impose fiscal restraints on the federal government;
- Limit the power and jurisdiction of the federal government; and
- Limit the terms of office for federal government officials and members of Congress.

The application would continue until the legislatures of at least two-thirds of the states made applications of the same.

House Joint Resolution 233 would also require the Secretary of State to transmit copies of the application to the President, Secretary of the U.S. Senate, Speaker and Clerk of the U.S. House of Representatives, members of North Carolina's congressional delegation, and the presiding officers of all state legislatures requesting their cooperation.

**EFFECTIVE DATE:** This resolution would become effective upon ratification.

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