

By Senators Stargel and Benacquisto

15-00757-14

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1 Senate Memorial

2 A memorial to the Congress of the United States,
3 applying to Congress to call a convention for the sole
4 purpose of proposing an amendment to the Constitution
5 of the United States which requires a balanced federal
6 budget.

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8 WHEREAS, the Legislature of the State of Florida passed
9 Senate Concurrent Resolution 10 on April 21, 2010, and

10 WHEREAS, Senate Concurrent Resolution 10 made application
11 to Congress to call a convention for proposing amendments
12 pursuant to Article V of the Constitution of the United States
13 for two purposes: to achieve and maintain a balanced federal
14 budget and to control the ability of Congress and federal
15 executive agencies to dictate to states requirements for the
16 expenditure of federal funds, and

17 WHEREAS, the Legislature of the State of Florida desires to
18 conform to the single subject applications from Alabama, Alaska,
19 Arkansas, Colorado, Delaware, Indiana, Iowa, Kansas, Maryland,
20 Michigan, Mississippi, Missouri, Nebraska, Nevada, New
21 Hampshire, New Mexico, North Carolina, Ohio, Pennsylvania, and
22 Texas and limit its application to Congress for the sole purpose
23 of proposing an amendment to the Constitution of the United
24 States to require a balanced federal budget, NOW, THEREFORE,

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26 Be It Resolved by the Legislature of the State of Florida:

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28 (1) That the Legislature of the State of Florida hereby
29 applies to Congress, under Article V of the Constitution of the

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30 United States, to call a convention limited to proposing an
31 amendment to the Constitution requiring that, in the absence of
32 a national emergency, the total of all federal appropriations
33 made by the Congress for any fiscal year may not exceed the
34 total of all estimated federal revenues for that fiscal year,
35 together with any related and appropriate fiscal restraints.

36 (2) That this application is to be considered as covering
37 the same subject matter as the presently outstanding balanced
38 budget applications from other states and is to be aggregated
39 with the applications from those states for the purpose of
40 attaining the two-thirds number of states necessary to require
41 the calling of a convention, but may not be aggregated with
42 applications on any other subject calling for a constitutional
43 convention under Article V of the United States Constitution.

44 (3) That this application constitutes a continuing
45 application in accordance with Article V until the legislatures
46 of at least two-thirds of the states have made applications on
47 the same subject and supersedes all previous applications by
48 this Legislature on the same subject.

49 BE IT FURTHER RESOLVED that copies of this memorial be
50 dispatched to the President of the United States, to the
51 President of the United States Senate, to the Speaker of the
52 United States House of Representatives, and to each member of
53 the Florida delegation to the United States Congress.