

1 House Concurrent Resolution

2 A concurrent resolution applying to the Congress of
3 the United States to call a convention for the sole
4 purpose of proposing amendments to the Constitution of
5 the United States to set a limit on the number of
6 terms to which a person may be elected as a member of
7 the United States House of Representatives and to set
8 a limit on the number of terms to which a person may
9 be elected as a member of the United States Senate.

10
11 WHEREAS, a continuous and growing concern has been
12 expressed that the best interests of the nation will be served
13 by limiting the terms of members of Congress, and

14 WHEREAS, the voters of the State of Florida, by the
15 gathering of petition signatures, placed on the general election
16 ballot of 1992 a measure to limit the consecutive years of
17 service for several offices, including the offices of United
18 States Representative and United States Senator, and

19 WHEREAS, the voters of Florida incorporated this limitation
20 into the State Constitution as Section 4 of Article VI, by an
21 approval vote that exceeded 76 percent in the general election
22 of 1992, and

23 WHEREAS, in 1995, the United States Supreme Court ruled in
24 U.S. Term Limits, Inc. v. Thornton, 514 U.S. 779 (1995), a five-
25 to-four decision, that the individual states did not possess the

26 requisite authority to establish term limits, or additional
 27 qualifications, for persons elected to the United States House
 28 of Representatives or the United States Senate, and

29 WHEREAS, on February 10, 2016, the Legislature of the
 30 State of Florida passed House Memorial 417, which applied to
 31 Congress to call a convention for the purpose of proposing
 32 amendments to the Constitution of the United States to set a
 33 limit on the number of terms to which a person may be elected as
 34 a member of the United States House of Representatives and to
 35 set a limit on the number of terms to which a person may be
 36 elected as a member of the United States Senate, and

37 WHEREAS, the Legislature of the State of Florida intends to
 38 conform its application to the active applications for an
 39 Article V convention to propose amendments to set a limit on the
 40 number of terms to which a person may be elected as a member of
 41 the United States House of Representatives and to set a limit on
 42 the number of terms to which a person may be elected as a member
 43 of the United States Senate, made to Congress by the States of
 44 Alabama, Missouri, and Wisconsin, NOW, THEREFORE,

45
 46 Be It Resolved by the House of Representatives of the State of
 47 Florida, the Senate Concurring:

48
 49 (1) That the Legislature of the State of Florida applies
 50 to Congress, under Article V of the Constitution of the United

51 States, to call a convention for the sole purpose of proposing
52 amendments to the Constitution of the United States to set a
53 limit on the number of terms to which a person may be elected as
54 a member of the United States House of Representatives and to
55 set a limit on the number of terms to which a person may be
56 elected as a member of the United States Senate.

57 (2) That this application is to be considered as covering
58 the same subject matter as the presently outstanding
59 applications from other states to set a limit on the number of
60 terms to which a person may be elected as a member of the United
61 States House of Representatives and to set a limit on the number
62 of terms to which a person may be elected as a member of the
63 United States Senate and is to be aggregated with the
64 applications from those states for the purpose of attaining the
65 two-thirds number of states necessary to require the calling of
66 a convention, but may not be aggregated with applications on any
67 other subject calling for a constitutional convention under
68 Article V of the Constitution of the United States.

69 (3) That this application constitutes a continuing
70 application in accordance with Article V of the Constitution of
71 the United States until the legislatures of at least two-thirds
72 of the states have made applications on the same subject.

73 BE IT FURTHER RESOLVED that this concurrent resolution is
74 revoked and withdrawn, nullified, and superseded to the same
75 effect as if it had never been passed, and retroactive to the

76 | date of passage, if it is used for the purpose of calling a
77 | convention or used in support of conducting a convention to
78 | amend the Constitution of the United States with any agenda
79 | other than to propose amendments to the Constitution to set a
80 | limit on the number of terms to which a person may be elected as
81 | a member of the United States House of Representatives and to
82 | set a limit on the number of terms to which a person may be
83 | elected as a member of the United States Senate.

84 | BE IT FURTHER RESOLVED that copies of this application be
85 | dispatched to the President of the United States, to the
86 | President of the United States Senate, to the Speaker of the
87 | United States House of Representatives, to each member of the
88 | Florida delegation to the United States Congress, and to the
89 | presiding officer of each house of the legislature of each
90 | state.