

## HJR007S01 compared with HJR007

~~text~~ shows text that was in HJR007 but was deleted in HJR007S01.

text shows text that was not in HJR007 but was inserted into HJR007S01.

**DISCLAIMER:** This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative Kraig Powell proposes the following substitute bill:

### JOINT RESOLUTION CALLING FOR A BALANCED BUDGET AMENDMENT TO THE U.S. CONSTITUTION

2015 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Kraig Powell**

Senate Sponsor: ~~\_\_\_\_\_~~ Curtis S. Bramble

<u>Cosponsors:</u>	<u>Justin L. Fawson</u>	<u>Jeremy A. Peterson</u>
<u>Jacob L. Anderegg</u>	<u>Brian M. Greene</u>	<u>Dixon M. Pitcher</u>
<u>Stewart Barlow</u>	<u>Stephen G. Handy</u>	<u>Paul Ray</u>
<u>Melvin R. Brown</u>	<u>Timothy D. Hawkes</u>	<u>Scott D. Sandall</u>
<u>Scott H. Chew</u>	<u>Gregory H. Hughes</u>	<u>Mike Schultz</u>
<u>Kay J. Christofferson</u>	<u>Ken Ivory</u>	<u>V. Lowry Snow</u>
<u>Kim Coleman</u>	<u>John Knotwell</u>	<u>Jon E. Stanard</u>
<u>Bruce R. Cutler</u>	<u>Bradley G. Last</u>	<u>John R. Westwood</u>
<u>Rebecca P. Edwards</u>	<u>David E. Lifferth</u>	<u>Brad R. Wilson</u>
<u>Steve Eliason</u>	<u>Merrill F. Nelson</u>	

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### LONG TITLE

#### General Description:

This joint resolution of the Legislature calls for an Article V convention to propose a balanced budget amendment to the United States Constitution.

#### Highlighted Provisions:

This resolution:

- ▶ applies to Congress for the calling of a convention of the states, limited to proposing an amendment to the United States Constitution requiring that, in the absence of a national emergency, the total of all federal appropriations made by Congress for a specified period not exceed the total of all estimated federal revenues for that period, together with any related and appropriate fiscal restraints;
- ▶ requests that this application be considered as covering the same subject matter as the presently outstanding balanced budget applications from other states;
- ▶ requests that this application be aggregated with the outstanding balanced budget applications from the other states for the purpose of attaining the two-thirds of states necessary to require the calling of a convention, but not be aggregated with any applications on any other subject;
- ▶ intends that the application made in this resolution constitute a continuing application, in accordance with Article V of the United States Constitution, until the legislatures of at least two-thirds of the several states have made applications on the same subject; and
- ▶ intends that this application supersede all previous applications by the Legislature of the state of Utah on the same subject.

#### Special Clauses:

None

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*Be it resolved by the Legislature of the state of Utah:*

WHEREAS, under Article V of the Constitution of the United States, "The Congress, whenever two thirds of both houses shall deem it necessary, shall propose amendments to this Constitution, or, on the application of the legislatures of two thirds of the several states, shall call a convention for proposing amendments, which, in either case, shall be valid to all intents

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and purposes, as part of this Constitution, when ratified by the legislatures of three fourths of the several states, or by conventions in three fourths thereof"; and

WHEREAS, the Legislature of the state of Utah has determined that calling for a balanced budget amendment to the United States Constitution is in the best interest of the citizens of Utah and the citizens of the United States of America:

NOW, THEREFORE, BE IT RESOLVED that the Legislature of the state of Utah, by this resolution, and under the provisions of Article V of the United States Constitution, applies to Congress for the calling of a convention of the states limited to proposing an amendment to the Constitution of the United States requiring that, in the absence of a national emergency, the total of all federal appropriations made by Congress for a specified period may not exceed the total of all estimated federal revenues for that period, together with any related and appropriate fiscal restraints.

BE IT FURTHER RESOLVED, it is the intent of the Legislature of the state of Utah that the delegates to such convention are prohibited from considering any other amendment or change to the Constitution of the United States.

BE IT FURTHER RESOLVED that the Legislature of the state of Utah respectfully requests that this application be considered as covering the same subject matter as the presently outstanding balanced budget applications from other states, including, but not limited to, previously adopted applications from Alabama, Alaska, Arkansas, Colorado, Delaware, Florida, Georgia, Indiana, Iowa, Kansas, Louisiana, Maryland, Michigan, Mississippi, Missouri, Nebraska, Nevada, New Hampshire, New Mexico, North Carolina, Ohio, Pennsylvania, Tennessee, and Texas.

BE IT FURTHER RESOLVED that the Legislature of the state of Utah respectfully requests that this application be aggregated with the applications from those states for the purpose of attaining the two-thirds of states necessary to require the calling of a convention, but not be aggregated with any applications on any other subject.

BE IT FURTHER RESOLVED that the Legislature of the state of Utah intends that this application constitute a continuing application in accordance with Article V of the Constitution of the United States until the legislatures of at least two-thirds of the several states have made applications on the same subject; provided, however, that the Legislature retains the authority to rescind this resolution and thereby cancel this application at any time for any reason.

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BE IT FURTHER RESOLVED that the Legislature of the state of Utah intends that once the convention of the states applied for herein has been convened, the Legislature retains full authority, at its sole discretion, to immediately rescind and thereby cancel this application for convention, for any reason, including but not limited to, if the convention moves to consider or propose any amendment or change to the United States Constitution other than the amendment identified in this resolution.

BE IT FURTHER RESOLVED that the Legislature of the state of Utah intends that this application supersede all previous applications by the Legislature on the same subject.

BE IT FURTHER RESOLVED that copies of this resolution be sent to the Vice President of the United States, as President of the United States Senate, and to the Majority Leader of the United States Senate, the Speaker of the United States House of Representatives, and the members of Utah's congressional delegation.

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**Legislative Review Note**

~~as of 1-9-15 11:05 AM~~

~~Office of Legislative Research and General Counsel~~