

## SJR017S01 compared with SJR017

~~text~~ shows text that was in SJR017 but was deleted in SJR017S01.

text shows text that was not in SJR017 but was inserted into SJR017S01.

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Representative Ken Ivory proposes the following substitute bill:

### JOINT RESOLUTION RECOGNIZING THE 800TH ANNIVERSARY OF ~~THE~~ MAGNA CARTA

2015 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Howard A. Stephenson**

House Sponsor: ~~\_\_\_\_\_~~ Kim Coleman

Cosponsors:	Lyle W. Hillyard	Ralph Okerlund
J. Stuart Adams	David P. Hinkins	Aaron Osmond
Curtis S. Bramble	Jani Iwamoto	Brian E. Shiozawa
Allen M. Christensen	Alvin B. Jackson	Jerry W. Stevenson
Jim Dabakis	Scott K. Jenkins	Daniel W. Thatcher
Gene Davis	Peter C. Knudson	Stephen H. Urquhart
Margaret Dayton	Mark B. Madsen	Kevin T. Van Tassell
Luz Escamilla	Karen Mayne	Evan J. Vickers
Wayne A. Harper	Ann Millner	Todd Weiler
Deidre M. Henderson	Wayne L. Niederhauser	

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### LONG TITLE

#### General Description:

This joint resolution of the Legislature recognizes the 800th anniversary of ~~the~~ Magna Carta.

#### Highlighted Provisions:

This resolution:

- ▶ recognizes the 800th anniversary of ~~the~~ Magna Carta; and
- ▶ recognizes that principles embodied in ~~the~~ Magna Carta, including freedom, justice, the rule of law, and that no leader is above the law, have stood the test of time and sustain free people and nations today.

#### Special Clauses:

None

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

WHEREAS, ~~the~~ Magna Carta is an 800-year-old document, marked by the seal of King John of England in 1215, containing the idea that no one is above the law;

WHEREAS, ~~the~~ Magna Carta still forms the foundation of many modern ideas and documents today;

WHEREAS, Magna Carta means "Great Charter" in Latin;

WHEREAS, ~~the~~ Magna Carta was not the first document in which a monarch agreed in writing to safeguard the rights, privileges, and liberties of the clergy and the nobles by placing limits on the power of the crown;

WHEREAS, thirty-four years after the Norman Conquest, Henry I set a precedent on his accession to the throne in 1100 when he issued a royal proclamation, the Coronation Charter, designed to atone for the past abuses of his predecessor, William Rufus;

WHEREAS, the principles included in the Coronation Charter dated back to the laws of King Ethelbert of Kent, circa 604, and subsequent laws of the kings of Kent leading up to the end of the first millennium;

WHEREAS, even though the Coronation Charter is acknowledged as the precursor to ~~the~~ Magna Carta, it was forgotten or ignored by four kings, and almost one queen, over the course of the next century;

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WHEREAS, it was only after the Archbishop of Canterbury, Stephen Langton, showed Henry I's 113-year-old proclamation to England's barons that the idea of a new and improved charter took hold;

WHEREAS, by this time, other charters containing principles included in ~~the~~ Magna Carta had achieved traction and acquired a heritage, demonstrating that even proclamations of over a 100 years old could be used as leverage and justification to force a reluctant king to respect certain individual liberties;

WHEREAS, ~~the~~ Magna Carta originated as a peace treaty between King John and his barons, who had captured London;

WHEREAS, ~~the~~ Magna Carta was first drafted in June 1215 and granted by King John, who used his Great Seal to authenticate the document at Runnymede, in Surrey;

WHEREAS, despite the pageantry at Runnymede, ~~the~~ Magna Carta suffered a similar, more rapid demise than Henry I's Coronation Charter;

WHEREAS, although King John agreed to ~~the~~ Magna Carta at first, he quickly became bitter when its terms were enforced;

WHEREAS, King John wrote to Pope Innocent III to get ~~the~~ Magna Carta annulled;

WHEREAS, the Pope agreed with King John, saying ~~the~~ Magna Carta was "illegal, unjust, harmful to royal rights and shameful to the English people," and declared the charter "null and void of all validity forever";

WHEREAS, by August 1215, the Pope had annulled the document;

WHEREAS, full-scale civil war then broke out between King John and his barons, which did not end until after King John's death in 1216;

WHEREAS, a more modern version of ~~the~~ Magna Carta was reissued by King John's son, Henry III, in 1225;

WHEREAS, ~~the~~ Magna Carta was finally enrolled as part of English law by Edward I in 1297;

WHEREAS, ~~the~~ Magna Carta inspired the charismatic Simon de Montfort;

WHEREAS, de Montfort, an Anglo-Norman rebel nobleman, convened a parley in a field near Kenilworth Castle, Warwickshire, in 1264;

WHEREAS, the parley was not only in defiance of King Henry III, but was radical in that it provided for democratically elected knights and borough representatives from

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throughout the kingdom and is recognized as the first directly elected Parliament;

WHEREAS, at the conclusion of the English Civil War when the monarchy of Charles II was restored, ~~the~~ Magna Carta helped codify the ancient writ of habeas corpus passed by Parliament in 1679;

WHEREAS, this act strengthened the ancient and powerful writ, which had been a feature of English Common Law since before ~~the~~ Magna Carta, and served to safeguard individual liberty by preventing unlawful or arbitrary imprisonment;

WHEREAS, ideas of freedom, democracy, and the rule of law to which all are subject and that are such a feature of ~~the~~ Magna Carta, spread to the rebellious colonies of the New World;

WHEREAS, the Declaration of Independence, as penned by Thomas Jefferson, indicted George III on numerous breaches of English Common Law enshrined within ~~the~~ Magna Carta, to which the 13 colonies were equally bound;

WHEREAS, the Declaration of Independence, signed July 4, 1776, became the legal justification for the Revolutionary War;

WHEREAS, ~~the~~ Magna Carta has become much more than a peace treaty between a quarrelsome king and his barons in 1215;

WHEREAS, over the past 800 years, the ideals of ~~the~~ Magna Carta have gathered momentum and assumed a greater authority concerning liberty and justice;

WHEREAS, ~~the~~ Magna Carta's lasting iconic value as the foundation of so many world democracies lies in the power of an idea, a principle, which states that nobody, including the king, is above the law of the land;

WHEREAS, central clauses of ~~the~~ Magna Carta have not only stood the test of time, but have a potency of their own that has defeated hundreds of attempts at annulment, repeal, modification, and suspension by successive monarchs and governments;

WHEREAS, ~~the~~ Magna Carta has transcended barriers of language and the divisions of cultures and ideologies;

WHEREAS, ~~the~~ Magna Carta has become an idea that can never be uninvented or unimagined;

WHEREAS, 800 years later, the ideas of freedom and justice have become essential parts of humankind;

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WHEREAS, even today, ~~{the}~~ Magna Carta is invoked and cited whenever basic freedoms come under threat;~~{}~~

WHEREAS, the principles in ~~{the}~~ Magna Carta will no doubt continue to have a huge influence wherever freedom is under attack;

WHEREAS, on the 800th anniversary of ~~{the}~~ Magna Carta, it is time to deepen our understanding of the crucial role it has played in the development of human rights, democracy, and liberty; and

WHEREAS, there are hundreds of events and activities, including many sponsored by the Magna Carta 2015 Committee, being planned and taking place to commemorate 800 years of ~~{the}~~ Magna Carta:

NOW, THEREFORE, BE IT RESOLVED that the Legislature of the state of Utah recognizes the 800th anniversary of ~~{the}~~ Magna Carta.

BE IT FURTHER RESOLVED that the Legislature of the state of Utah recognizes that principles embodied in ~~{the}~~ Magna Carta, including freedom, justice, and the rule of law, have stood the test of time and sustained free people and nations today.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to President of the United States, the Majority Leader of the United States Senate, the Speaker of the United States House of Representatives, the Magna Carta 2015 Committee, and the members of Utah's congressional delegation.

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**Legislative Review Note**

~~as of 2-17-15 4:43 PM~~

~~Office of Legislative Research and General Counsel}~~