

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2023

FILED SENATE  
Apr 3, 2023  
S.J.R. 506  
PRINCIPAL CLERK

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SENATE JOINT RESOLUTION DRSJR45219-LG-84

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Sponsors: Senator Hise (Primary Sponsor).

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Referred  
to:

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1 A JOINT RESOLUTION TO APPLY TO CONGRESS FOR THE CALLING OF A  
2 CONVENTION PURSUANT TO ARTICLE V OF THE CONSTITUTION OF THE  
3 UNITED STATES.

4 Whereas, Section 4 of Article IV of the Constitution of the United States guarantees  
5 to every state a republican form of government that gives each state equal standing when calling  
6 for a federal amendment convention; and

7 Whereas, Article V of the Constitution of the United States reserves to the state  
8 legislatures the right to apply for a federal convention for the purpose of proposing amendments  
9 to the United States Constitution when Congress, the courts, or the executive branch refuse to  
10 address an egregious wrong suffered by the people; and

11 Whereas, the state legislatures alone have the authority to limit the agenda and  
12 authority of delegates and alternates they send to a convened federal convention. This authority  
13 does not reside in the United States Congress, nor in the federal or state courts, nor in the  
14 executive branch. This authority resides solely in the state legislatures; and

15 Whereas, the authority of Congress, under Article V of the Constitution of the United  
16 States, requires it to convene a convention as called for and defined by the state legislatures of  
17 the several states; Now, therefore,

18 Be it resolved by the Senate, the House of Representatives concurring:

19 **SECTION 1.** Application for Calling of Convention. – The North Carolina General  
20 Assembly hereby applies to Congress, under the provisions of Article V of the Constitution of  
21 the United States, for the calling of a single-issue convention of the states, called a "countermand  
22 amendment convention," for the sole purpose of deciding whether the proposed countermand  
23 amendment should be sent back to the state legislatures for ratification.

24 **SECTION 2.** Duration of Application. – The application set forth in Section 1 of this  
25 act constitutes a continuing application in accordance with Article V of the Constitution of the  
26 United States until the legislatures of at least two-thirds of the several states have made identical  
27 or substantially similar applications as the one set forth in Section 1 of this act.

28 **SECTION 3.** Instructions to Congress. – Congress is directed to call the  
29 Countermand Amendment Convention within 60 days from the date it receives the 34th Call for  
30 this Convention from state legislatures.

31 **SECTION 4.** Distribution of Copies of Act. – The Secretary of State shall transmit  
32 copies of this act to (i) the President and Secretary of the United States Senate; (ii) the Speaker  
33 and Clerk of the United States House of Representatives; (iii) each member of the North Carolina  
34 delegation to the United States Senate and United States House of Representatives; and (iv) the  
35 presiding officers of each of the legislative houses in the several states, requesting their  
36 cooperation with the purposes of this act.



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**SECTION 5.** This resolution is effective upon ratification.