

**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Twelve**  
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By striking out all after the enacting clause and inserting in place thereof the following:—

1           Mr. Michlewitz of Boston moves to amend House Bill 4361 by striking the text in its  
2           entirety, and inserting in place thereof the following:

3           "MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO PASS AND  
4           SEND TO THE STATES FOR RATIFICATION A CONSTITUTIONAL AMENDMENT TO  
5           RESTORE THE FIRST AMENDMENT AND FAIR ELECTIONS TO THE PEOPLE.

6           WHEREAS, FOR THE PAST 3 DECADES, A DIVIDED UNITED STATES  
7           SUPREME COURT HAS ALLOWED FOR CORPORATIONS, UNIONS, POLITICAL  
8           ACTION COMMITTEES AND SUPER POLITICAL ACTION COMMITTEES TO  
9           INFLUENCE THE POLITICAL PROCESS AND DEMOCRATICALLY-ENACTED  
10          REFORMS; AND

11          WHEREAS, THE FIRST AMENDMENT HAS BEEN GREATLY IMPACTED BY  
12          THE UNITED STATES SUPREME COURT’S RECENT RULING IN CITIZENS UNITED V.  
13          THE FEDERAL ELECTIONS COMMISSION; AND

14          WHEREAS, THE UNITED STATES SUPREME COURT’S RULING IN CITIZENS  
15          UNITED OVERTURNED LONGSTANDING PRECEDENT PROHIBITING THESE

16 INTERESTS FROM SPENDING GENERAL TREASURY FUNDS IN DEMOCRATIC  
17 ELECTIONS; AND

18 WHEREAS, THE UNITED STATES SUPREME COURT'S RULING IN CITIZENS  
19 UNITED WILL ALLOW CORPORATIONS, UNIONS, POLITICAL ACTION COMMITTEES  
20 AND SUPER POLITICAL ACTION COMMITTEES LIMITLESS AND UNPRECEDENTED  
21 CAMPAIGN SPENDING AND THUS DISPROPORTIONATE INFLUENCE,  
22 THREATENING THE FAIRNESS OF THE DEMOCRATIC PROCESS; AND

23 WHEREAS, THE PEOPLE OF THE UNITED STATES HAVE PREVIOUSLY USED  
24 THE CONSTITUTIONAL AMENDMENT PROCESS TO OVERTURN SUPREME COURT  
25 DECISIONS THAT PRESENT A RISK TO THE DEMOCRATIC PROCESS AND SELF  
26 GOVERNMENT; NOW THEREFORE BE IT

27 RESOLVED, THAT THE MASSACHUSETTS HOUSE HEREBY MEMORIALIZES  
28 THE CONGRESS OF THE UNITED STATES TO PASS AND SEND TO THE STATES FOR  
29 RATIFICATION A CONSTITUTIONAL AMENDMENT TO RESTORE THE FIRST  
30 AMENDMENT AND FAIR ELECTIONS TO THE PEOPLE; AND BE IT FURTHER

31 RESOLVED, THAT A COPY OF THESE RESOLUTIONS BE TRANSMITTED  
32 FORTHWITH BY THE CLERK OF THE HOUSE TO THE PRESIDENT OF THE UNITED  
33 STATES, TO THE PRESIDING OFFICER OF EACH BRANCH OF CONGRESS AND TO  
34 THE MEMBERS OF THOSE BRANCHES FROM THE COMMONWEALTH OF  
35 MASSACHUSETTS."