

# HOUSE . . . . . No. 3318

---

## The Commonwealth of Massachusetts

---

PRESENTED BY:

***Peter J. Durant***

---

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying resolution:

Resolutions calling on Article V of the United States Constitution for the convening of a convention of the states.

---

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Peter J. Durant</i>	<i>6th Worcester</i>	<i>1/16/2015</i>
<i>Angelo L. D'Emilia</i>	<i>8th Plymouth</i>	<i>12/26/2019</i>
<i>Leah Cole</i>	<i>12th Essex</i>	<i>12/26/2019</i>
<i>Donald R. Berthiaume, Jr.</i>	<i>5th Worcester</i>	<i>12/26/2019</i>
<i>David T. Vieira</i>	<i>3rd Barnstable</i>	<i>12/26/2019</i>
<i>Kevin J. Kuros</i>	<i>8th Worcester</i>	<i>12/26/2019</i>
<i>Joseph D. McKenna</i>	<i>18th Worcester</i>	<i>12/26/2019</i>
<i>Geoff Diehl</i>	<i>7th Plymouth</i>	<i>12/26/2019</i>
<i>Leonard Mirra</i>	<i>2nd Essex</i>	<i>12/26/2019</i>

# HOUSE . . . . . No. 3318

---

By Mr. Durant of Spencer, a petition (accompanied by resolutions, House, No. 3318) of Peter J. Durant and others for the adoption of resolutions memorializing the Congress of the United States to convene a Constitutional Convention. Veterans and Federal Affairs.

---

## *The Commonwealth of Massachusetts*

\_\_\_\_\_  
In the One Hundred and Eighty-Ninth General Court  
(2015-2016)  
\_\_\_\_\_

Resolutions calling on Article V of the United States Constitution for the convening of a convention of the states.

1           WHEREAS, THE FOUNDERS OF THE UNITED STATES OF AMERICA AND  
2   AUTHORS OF THE CONSTITUTION OF THE UNITED STATES EMPOWERED STATE  
3   LEGISLATORS WITH THE AUTHORITY TO GUARD AGAINST IMPRUDENT RULE  
4   AND MISUSE OF POWER BY THE FEDERAL GOVERNMENT; AND

5           WHEREAS, THE FEDERAL GOVERNMENT HAS CREATED AN  
6   UNSUSTAINABLE NATIONAL DEBT THROUGH WHICH PARTISAN GRIDLOCK HAS  
7   REACH IMPASSE REGARDING PROPER AND PRUDENT SPENDING; AND

8           WHEREAS, THE FEDERAL GOVERNMENT HAS USURPED THE LEGITIMATE  
9   ROLES OF THE STATES THROUGH A PROCESS OF LARGELY UNFUNDED FEDERAL  
10   MANDATES; AND

11           WHEREAS, IT IS THE SOLEMN DUTY OF THE STATES TO PROTECT THE  
12   LIBERTY OF OUR PEOPLE, PARTICULARLY FOR THE GENERATIONS TO COME, BY

13 PROPOSING AMENDMENTS TO THE CONSTITUTION OF THE UNITED STATES  
14 THROUGH A CONVENTION OF THE STATES UNDER ARTICLE V OF THE UNITED  
15 STATES CONSTITUTION TO PLACE CLEAR RESTRAINTS ON THESE AND RELATED  
16 MISUSES OF POWER.

17 RESOLVED, THE GENERAL COURT OF THE COMMONWEALTH OF  
18 MASSACHUSETTS HEREBY APPLIES TO CONGRESS UNDER THE PROVISIONS OF  
19 ARTICLE V OF THE CONSTITUTION OF THE UNITED STATES, FOR THE CALLING OF  
20 A CONVENTION OF THE STATES TO PROPOSE AMENDMENTS TO THE UNITED  
21 STATES CONSTITUTION REQUIRING THAT IN THE ABSENCE OF A NATIONAL

22 EMERGENCY THE TOTAL OF ALL FEDERAL OUTLAYS MADE BY THE  
23 CONGRESS FOR ANY FISCAL YEAR MAY NOT EXCEED THE TOTAL OF ALL  
24 ESTIMATED FEDERAL REVENUES FOR THAT FISCAL YEAR, TOGETHER WITH ANY  
25 RELATED AND APPROPRIATE FISCAL RESTRAINTS.

26 RESOLVED, THIS APPLICATION IS TO BE CONSIDERED AS COVERING THE  
27 SAME SUBJECT MATTER AS THE PRESENTLY OUTSTANDING BALANCED BUDGET  
28 APPLICATIONS FROM OTHER STATES AND SHALL BE AGGREGATED WITH THE  
29 PRESENTLY OUTSTANDING BALANCED BUDGET APPLICATIONS OF OTHER  
30 STATES FOR THE PURPOSE OF ATTAINING THE TWO-THIRDS OF STATES  
31 NECESSARY TO REQUIRE THE CALLING OF AN ARTICLE V CONVENTION FOR  
32 PROPOSING A BALANCED BUDGET AMENDMENT

33 RESOLVED, THIS APPLICATION CONSTITUTES A CONTINUING  
34 APPLICATION IN ACCORDANCE WITH ARTICLE V OF THE UNITED STATES

35 CONSTITUTION UNTIL THE LEGISLATURES OF AT LEAST TWO-THIRDS OF THE  
36 SEVERAL STATES HAVE MADE APPLICATIONS ON THE SAME SUBJECT OR THE  
37 CONGRESS HAS PROPOSED AN AMENDMENT TO THE UNITED STATES  
38 CONSTITUTION EQUIVALENT TO THE AMENDMENT PROPOSED IN THIS  
39 RESOLUTION.