A joint resolution

calling for the Congress of the United States to call an amendment convention pursuant to Article V of the United States Constitution to propose a constitutional amendment permitting repeal of any federal law or regulation by vote of two-thirds of the state legislatures.

WHEREAS, Article I of the United States Constitution begins "All legislative powers herein granted shall be vested in a Congress"; and

WHEREAS, the Congress has exceeded the legislative powers granted in the Constitution, thereby encroaching on the powers that are "reserved to the states respectively, or to the people" as the Tenth Amendment affirms and the rights "retained by the people" to which the Ninth Amendment refers; and

WHEREAS, this encroachment includes the accumulation of federal debt, which combined with interest represents a future tax, and is of such great proportion that responsibility for its payment will be passed to future, unborn generations of Americans to assume without their consent, thereby disparaging their rights; and

WHEREAS, this encroachment also includes compelling state and local governments to comply with federal laws and regulations without accompanying funding for such mandates; and

WHEREAS, in Federalist No. 85, Alexander Hamilton wrote in reference to Article V of the Constitution and the calling of a convention for the purpose of proposing amendments that "We may safely rely on the disposition of the state legislatures to erect barriers against the encroachments of the national authority"; and

WHEREAS, the Constitution should be amended in order to halt federal encroachment and restore a proper balance between the powers of Congress and those of the several states, and to prevent the denial or disparagement of the rights retained by the people; NOW, THEREFORE,

BE IT RESOLVED by the House of Representatives and the Senate of the State of Minnesota that they hereby apply and make application to the Congress of the United States to call an amendment convention pursuant to Article V of the United States Constitution for the limited purpose of proposing a constitutional amendment that permits the repeal of any federal law or regulation by vote of two-thirds of the state legislatures, and the Minnesota delegation to such convention, when called, shall propose the following amendment: "Any provision of law or regulation of the United States may be repealed by the several states, and such repeal shall be effective when the legislatures of two-thirds of the several states approve resolutions for this purpose that particularly describe the same provision or provisions of law or regulation to be repealed"; and

BE IT FURTHER RESOLVED that the State of Minnesota reserves its right to add future amendments as the legislature deems warranted to this application; and

BE IT FURTHER RESOLVED that delegates to such convention, when called, be selected according to procedures established by the legislatures of the several states; and

BE IT FURTHER RESOLVED that the Secretary of State of Minnesota is directed to prepare copies of this resolution and transmit it to the Speaker and the Clerk of the United States House of Representatives, the President and the Secretary of the United States Senate, the United States Secretary of State, and Minnesota's Senators and Representatives in Congress.