

February 6, 2015

PROPOSED AMENDMENTS TO HOUSE CONCURRENT RESOLUTION NO. 3016

Page 1, line 1, replace "a delegate" with "delegates"

Page 1, line 1, replace "a constitutional" with "an amendment"

Page 1, line 4, after "ruling" insert "and to provide a method for the states to appoint delegates to the amendment convention"

Page 1, line 7, replace "a constitutional" with "an amendment"

Page 1, after line 7, insert:

WHEREAS, the countermand amendment restores state sovereignty in the constitutional republic by providing state legislatures countermand authority; and

WHEREAS, state legislatures shall have the authority to countermand and rescind any congressional statute, judicial decision, executive order, treaty, government agency's regulatory ruling, or any other government or nongovernment mandate, including excessive spending and credit, imposed on them when sixty percent of state legislatures determine the law or ruling adversely affects the state's interest. When the countermand threshold has been reached, the law or ruling shall be immediately and automatically nullified and repealed; and

WHEREAS, the initial countermand is issued by a state legislature, the other legislatures have eighteen months to complete the countermand process. If the countermand process is not completed in eighteen months, then the law or ruling in question shall remain enforceable; and

WHEREAS, each state legislature must complete their countermand affidavit and deliver a certified copy to the Chief Justice of the United States Supreme Court, the leaders of the Congress of the United States, the President of the United States, and when applicable to the government agency or body being challenged; and

WHEREAS, any elected or nonelected government official, or any nongovernment individual or organization, who intentionally obstructs or prevents the implementation of any provision in this resolution is guilty of a criminal offense and is subject to impeachment and criminal prosecution; and

WHEREAS, individual states shall have the authority to prosecute violators of this resolution under state laws in the absence of federal prosecution after ninety days from the date of the alleged violation, however multiple prosecutions for the same offense by multiple states is prohibited; and

WHEREAS, this resolution shall immediately be part of the Constitution of the United States upon ratification by three-quarters of the state legislatures; and

WHEREAS, the provisions of this article are enforceable within the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, and the territories and possessions of the United States; and"

Page 1, line 9, replace "constitutional" with "amendment"

Page 1, line 11, remove "a"

Page 1, line 12, replace "constitutional" with "an amendment"

Page 1, line 14, replace "a constitutional" with "an amendment"

Page 1, line 20, after "convened" insert "amendment"

Page 1, after line 21, insert:

WHEREAS, North Dakota's delegation must organize a republican convention with at least twenty-six other state delegations, with each state having at least one vote and a simple majority at all roll call votes; and

WHEREAS, North Dakota's delegation must follow the directives in this resolution and is bound by this resolution to vote at all state delegation roll call votes consistent with directives given to the chairman, including sending the countermand amendment to the states for ratification by the Congress of the United States; and

WHEREAS, North Dakota's delegate must attend all assigned business sessions at the amendment convention and report the results of work with other state delegates to the chairman; and"

Page 2, line 2, replace "constitutional" with "amendment"

Page 2, line 5, replace "urges" with "directs"

Page 2, line 7, after "ruling" insert "and to provide a method for the states to appoint delegates to the amendment convention"

Renumber accordingly