

REFERENCE TITLE: Article V convention; rescission calls.

State of Arizona  
Senate  
Fifty-sixth Legislature  
Second Regular Session  
2024

## **SCR 1039**

Introduced by  
Senators Bennett: Alston, Epstein, Farnsworth, Fernandez, Mendez,  
Sundareshan, Wadsack; Representative Terech

### A CONCURRENT RESOLUTION

RESCINDING ALL APPLICATIONS PREVIOUSLY TRANSMITTED BY THIS STATE CALLING FOR A CONSTITUTIONAL CONVENTION TO AMEND THE CONSTITUTION OF THE UNITED STATES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1           Whereas, article V of the United States Constitution provides that  
2 on the application of the legislatures of two-thirds of the states,  
3 Congress shall call a convention for proposing amendments to the  
4 Constitution, which will become valid when ratified by the legislatures of  
5 three-fourths of the states or by conventions in three-fourths of the  
6 states; and

7           Whereas, although Congress has never called a convention, it has  
8 received hundreds of petitions from state legislatures over two centuries  
9 calling for conventions to address various issues; and

10          Whereas, research indicates that Arizona has submitted as least two  
11 such petitions; and

12          Whereas, legal experts disagree about both the longevity of these  
13 petitions and as to whether a convention called for a particular purpose  
14 may consider amendments beyond the scope of that purpose; and

15          Whereas, there appears to be some risk that past petitions could  
16 become part of the basis for calling a convention that addresses issues  
17 never contemplated by the legislators voting for those petitions; and

18          Whereas, this resolution rescinds all petitions previously passed by  
19 the Arizona Legislature for the purpose of proposing an amendment to the  
20 Constitution of the United States to prevent any potential misuse of those  
21 petitions.

22 Therefore

23 Be it resolved by the Senate of the State of Arizona, the House of  
24 Representatives concurring:

25          1. That the Members of the Legislature rescind all applications  
26 previously transmitted by the Arizona Legislature to the United States  
27 Congress calling for a convention for the purpose of proposing an  
28 amendment to the United States Constitution.

29          2. That the Secretary of State of the State of Arizona transmit  
30 copies of this resolution to the President of the United States Senate,  
31 the Speaker of the United States House of Representatives and each Member  
32 of Congress from the State of Arizona.