

MAR 07 2025

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# SENATE RESOLUTION

APPLYING TO THE UNITED STATES CONGRESS TO CALL AN ARTICLE V  
CONVENTION TO PROPOSE CERTAIN LIMITED AMENDMENTS TO THE  
UNITED STATES CONSTITUTION.

1           WHEREAS, executive orders by the President of the United  
2 States have become vehicles for overstepping the President's  
3 constitutional authority; and  
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5           WHEREAS, the concentration of power at the federal level  
6 has made federal officials less responsive to the will of the  
7 people and more readily influenced by lobbyists, wealthy  
8 corporations, and special interest groups; and  
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10          WHEREAS, rulemaking authority allows federal law to be  
11 enacted by bureaucrats who were never chosen by, and have no  
12 accountability to, the people; and  
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14          WHEREAS, the federal government has created a crushing  
15 national debt through improper and imprudent spending; and  
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17          WHEREAS, policy decisions made at the state level may be  
18 more responsive to the people's needs; and  
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20          WHEREAS, federal moneys allocated to Hawaii for economic  
21 development are generally subject to federal fiscal restraints;  
22 and  
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24          WHEREAS, the federal government has interfered in matters  
25 within the states' authority by imposing federal mandates,  
26 including unfunded mandates; and  
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28          WHEREAS, the states can restore the responsiveness of the  
29 federal government to the people and restrain federal abuses of  
30 power by applying for a convention in accordance with Article V  
31 of the United States Constitution to propose amendments to the  
32 Constitution; now, therefore,  
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34          BE IT RESOLVED by the Senate of the Thirty-third  
35 Legislature of the State of Hawaii, Regular Session of 2025,



1 that the United States Congress is urged to call an Article V  
2 convention to propose certain amendments to the United States  
3 Constitution, limited to amendments that:

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- 5 (1) Impose fiscal restraints on the federal government;
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  - 7 (2) Limit the power and jurisdiction of the federal  
8 government; and
  - 9
  - 10 (3) Limit the terms of office for federal officials and  
11 members of Congress; and
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13 BE IT FURTHER RESOLVED that this application for an Article  
14 V convention is subject to the following conditions:

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- 16 (1) This application to the United States Congress to call  
17 an Article V convention to propose amendments to the  
18 United States Constitution confers no power on  
19 Congress other than the power to call the convention.  
20 The power of Congress to exercise this ministerial  
21 duty consists solely of the authority to name a  
22 reasonable time and place for the initial meeting of  
23 the convention;
  - 24
  - 25 (2) Congress shall perform its ministerial duty of calling  
26 an Article V convention to propose amendments to the  
27 United States Constitution only upon the receipt of  
28 applications from two-thirds of the legislatures of  
29 the several states;
  - 30
  - 31 (3) Congress shall not have the power or authority to  
32 determine any rules governing an Article V convention.  
33 Congress shall not have the power to determine the  
34 number of delegates sent by any state to the  
35 convention, or the power to name states' delegates to  
36 the convention. The power to name delegates remains  
37 exclusively within the state legislatures;
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- 1 (4) At any Article V convention to propose amendments to  
2 the United States Constitution, the states shall vote  
3 on the basis of one state, one vote;  
4
- 5 (5) A convention of the states convened pursuant to this  
6 application shall be limited to the consideration of  
7 the topics specified herein, and no others. This  
8 application is made with the express understanding  
9 that no proposed amendment that in any way seeks to  
10 amend, modify, or repeal any provision of the Bill of  
11 Rights shall be authorized for consideration at any  
12 stage of the convention. This application shall be  
13 void *ab initio* if ever used, at any stage, to consider  
14 any changes to any provision of the Bill of Rights;  
15
- 16 (6) Pursuant to Article V of the United States  
17 Constitution, Congress may determine whether proposed  
18 amendments shall be ratified by the legislatures of  
19 the several states or by special state ratification  
20 conventions. The Legislature of the State of Hawaii  
21 recommends that Congress select ratification by the  
22 legislatures of the several states; and  
23
- 24 (7) If a convention of the states is convened pursuant to  
25 this application, the Legislature of the State of  
26 Hawaii reserves the right to provide further  
27 instructions to its delegates and to recall its  
28 delegates at any time for any breach of duty or  
29 violation of the instructions provided; and  
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31 BE IT FURTHER RESOLVED that this application constitutes a  
32 continuing application in accordance with Article V of the  
33 United States Constitution, until the legislatures of at least  
34 two-thirds of the several states have made applications on the  
35 same subject; and  
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37 BE IT FURTHER RESOLVED that certified copies of this  
38 Resolution be transmitted to the Majority Leader and Secretary  
39 of the United States Senate, Speaker and Clerk of the United  
40 States House of Representatives, members of Hawaii's



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1 congressional delegation, and presiding officers of each of the  
2 legislative houses in each of the other forty-nine states.

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OFFERED BY:

*Dan Claitor*

