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MEMORANDUM

To: Chairman Barker
Members of the House Committee on Federal and State Affairs

From: Jason B. Long, Senior Assistant Revisor

Date: March 13, 2019

Subject: HCR 5009 – Convention of the States.

House Concurrent Resolution 5009 (HCR 5009) makes application to the United States Congress to call a convention of the States for the purpose of proposing amendments to the United States Constitution to impose limits on the federal government. Under Article V of the U.S. Constitution, Congress is required to call a convention of the States if $\frac{2}{3}$ of the States (34) make application for such convention. Any amendments proposed by such a convention would then require $\frac{3}{4}$ of the States to ratify them before they became effective.

Article 2, § 13 of the Constitution of the State of Kansas requires a $\frac{2}{3}$ vote by the Legislature to make application for a convention of the States. Thus, HCR 5009 must be approved by $\frac{2}{3}$ of each House.