

104TH CONGRESS
1ST SESSION

H. J. RES. 105

Proposing an amendment to the Constitution of the United States to give citizens of the United States the right to recall elected officials.

IN THE HOUSE OF REPRESENTATIVES

JULY 26, 1995

Mr. HOEKSTRA introduced the following joint resolution; which was referred to the Committee on the Judiciary

JOINT RESOLUTION

Proposing an amendment to the Constitution of the United States to give citizens of the United States the right to recall elected officials.

1 *Resolved by the Senate and House of Representatives*
2 *of the United States of America in Congress assembled (two-*
3 *thirds of each House concurring therein), That the follow-*
4 *ing article is proposed as an amendment to the Constitu-*
5 *tion of the United States, which shall be valid to all intents*
6 *and purposes as part of the Constitution when ratified by*
7 *the legislatures of three-fourths of the several States with-*
8 *in seven years after the date of its submission for ratifica-*
9 *tion:*

1 shall direct the chief executive officer in each State to
2 place on a ballot the question of recall before the voters
3 in the State or congressional district for Members of Con-
4 gress. The Congress shall by law establish procedures for
5 the preparation and submission of any such petition and
6 for the validation of signatures on such petition.

7 “SECTION 3. For the recall of Members of the Senate
8 the recall election shall be held on the first election for
9 Member of the House of Representatives which is held at
10 least sixty days after such direction.

11 “For the recall of Members of the House of Rep-
12 resentatives, a special election shall be ordered within sixty
13 days of the certification of valid signatures on such a peti-
14 tion.

15 “SECTION 4. If a recall ballot under this article re-
16 ceives a majority of the votes cast in either the district
17 or State of Members of Congress, the recall of the said
18 elected official shall take effect immediately upon certifi-
19 cation of vote results by the chief executive officer of the
20 States.

21 “SECTION 5. In the event of the removal of a Member
22 of Congress by recall, the chief executive officer of each
23 of the States shall order a special election within the
24 guidelines of the said State.

1 “SECTION 6. The people in each State voting under
2 this Article shall have the qualification requisite for elec-
3 tors of the most numerous branch of the State legislature.
4 The Congress shall by law prescribe the manner in which
5 the results of the voting conducted under this article shall
6 be ascertained and declared.”.

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