

104<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. J. RES. 86

Proposing an amendment to the Constitution of the United States providing for direct popular elections of the President and the Vice President, establishing a day for elections for the offices of the President, the Vice President, Senator, and Representative, and providing for primaries to nominate candidates for the offices 1 month before the elections.

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IN THE HOUSE OF REPRESENTATIVES

MAY 2, 1995

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

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## JOINT RESOLUTION

Proposing an amendment to the Constitution of the United States providing for direct popular elections of the President and the Vice President, establishing a day for elections for the offices of the President, the Vice President, Senator, and Representative, and providing for primaries to nominate candidates for the offices 1 month before the elections.

1       *Resolved by the Senate and House of Representatives*  
2       *of the United States of America in Congress assembled*  
3       *(two-thirds of each House concurring therein), That the fol-*

1 lowing article is proposed as an amendment to the Con-  
2 stitution of the United States, which shall be valid to all  
3 intents and purposes as part of the Constitution when  
4 ratified by the legislatures of three-fourths of the several  
5 States within 7 years from the date of its submission by  
6 the Congress:

7 “ARTICLE —

8 “SECTION 1. The Congress shall by law provide for  
9 national primaries in which the people of the several  
10 States and the District constituting the seat of Govern-  
11 ment of the United States nominate candidates for Presi-  
12 dent and Vice President. The national primaries shall be  
13 held on the 1st Tuesday after the 1st Monday in Septem-  
14 ber of the years preceding the years in which the terms  
15 of the President and the Vice President begin.

16 “SECTION 2. The Congress shall by law provide for  
17 national elections of the President and the Vice President  
18 by the people of the several States and the District con-  
19 stituting the seat of Government of the United States. The  
20 elections shall be held on the 1st Tuesday after the 1st  
21 Monday in October of the years in which the national pri-  
22 maries are held pursuant to section 1. Each candidate  
23 whose name appears on the ballot in an election of the  
24 President and the Vice President shall have been nomi-  
25 nated in a primary held pursuant to this article.

1       “SECTION 3. The Congress shall by law provide for  
2 primaries in which the electors in a State who have the  
3 qualifications requisite for electors of the most numerous  
4 branch of the State legislature nominate candidates for  
5 Senator to represent the State in the Congress. The pri-  
6 maries shall be held on the 1st Tuesday after the 1st Mon-  
7 day in September of the years preceding the years in  
8 which a term for which a Senator was elected to represent  
9 the State in the Congress expires. The elections for the  
10 seat to be vacated at the expiration of the term shall be  
11 held on the 1st Tuesday after the 1st Monday in October  
12 of the years in which the primaries are held. Each can-  
13 didate whose name appears on the ballot in an election  
14 of a Senator shall have been nominated in a primary held  
15 pursuant to this article.

16       “SECTION 4. The Congress shall by law provide for  
17 primaries in which the electors in a congressional district  
18 of a State who have the qualifications requisite for electors  
19 of the most numerous branch of the State legislature  
20 nominate candidates for Representative to represent the  
21 district in the Congress. The Congress shall by law provide  
22 for primaries in which the electors in a State who have  
23 the qualifications requisite for electors of the most numer-  
24 ous branch of the State legislature and whose Representa-  
25 tives are elected at large nominate candidates for Rep-

1 representative to represent the State in the Congress. The  
2 primaries shall be held on the 1st Tuesday after the 1st  
3 Monday in September of the years preceding the years in  
4 which the terms of Representatives begin. The elections  
5 for Representatives shall be held on the 1st Tuesday after  
6 the 1st Monday in October of the years in which the pri-  
7 maries are held. Each candidate whose name appears on  
8 the ballot in an election of a Representative shall have  
9 been nominated in a primary held pursuant to this article.

10       “SECTION 5. This article shall not apply to a special  
11 election held to fill a vacancy in the representation of a  
12 State in the Congress.

13       “SECTION 6. This article shall apply to the selection  
14 of a President and Vice President whose terms begin on  
15 the 20th day of January of a year that occurs more than  
16 3 years after the year in which this article becomes valid  
17 as part of the Constitution.

18       “SECTION 7. This article shall apply to the selection  
19 of a Senator or Representative whose term begins on the  
20 3d day of January of a year that occurs more than 1 year  
21 after the year in which this article becomes valid as part  
22 of the Constitution.”.

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