

HCR 5 - AS INTRODUCED

2025 SESSION

25-0490

11/02

HOUSE CONCURRENT RESOLUTION **5**

A RESOLUTION rescinding House Concurrent Resolution No. 40 passed by the 2012 New Hampshire General Court asking that Congress call a convention under Article V of the United States Constitution.

SPONSORS: Rep. Sabourin, Rock. 30; Rep. Granger, Straf. 2; Rep. Horrigan, Straf. 10

COMMITTEE: State-Federal Relations and Veterans Affairs

ANALYSIS

This concurrent resolution rescinds the adoption of House Concurrent Resolution 40 passed on May 31, 2012 which is an application to the congress of the United States of America to call a convention pursuant to the terms of Article V of the United States Constitution.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Five

A RESOLUTION rescinding House Concurrent Resolution No. 40 passed by the 2012 New Hampshire General Court asking that Congress call a convention under Article V of the United States Constitution.

1 Whereas, the general court of the state of New Hampshire acting in the best of intentions, had,
2 on May 31, 2012, passed House Concurrent Resolution (HCR) 40 which is an application to the
3 Congress of the United States of America to call an Article V Convention; and

4 Whereas, the Declaration of Independence proclaims that “it is the Right of the People to alter or
5 to abolish” their form of government whenever it fails to secure their rights, which implies that a
6 convention of representatives of the sovereign people in an Article V “convention for proposing
7 amendments” would have the inherent power to propose sweeping changes to the Constitution any
8 limitations or restrictions purportedly imposed by the states in applying for such a convention or
9 conventions to the contrary notwithstanding, thereby creating an imminent peril to the well-
10 established rights of the citizens and the duties of various levels of government as defined by our
11 present Constitution; and

12 Whereas, the Constitution of the United States of America has been amended many times in the
13 history of this nation and may be amended many more times, without the need to resort to an Article
14 V constitutional convention, and has been interpreted for more than two hundred years and has
15 been found to be a sound document which protects the lives and liberties of the citizens; and

16 Whereas, there is great danger in subjecting our form of government, which is based on the
17 Declaration of Independence and the Constitution, to sweeping changes that would undermine its
18 philosophical foundation of instituting government based on the principle of securing God-given
19 rights; now, therefore, be it

20 Resolved by the House of Representatives, the Senate concurring:

21 That the New Hampshire general court does hereby rescind HCR 40, passed on May 31, 2012
22 ,which is an application by the general court of the state of New Hampshire to the Congress of the
23 United States of America to call a convention to propose amendments to the Constitution of the
24 United States of America, pursuant to the terms of Article V; and

25 That the Secretary of the Senate prepare and transmit a copy of this resolution to the Vice
26 President of the United States as the presiding officer of the United States Senate, to the Secretary
27 of the Senate, to the Speaker of the United States House of Representatives, to the Clerk of the
28 United States House of Representatives, to each member of the New Hampshire Congressional
29 Delegation, and to be published in the Congressional Record.

HCR 5 - AS INTRODUCED

- Page 2 -

1 Be it further resolved that the general court of the state of New Hampshire urges the
2 legislatures of each and every state which have applied to Congress to call a convention for either a
3 general or a limited constitutional convention, to repeal, and withdraw such applications.