

State of Misconsin 2021 - 2022 LEGISLATURE

## **2021 ASSEMBLY JOINT RESOLUTION 77**

August 31, 2021 – Introduced by Representatives Kurtz, Brandtjen, Cabral-Guevara, Dittrich, Horlacher, Krug, Kuglitsch, Magnafici, Moses, Ramthun, Rozar, Steffen, Tusler and Wichgers, cosponsored by Senators Bradley, Wimberger, Felzkowski and Marklein. Referred to Committee on Constitution and Ethics.

\*\*\*AUTHORS SUBJECT TO CHANGE\*\*\*

1	<b>Relating to:</b> applying to Congress under Article V of the Constitution of the United
2	States for a convention to propose an amendment providing that the Supreme
3	Court of the United States shall be composed of 9 justices.
4	Whereas, an independent U.S. Supreme Court is an essential and fundamental
5	element of the United States' system of checks and balances that protects our
6	constitutional rights; and
7	Whereas, the U.S. Supreme Court has been composed of a chief justice and 8
8	associate justices for more than 150 years; and
9	Whereas, the President of the United States and Congress should be prohibited
10	from undermining the independence of the Supreme Court by changing the number
11	of justices on the court; and
12	Whereas, upon application of two-thirds of the several States, Article V of the
13	Constitution of the United States requires Congress to call a convention of the States
14	for proposing amendments to the Constitution; now, therefore, be it

Resolved by the assembly, the senate concurring, That the legislature of the State of Wisconsin hereby respectfully applies to Congress, under the provisions of Article V of the Constitution of the United States, for the calling of a convention of the States for the limited purpose of proposing an amendment to the Constitution of the United States providing that the Supreme Court of the United States shall be composed of 9 justices; and, be it further

*Resolved, That* the secretary of state of the State of Wisconsin is hereby
directed to forward a proper authenticated copy of this resolution to the President
of the Senate of the United States, and to the Speaker of the House of
Representatives of the United States; and, be it further

11 **Resolved, That** this resolution constitutes a continuing application for a 12 convention for proposing an amendment in accordance with Article V of the 13 Constitution of the United States until such a convention is convened on the same 14 subject or until the legislature of the State of Wisconsin rescinds this resolution.

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(END)