

SENATE CONCURRENT RESOLUTION No. 38

STATE OF NEW JERSEY

INTRODUCED MARCH 16, 1992

By Senators CORMAN and BUBBA

1 A CONCURRENT RESOLUTION ratifying a proposed amendment
2 to the Constitution of the United States prohibiting a law
3 which varies the compensation of members of the U.S.
4 Congress from taking effect until an election of
5 representatives shall have intervened.
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7 WHEREAS, In 1789, the First Congress referred to the states,
8 without restriction upon the time to be available for its
9 consideration, the following proposed amendment to the
10 Constitution of the United States:

PROPOSED AMENDMENT

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14 "No law, varying the compensation for the services of the
15 senators and representatives, shall take effect, until an
16 election of representatives shall have intervened"; and

17 WHEREAS, This amendment was one of twelve proposals
18 submitted to the states pursuant to an understanding among the
19 Framers that our federal Constitution should provide, not only
20 for the distribution of the powers of government, but also for
21 the protection of the rights of the people against the misuse of
22 those powers; and

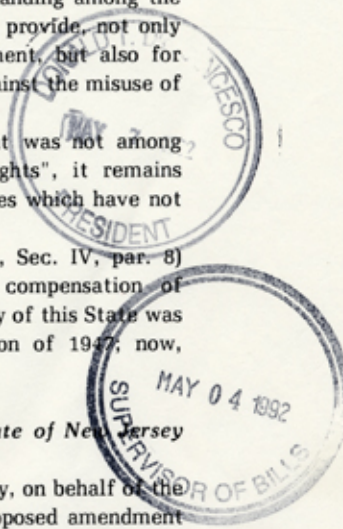
23 WHEREAS, Although this proposed amendment was not among
24 the ten initially ratified as the "Bill of Rights", it remains
25 properly subject to ratification by those states which have not
26 yet approved it; and

27 WHEREAS, A corresponding provision (Art. IV, Sec. IV, par. 8)
28 governing increases and decreases in the compensation of
29 members of the Senate and General Assembly of this State was
30 adopted as part of New Jersey's Constitution of 1947; now,
31 therefore,

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33 BE IT RESOLVED by the Senate of the State of New Jersey
34 (the General Assembly concurring):

35 1. The Legislature of the State of New Jersey, on behalf of the
36 State of New Jersey, does hereby ratify the proposed amendment
37 to the Constitution of the United States, which was passed by the
38 First Congress in 1789 and which is reproduced in the preamble to
39 this concurrent resolution.

40 2. The Secretary of State of the State of New Jersey is
41 directed to notify the Archivist of the United States of the action
42 taken by the Legislature of the State of New Jersey with respect
43 to this proposed amendment to the Constitution of the United
44 States.



STATEMENT

This concurrent resolution ratifies a proposed amendment to the United States Constitution to prohibit any law changing Congressional pay from taking effect until an election of Congressmen has intervened.

This proposed amendment was originally put forth in 1789 as the second amendment in the "Bill of Rights." Ten of the first 12 proposed amendments to the Constitution were ratified by the states. This one was not, but proponents argue that since no time limit was placed upon its passage, it may still be voted upon.

Thirty-eight states are presently required to ratify a proposed amendment in order for it to become part of the United States Constitution. As of August 1, 1991, this amendment had been ratified by 35 states, namely, Alaska, Arizona, Arkansas, Colorado, Connecticut, Delaware, Florida, Georgia, Idaho, Indiana, Iowa, Kansas, Louisiana, Maine, Maryland, Minnesota, Montana, Nevada, New Hampshire, New Mexico, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, West Virginia, Wisconsin, and Wyoming.

Ratifies proposed amendment to U.S. Constitution prohibiting law which varies compensation of members of U.S. Congress from taking effect until election of representatives shall have intervened.



SENATE No. SCR 38

SENATE,

5-7 1992

This bill having been three times read in
the Senate,

RESOLVED, That the same do pass.

By order of the Senate.

Don. D. Hancock
President of the Senate.

SENATE,

....., 19 ..

This bill having been three times read in
the Senate,

RESOLVED, That the same do pass as
amended.

By order of the Senate.

.....
President of the Senate.

GENERAL ASSEMBLY,

May 7, 1992

This bill having been three times read
and compared in the General Assembly,

RESOLVED, That the same do pass.

By order of the General Assembly.

Garabed H. Hattayan
Speaker of the General Assembly.

GENERAL ASSEMBLY,

....., 19 ..

This bill having been three times read
and compared in the General Assembly,

RESOLVED, That the same do pass as
amended.

By order of the General Assembly.

.....
Speaker of the General Assembly.

