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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, Wichgers and Penterman, cosponsored by Senators Bradley, Wimberger, Felzkowski and Marklein. Referred to Committee on Constitution and Ethics.

Relating to: applying to Congress under Article V of the Constitution of the United 1 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 of justices on the court; and 11 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

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

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

(END)