

State of Arkansas

77th General Assembly

Regular Session, 1989

H.J.R.

1021

By: Representatives Hutchinson and Allen

HOUSE JOINT RESOLUTION

RATIFYING A PROPOSED AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES RELATIVE TO THE COMPENSATION OF MEMBERS OF THE UNITED STATES CONGRESS AND WHEN ANY INCREASES THEREIN SHALL TAKE EFFECT.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE SEVENTY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ARKANSAS AND BY THE SENATE, A MAJORITY OF ALL MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

SECTION 1. That the following proposed amendment to the Constitution of the United States is hereby ratified by the Legislature of the State of Arkansas:

"No law, varying the compensation for the services of the Senators and Representatives, shall take effect, until an election of Representatives shall have intervened."

SECTION 2. That the Legislature of the State of Arkansas acknowledges that the above-quoted proposed amendment to the United States Constitution has already been ratified by the legislatures of the following states on the dates indicated, to wit: Maryland on December 19, 1789; North Carolina on December 22, 1789; South Carolina on January 19, 1790; Delaware on January 28, 1790; Vermont on November 3, 1791; Virginia on December 15, 1791; Ohio on May 6, 1873; Wyoming on March 3, 1978; Maine on April 27, 1983; Colorado on April 18, 1984; South Dakota on February 21, 1985; New Hampshire on March 7, 1985; Arizona on April 3, 1985; Tennessee on May 23, 1985; Oklahoma on July 10, 1985; New Mexico on February 13, 1986; Indiana on February 19, 1986; Utah on February 25, 1986; Montana on March 17, 1987; Connecticut on May 13, 1987; Wisconsin on June 30, 1987; and Iowa on February 9, 1989.

SECTION 3. That the Legislature of the State of Arkansas acknowledges that the above-quoted proposed amendment to the United States Constitution may still be ratified by states' legislatures as a result of the ruling by the United States Supreme Court in the landmark case of *Coleman\_v.\_Miller*, 307 U.S. 433 (1939), in which it was opined that Congress is the final arbiter on the question of whether too much time has elapsed between Congress' submission of an amendment and the most recent state legislature's ratification of same if Congress did not specify a deadline on the amendment's consideration.

SECTION 4. That the Secretary of State shall notify the Archivist of the United States (pursuant to 1 U.S.C. 106b and 112; as amended by PL 98-497 [98 Stat. 2291]) of the action of the 77th General Assembly of the State of Arkansas, Regular Session, by sending to him a copy of this resolution.

SECTION 5. That the Secretary of State is hereby directed to send certified copies of this resolution to both United States Senators from Arkansas, all four (4) United States Representatives from Arkansas, the Vice-President of the United States and to the Speaker of the United States House of Representatives with the request that it be printed in full in the Congressional Record.

