September 27, 2016

The Honorable Karen Haas  
Clerk of the U.S. House of Representatives  
U.S. Capitol, Room H154  
Washington, D.C. 20515

Dear Madam Clerk,

Pursuant to section 3(c) of House Resolution 5 (114th Congress), I hereby designate the attached Memorial from the State of Delaware, received by the House of Representatives in the year 1971, as purporting to be an application of the State legislature calling for a convention for proposing amendments to the Constitution of the United States pursuant to Article V, and request that you make it publicly available.

Sincerely,

Bob Goodlatte
Chairman
Delaware.


PASSED BY THE SENATE JANUARY 21st, 1971

Louise De R. Smith
Chief Clerk of the House of Representatives

William J. Frederick
Speaker of the House of Representatives
MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO CALL A CONSTITUTIONAL
CONVENTION FOR THE PURPOSE OF PROPOSING A CONSTITUTIONAL AMENDMENT PROVIDING
FOR A RETURN OF TAX MONIES FROM THE FEDERAL GOVERNMENT TO THE SEVERAL STATES.

WHEREAS, a resolution of our nation's myriad and diverse problems
is contingent upon a viable partnership between the federal government and
strengthened state governments, and

WHEREAS, the federal government, by its extensive reliance on
the graduated income tax as a revenue source, has virtually preempted the
use of this source from state and local governments, thereby creating a
disabling fiscal imbalance between the federal government and the state
and local governments, and

WHEREAS, increasing demands upon state and local governments
for essential public services have compelled the states to rely heavily on
highly regressive and inelastic consumer taxes and property taxes, and

WHEREAS, federal revenues based predominantly on income taxes
increase significantly faster than economic growth, while state and local
revenues based heavily on sales and property taxes do not keep pace with
economic growth, and

WHEREAS, the fiscal crisis at state and local levels has become the
overriding problem of intergovernmental relations and of continuing a viable
federal system, and

WHEREAS, the evident solution to this problem is a meaningful
sharing of federal income tax resources, and

WHEREAS, the United States Congress, despite the immediate and
imperative need therefor, has failed to enact acceptable revenue sharing
legislation, and
WHEREAS, in the event of such Congressional inaction, Article V of the
Constitution of the United States grants to the states the right to initiate
constitutional change by applications from the legislatures of two-thirds of
the several states to the Congress, calling for a constitutional convention,
and

WHEREAS, the Congress of the United States is required by the Constitution
to call such a convention upon the receipt of applications from the legislatures
of two-thirds of the several states,

NOW, THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 126TH GENERAL
ASSEMBLY, THE SENATE CONCURRING THEREIN,

that, pursuant to Article V of the Constitution of the United States,
the 126th General Assembly of the State of Delaware does hereby make appli-
cation to the Congress of the United States to call a convention for the
sole and exclusive purpose of proposing to the several states a constitu-
tional amendment which shall provide that a portion of the taxes on income
levied by Congress pursuant to the sixteenth amendment of the Constitution
of the United States shall be made available each year to state governments
and political subdivisions thereof, by means of direct allocation, tax
credits, or both, without limiting directly or indirectly the use of such
monies for any purpose not inconsistent with any other provision of the con-
stitution of the United States, and

BE IT FURTHER RESOLVED that this application shall constitute a continuing
application for such convention pursuant to Article V until the Legislatures
of two-thirds of the states shall have made like applications and such con-
vention shall have been called by the Congress of the United States unless
previously rescinded by The Delaware General Assembly, and

BE IT FURTHER RESOLVED that certified copies of this resolution be pre-
minated forthwith to the President of the Senate and the Speaker of the House
of Representatives of the United States, and to the Legislatures of each of
the several states attesting the adoption of this resolution by the
126th General Assembly of the State of Delaware.