



## **THRE PROPOSED AMENDMENT FOR A MODERN-DAY CONSTITUTIONAL CONVENTION**

### **SECTION 1. SHORT TITLE. THE HUMAN RIGHTS ARTICLE V AMENDMENT EFFORT**

The proposal may be cited as “The Human Rights Effort”.---

### **SECTION 2. FINDINGS**

- (1) The Founders of our Constitution empowered State Legislatures to upon their application, call an Article V convention to propose amendments to the Constitution; and
- (2) The nationally regulated systems of education, healthcare, economics, and justice have failed to enable equal and fair access to all; and
- (3) Social evolution requires the constant and consistent review and revamp of social structures to ensure that they are operating to support humanity’s highest potential; and
- (4) The Constitution has not been amended in 30 years, and before that in 57 years; and
- (5) The current living generation of people have had no say, in the current political and social frameworks that dictate their daily and social operations; and
- (6) The opportunity to restore faith in the several states’ union, reinvigorate the citizenry in its own governance, and refresh unity amongst neighbors, lies in this Resolution.

### **SECTION 3. DEFINITIONS**


The following terms are defined as such for the purposes of this Resolution:

Absolute Majority- more than half; more than fifty percent.

Candidates- those persons who are running to be elected as delegates to the Convention.

Delegates- those persons who are elected to be delegated to the convention. This shall include: elected geographic candidates and elected or assigned Shared Interest Group delegates.

Democracy- a system of societal operations that vest the ultimate decision-making power in the People.



Digital Privacy- includes the right to access the internet; the right to be informed of data that will be collected and how it will be used; to opt out of data collection or sharing; to be told if a website has data on you, and what data; to have all data related to you deleted upon request; and to be informed of data breaches. Consent shall be informed and active.

Federally Recognized Indigenous Tribes- those Tribal entities established by the Bureau of Indian Affairs in the latest Federal Register.

Fraudulent behavior- wrongful or criminal deception intended to result in financial or personal gain; a person or thing intended to deceive others, typically by unjustifiably claiming or being credited with accomplishments or qualities.

Fresh Water- includes water not heavily tainted by chemicals or pollutants that deplete the nourishment thereof. Fresh water shall include water sourced from freshwater resources that is not heavily tainted by chemicals or pollutants.

Human Development- the right of every human person and all people to participate in, contribute to, and enjoy economic, social, cultural, and political development in which all human rights and fundamental freedoms can be fully realized. Government has the duty to develop policies aimed at the constant improvement of the well-being of the entire population and of all individuals.

Integrity- to maintain one's honesty and sincerity; to tell the truth and offer truthful opinions.

Nourishment- the food or other substances necessary for growth, health, and good condition.

Permanently Inhabited U.S. territories- Puerto Rico, the U.S. Virgin Islands in the Caribbean Sea, Guam, the Northern Mariana Islands, and American Samoa.

Public Comment Period- a period after any article, provision, right, and/or specific language is offered by the Convention representatives of at least nine days which allows the public to comment, reject, accept, revise, or suggest changes to or approval of an article, provision, right, and/or specific language for the updated Constitution. The Secretary shall orchestrate the review of all related commentary and reply in whole to any general or specific public commentary.

Shared Interest Group- Shared Interest Groups must indicate a particular political, social, socio-economic, or scientific policy foundation that informs their platform. Shared Interest Groups must be created by and for the benefit of natural persons. Shared Interest Groups must establish and publish a permanent platform six months prior to the election of Convention Delegates and during the Convention. Shared Interest Groups may only campaign on their platform. Shared Interest Groups must make public and accessible their financial, contributor, and fundraising records in the same place that they publish their platform. Shared Interest Groups must disclose whether they can appropriately compensate any candidates elected or assigned to attend the Convention. Shared



Interest Groups must disclose their list of all potential candidates that may be elected or assigned to attend the Convention.

State- shall include all 50 states and the District of Columbia.

Undermining the Convention process- taking any action to impede the Convention or deceive the public in one's actions during, leading up to, or after the Convention; or deceive the public regarding the actions of any Convention Delegates or the Convention as a whole. Undermining or delegitimizing the elected Secretary or elected Chair in their actions for the Convention.

Valid Government Issued ID- shall include either one form of Primary identification or at least 2 forms of Secondary identification. Primary identification is limited to: fully valid, undamaged U.S. passport book or passport card; In-state, fully-valid state issued ID; In-state, fully-valid driver's license or enhanced driver's license with photo; Certificate of Naturalization; Certificate of Citizenship; Government employee ID (city, county, state, or federal); U.S. military or military dependent ID with photo; Current, valid foreign passport; U.S. Permanent Resident Card (Green Card); Enhanced Tribal Cards; and Native American tribal photo IDs.

Secondary forms of identification are limited to any: State-issued driver's license (expired, new, or suspended); Employee Identification card; School yearbook with identifiable photograph; Student ID with photo; Voter's registration card; Social Security card; Selective Service card; expired driver's license; Medicare or other healthcare card; out-of-state driver's or non-driver ID; Union membership card; tax records or W-2; Welfare card; Professional license (such as nurse, beautician, mechanic, etc.); Vehicle registration, title, or proof of car insurance; or a copy of your mortgage, lease, or rental agreement.

Any Primary form of identification must show proof of residency for that state and, if applicable, membership in a federally recognized indigenous tribe. Any Primary form of Identification which fails to prove residency and, if applicable, membership in a federally recognized tribe, must be accompanied by at least one form of Secondary identification that can verify residency and, if applicable, membership in a federally recognized indigenous tribe.

#### **SECTION 4. THE CONVENTION**

**[CONGRESS ONLY]** A constitutional convention shall be facilitated to allow for a thorough review and update to our current Constitution within one year of this Amendment's ratification.

**[STATE RESOLUTION ONLY]** The Article V Convention called upon the passing of this Resolution in 34 states, shall operate as follows:



## SECTION 5. VOTING

### (1) FEDERAL RESPONSIBILITIES

- a.* Congress shall establish and maintain the venue for the Convention. Congress shall provide any State showing need, access to funds to execute voting procedures as described in Section 5.
- b.* Congress shall appropriately compensate all delegates that can show a financial need. Congress shall provide basic healthcare to all delegates and their dependents until the Convention is dissolved.

### (2) STATE RESPONSIBILITIES


- a.* Each state shall secure their voting process and procedures to be accessible and available to all eligible voters as described in Section 5.5.
- b.* States shall qualify candidates based on the qualifications described in Section 5.4. Geographic Candidates and Shared Interest Groups must collect the State's signature requirement for candidacy for the U.S. Senate by an unaffiliated candidate or, if not applicable, by all candidates.
- c.* The ballot shall include qualified Geographic candidates based on State, territory, and federally recognized indigenous tribes; qualified Shared Interest Groups voted at-large; and the human rights described in Section 5.3.

### (3) HUMAN RIGHTS

- a.* All eligible voters shall express approval for certain human rights. Those rights shall include: the right to democracy; the right to healthcare; the right to privacy; the right to equality; the right to shelter; the right to human development; the right to fresh water; the right to nourishment; the right to equal education; the right to digital privacy; the right to a living wage; the right of children, elderly, and disabled to receive special care and assistance; and the rights contained in the Bill of Rights.
- b.* Rights that pass by an absolute majority will be included in the updated Constitution. Any right that does not pass by an absolute majority may still be included in the updated Constitution.

### (4) CANDIDATES

- a.* The Convention shall be made of up to one-hundred ninety-five delegates. Seventy percent of the Convention, or one-hundred thirty-seven delegates, will be elected at-large by their State, territory, or federally recognized Indigenous tribes. The Convention shall be made up of two delegates from each state and permanently inhabited U.S. territories, and twenty-five at-large delegates for federally



recognized Indigenous tribes. Thirty percent of the Convention, or fifty-eight delegates, shall be made up of Shared Interest Group delegates. Shared Interest Group seats shall be distributed proportionally based on percentage of overall votes. A Shared Interest Group must receive at least 1.7% of overall votes to be considered for a seat.

- b.* Candidates must be at least eighteen by the time of the Convention. Geographic candidates must be a resident of the state, territory, or a member of the federally recognized Indigenous tribe which they intend to represent at the time of election. Candidates must be residents of the U.S., its territories, or any federally recognized Indigenous tribe for at least five years prior to and at the time of the election. All Geographic candidates must make public their financial, contributor, and fundraising records and provide a point of access to these records on all campaign materials. Shared Interest Groups must make public their financial, contributor, and fundraising records in the same place that they publish their platform.
- c.* Shared Interest Groups must establish and publish a permanent platform leading up to and during the Convention. Shared Interest Groups shall campaign on their platform. Shared Interest Groups may elect or assign delegates to the Convention based on the seats allocated to them. All delegates must be at least eighteen by the time of the Convention. Delegates must be residents of the U.S., its territories, or any federally recognized Indigenous tribe for at least five years prior to and at the time of the election. Shared Interest Group delegates may be expelled and replaced upon a showing of unjustifiable deviation from their published platform.
- d.* Shared Interest Groups must disclose whether they can appropriately compensate any delegates elected or assigned to attend the Convention. Shared Interest Groups must disclose their list of all potential delegates that may be elected or assigned to attend the Convention.
- e.* Geographic delegates shall be appropriately compensated and accommodated for the duration of the convention, until the updated constitution has been submitted as described in Section 5.4. Shared Interest Group delegates may apply for appropriate compensation upon a showing of financial need.
- f.* No other requirement, inability or prohibition will be applicable to the candidates for this election, except those established in this amendment.

## (5) ELIGIBLE VOTERS

- a.* Eligible voters will be at least 18 years of age by the time of the Convention. Voters must be a legal resident of the State they seek to vote in, voters must have a valid government issued ID.
- b.* No other requirement, inability or prohibition will be applicable to the voters for this election.



## SECTION 6. CONVENTION PROCEDURES

### (1) TIMING

The Convention shall last no longer than nine months, except it may be extended by three months one time. The Convention shall be considered commenced upon the election of a Chair and Secretary. Delegates shall vote for a Chair to bring order and organization to the proceedings, and a Secretary to inform the public and maintain integrity. The Chair and Secretary shall be elected by an absolute majority.


### (2) RULES AND PROCEDURES

- a. The Convention shall approve the rules, its voting regulations, and a code of conduct by a quorum of two-thirds of its members. The Convention shall determine the process for the disqualification of any delegate and the expulsion and replacement of Shared Interest Group delegates as described in Section 5.4(c). The Convention may not alter the quorum or procedures for its operation and the adoption of agreements after approval.
- b. The Convention shall launch a secure and exclusive website to keep the public updated on its operations, approved rules, approved regulations, and approved code of conduct. This exclusive website shall be used for the public comment period described in Section 6.3 and to make available the final draft of the updated constitution.
- c. The delegates may erect a technical bureau, which shall be made up of unbiased subject matter experts that can aid in research and professional expertise where necessary.

### (3) PUBLIC COMMENT PERIOD

- a. The Convention shall engage in a public comment period. This public comment period will require delegates to share their progress, allow commentary from the public, and explain their decision in favor or against relevant commentary.
- b. The Secretary shall notice the public regularly and conveniently of and for the public comment period. The Secretary shall provide sufficient time for the public to comment and restricted time to ensure the efficiency of the Convention, except a public comment period must last at least nine days.
- c. The Secretary shall consult the Convention and reply, in whole, to general or specific public commentary.

### (4) OFFERING THE DRAFT



Delegates shall submit their final draft to each State legislature, Congress, and shall make it accessible for the public to review and comment.

(5) DISSOLUTION

The Convention shall dissolve within nine months of the updated Constitution's offering as described in Section 6.4.

(6) DISQUALIFICATION

Delegates may be expelled for a lack of integrity, for fraudulent behavior during or leading up to their election or the Convention, and for undermining the Convention process.

**SECTION 7. RATIFICATION**

The updated Constitution must be ratified by three-fourths of the several states or by two thirds of the People.