

106TH CONGRESS
2D SESSION

H. J. RES. 113

Proposing an amendment to the Constitution of the United States to abolish the electoral college and to provide for the direct popular election of the President and Vice President of the United States.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 12, 2000

Mr. LEACH introduced the following joint resolution; which was referred to the Committee on the Judiciary

JOINT RESOLUTION

Proposing an amendment to the Constitution of the United States to abolish the electoral college and to provide for the direct popular election of the President and Vice President of the United States.

1 *Resolved by the Senate and House of Representatives*
2 *of the United States of America in Congress assembled (two-*
3 *thirds of each House concurring therein),* That the fol-
4 lowing article is proposed as an amendment to the Con-
5 stitution of the United States, which shall be valid to all
6 intents and purposes as part of the Constitution when
7 ratified by the legislatures of three-fourths of the several

1 States within seven years after the date of its submission
2 for ratification:

3 “ARTICLE —

4 “SECTION 1. The President and Vice President shall
5 be elected by the people of the several States and the dis-
6 trict constituting the seat of government of the United
7 States.

8 “SECTION 2. The electors in each State shall have
9 the qualifications requisite for electors of Senators and
10 Representatives in Congress from that State, except that
11 the legislature of any State may prescribe less restrictive
12 qualifications with respect to residence and Congress may
13 establish uniform residence and age qualifications.

14 “SECTION 3. The persons having the greatest number
15 of votes for President and Vice President shall be elected,
16 if such number be at least 40 per centum of the whole
17 number of votes cast for such offices. If no persons have
18 such number, a runoff election shall be held in which the
19 choice of President and Vice President shall be made from
20 the persons who received the two highest numbers of votes
21 for each office.

22 “SECTION 4. A runoff election, if needed, shall be
23 held 21 days after the general election. The times, places,
24 and manner of holding such election and entitlement to
25 inclusion on the ballot shall be prescribed in each State

1 by the legislature thereof; but the Congress may at any
2 time by law make or alter such regulations. The Congress
3 shall prescribe by law the time, place, and manner in
4 which the results of such elections shall be ascertained and
5 declared.

6 “SECTION 5. Each elector shall cast a single vote
7 jointly applicable to President and Vice President. Names
8 of candidates shall not be joined unless they shall have
9 consented thereto and no candidate shall consent to his
10 or her name’s being joined with that of more than one
11 other person.

12 “SECTION 6. The Congress may by law provide for
13 the case of the death of any candidate for President or
14 Vice President before the day on which the President-elect
15 or a Vice President-elect has been chosen; and for the case
16 of a tie in any election.

17 “SECTION 7. This article shall take effect one year
18 after the twenty-first day of January following ratifica-
19 tion.”.

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