

Introduced: 1/28/66
Referred: State Affairs

1 IN THE HOUSE

BY RAY, JOSEPHSON AND
JACKSON

2 HOUSE JOINT RESOLUTION NO. 57

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTH LEGISLATURE - SECOND SESSION

5 Ratifying a proposed amendment
6 to the Constitution of the
7 United States relating to the
8 succession to the Presidency and
9 Vice Presidency and to cases
10 where the President is unable to
11 discharge the powers and duties
12 of his office.

13 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

14 That the following article proposed as an amendment to the
15 Constitution of the United States by the Congress of the United
16 States through the adoption of Senate Joint Resolution 1, Eighty-
17 ninth Congress, First Session, is ratified:

18 "Article

19 "Section 1. In case of the removal of the President
20 from office or of his death or resignation, the Vice President
21 shall become President.

22 "Sec. 2. Whenever there is a vacancy in the office of
23 the Vice President, the President shall nominate a Vice
24 President who shall take office upon confirmation by a
25 majority vote of both Houses of Congress.

26 "Sec. 3. Whenever the President transmits to the Presi-
27 dent pro tempore of the Senate and the Speaker of the House
28 of Representatives his written declaration that he is unable
29 to discharge the powers and duties of his office, and until

1 he transmits to them a written declaration to the contrary,
2 such powers and duties shall be discharged by the Vice
3 President as Acting President.

4 "Sec. 4. Whenever the Vice President and a majority of
5 either the principal officers of the executive departments or
6 of such other body as Congress may by law provide, transmit
7 to the President pro tempore of the Senate and the Speaker of
8 the House of Representatives their written declaration that
9 the President is unable to discharge the powers and duties of
10 his office, the Vice President shall immediately assume the
11 powers and duties of the office as Acting President.

12 "Thereafter, when the President transmits to the Presi-
13 dent pro tempore of the Senate and the Speaker of the House
14 of Representatives his written declaration that no inability
15 exists, he shall resume the powers and duties of his office
16 unless the Vice President and a majority of either the
17 principal officers of the executive department or of such
18 other body as Congress may by law provide, transmit within
19 four days to the President pro tempore of the Senate and the
20 Speaker of the House of Representatives their written
21 declaration that the President is unable to discharge the
22 powers and duties of his office. Thereupon Congress shall
23 decide the issue, assembling within forty-eight hours for
24 that purpose if not in session. If the Congress, within
25 twenty-one days after receipt of the latter written decla-
26 ration, or, if Congress is not in session, within twenty-one
27 days after Congress is required to assemble, determines by
28 two-thirds vote of both Houses that the President is unable
29 to discharge the powers and duties of his office, the Vice

1 President shall continue to discharge the same as Acting
2 President; otherwise, the President shall resume the powers
3 and duties of his office."

4 COPIES of this resolution shall be certified by the Secretary
5 of State and sent by him to the Honorable Lawton B. Knott, Ad-
6 ministrator of General Services, with facsimile copies to be sent
7 to the Honorable Lyndon B. Johnson, President of the United States,
8 the presiding officers of the Senate and House of Representatives
9 of the United States, the Honorable E. L. Bartlett and the
10 Honorable Ernest Gruening, U. S. Senators from Alaska, and the
11 Honorable Ralph J. Rivers, U. S. Representative from Alaska.

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