

as introduced

89TH CONGRESS
1ST SESSION

H. J. RES. 1

IN THE HOUSE OF REPRESENTATIVES

JANUARY 4, 1965

Mr. CELLER 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 relating to succession to the Presidency and Vice Presidency and to cases where the President is unable to discharge the powers and duties of his office.

- 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 following*
- 4 *article is proposed as an amendment to the Constitution of*
- 5 *the United States, which shall be valid to all intents and*
- 6 *purposes as part of the Constitution when ratified by the*
- 7 *legislatures of three-fourths of the several States within*
- 8 *seven years from the date of its submission by the Congress:*

1 "ARTICLE.—

2 "SECTION 1. In case of the removal of the President
3 from office or of his death or resignation, the Vice President
4 shall become President.

5 "SEC. 2. Whenever there is a vacancy in the office of
6 the Vice President, the President shall nominate a Vice
7 President who shall take office upon confirmation by a ma-
8 jority vote of both Houses of Congress.

9 "SEC. 3. If the President declares in writing that he
10 is unable to discharge the powers and duties of his office,
11 such powers and duties shall be discharged by the Vice
12 President as Acting President.

13 "SEC. 4. If the President does not so declare, and the
14 Vice President with the written concurrence of a majority
15 of the heads of the executive departments or such other body
16 as Congress may by law provide, transmits to the Congress
17 his written declaration that the President is unable to dis-
18 charge the powers and duties of his office, the Vice President
19 shall immediately assume the powers and duties of the office
20 as Acting President.

21 "SEC. 5. Whenever the President transmits to the Con-
22 gress his written declaration that no inability exists, he shall
23 resume the powers and duties of his office unless the Vice
24 President, with the written concurrence of a majority of the
25 heads of the executive departments or such other body as

1 Congress may by law provide, transmits within two days
 2 to the Congress his written declaration that the President
 3 is unable to discharge the powers and duties of his office.
 4 Thereupon Congress shall immediately decide the issue. If
 5 the Congress determines by two-thirds vote of both Houses
 6 that the President is unable to discharge the powers and
 7 duties of the office, the Vice President shall continue to dis-
 8 charge the same as Acting President; otherwise the Presi-
 9 dent shall resume the powers and duties of his office."

1st Session
 70th Congress
 H. J. RES. 1

JOINT RESOLUTION

By Mr. CANTER

JANUARY 4 1928

Referred to the Committee on the Judiciary

RESOLUTION

Resolved by the Senate and House of Representatives
 of the United States of America in Congress assembled (two-
 thirds of each House concurring therein), That the following
 article is proposed as an amendment to the Constitution of
 the United States, which shall be valid to all intents and
 purposes as part of the Constitution when ratified by the
 legislatures of three-fourths of the several States within
 seven years from the date of its submission by the Congress: