

MOCK-UP

**PROPOSED AMENDMENT 3404 TO
SENATE JOINT RESOLUTION NO. 4**

*PREPARED FOR SENATOR CANNIZZARO
APRIL 3, 2017*

PREPARED BY THE LEGAL DIVISION

**NOTE: THIS DOCUMENT SHOWS PROPOSED AMENDMENTS IN
CONCEPTUAL FORM. THE LANGUAGE AND ITS PLACEMENT IN THE
OFFICIAL AMENDMENT MAY DIFFER.**

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of **green bold underlining** is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.

1 WHEREAS, The growing influence of large independent political
2 expenditures ~~by corporations~~ is a great and growing concern to the
3 people of the United States and the State of Nevada; and

4 WHEREAS, In a democracy, the assurance of a fair and uncorrupted
5 election process is of the utmost importance, and the Nevada Legislature
6 believes that it is a legitimate and vital role of government to regulate
7 ~~independent~~ political expenditures ~~by corporations;~~ **in an even-handed**
8 **manner;** and

9 WHEREAS, In fulfillment of this important role, the government of the
10 United States and a majority of states have regulated and ~~restricted~~
11 **limited** independent **and other** political **contributions and** expenditures
12 ~~by corporations;~~ ; and

13 WHEREAS, The Supreme Court of the United States in *Citizens United*
14 *v. Federal Election Commission*, 558 U.S. 310 (2010), held that the First
15 Amendment to the United States Constitution prohibits Congress and the
16 states from ~~banning~~ **limiting or restricting** independent political
17 expenditures by corporations ~~and unions;~~ and

18 WHEREAS, *Citizens United* overturned a long-standing precedent of
19 ~~restricting~~ **allowing regulation of** independent political expenditures ~~by~~
20 ~~corporations;~~ ; and

21 WHEREAS, *Citizens United* has served as a precedent for further legal
22 decisions which have harmed our democratic system of government,

1 including *American Tradition Partnership v. Bullock*, 132 S.Ct. 2490
2 (2012), which struck down a long-standing Montana campaign finance
3 law, denying a state the right to regulate independent political expenditures
4 by corporations in state elections ~~;~~ , and *McCutcheon v. Federal*
5 *Election Commission* (134 S. Ct. 1434 (2014), which struck down
6 aggregate individual contribution limits; and

7 WHEREAS, The people of Nevada and all other states should have the
8 power to limit by law the influence of money in their political systems; and

9 WHEREAS, In the wake of *Citizens United*, there has been an
10 exponential increase in large ~~independent~~ political contributions and
11 expenditures ~~by corporations;~~ which threatens the integrity of the election
12 process, corrupts our candidates, dilutes the power of individual voters and
13 distorts the public discourse; now, therefore, be it

14 RESOLVED BY THE SENATE AND ASSEMBLY OF THE STATE OF NEVADA,
15 JOINTLY, That the members of the 79th Session of the Nevada Legislature
16 hereby urge the Congress of the United States to propose an amendment to
17 the United States Constitution to allow the governments of the United
18 States and the individual states to regulate ~~and restrict independent~~
19 political contributions and expenditures ~~by corporations;~~ ; and be it
20 further

21 RESOLVED, That the Secretary of the Senate prepare and transmit a
22 copy of this resolution to the Vice President of the United States as
23 presiding officer of the United States Senate, the Speaker of the House of
24 Representatives and each member of the Nevada Congressional
25 Delegation; and be it further

26 RESOLVED, That this resolution becomes effective upon passage.