

STATE OF NEW HAMPSHIRE

Honorarium or Expense Reimbursement Report (RSA 14-C)
For Legislators and Legislative Employees



RECEIVED
SEP 26 2023
NEW HAMPSHIRE
DEPARTMENT OF STATE

Type or Print all Information Clearly:

Name: J D BERNARDY Work Phone #: 603-969-5796
First Middle Last
Work Address: 255 MAIN AVE, SOUTH HAMPTON, NH 03829
Office/Appointment/Employment held: STATE REPRESENTATIVE - ROCKINGHAM 36

Source of Expense Reimbursement, Honorarium, Ticket or Free Admission, or Meals and/or Beverages

List the full name, post office address, occupation, and principal place of business, if any, of the source of any reportable expense reimbursement, honorarium, ticket or free admission to a political, charitable, or ceremonial event, or meals or beverages consumed at a meeting or event, the purpose of which is to discuss official business, with a value greater than \$50.

If the source is an Individual:

Name of Source:
Post Office Address:
Occupation:
Principal Place of Business:

If the source is a Corporation or other Entity:

Name of Corporation or Entity: CONVENTION OF STATES FOUNDATION
Name of Person Representing the Corporation/Entity: Mark Meckler, Pres
Work Address of Person Representing the Corporation/Entity: 5850 San Felipe Suite 580A Houston TX 77057 540-441-7227

I am reporting:

An Expense Reimbursement with value over \$50.00. (For costs that are waived, forgiven, reduced, prepaid, or reimbursed by a third party (other than the General Court) for attendance at a qualified event, pursuant RSA 14-C:2, III.)

Value of Expense Reimbursement: 752.83 Date Received: 25 September 2023 exact value is unknown, provide an estimate of the value of the gift or honorarium and identify the value as an estimate. X Exact Estimate

An Honorarium with value over \$50.00. (For payment from third parties for an appearance, speech, written article or other document, service as a consultant or advisor, or participation in a discussion group or similar activities related to legislative matters, pursuant to RSA 14-C:2, V.)

Value of Honorarium: Date Received: If exact value is unknown, provide an estimate of the value of the gift or honorarium and identify the value as an estimate. Exact Estimate

A ticket or free admission to a political, charitable, or ceremonial event with value over \$50.00. (Pursuant to RSA 14-C:4, I.)

Meals and/or beverages consumed at a meeting or event the purpose of which is to discuss official business with value over \$50.00. (Pursuant to RSA 14-C:4, II.)

A Donation to a State or National Legislative Association Event. (Pursuant to RSA 14-C:2, IV(b)(15).)

TURN OVER TO CONTINUE

For a report relating to an Expense Reimbursement or Honorarium, you are required to attach a copy of the agenda or an equivalent document which addresses the subjects addressed and the time schedule of all activities at the event. Indicate below the names of the sponsors of activities in cases where they are not indicated on the agenda or equivalent document.

*See attached.*

Provide a brief description of the service or event that gave rise to this Expense Reimbursement, Honorarium, ticket or free admission to a political, charitable, or celebratory event, or meals or beverages.

*Served as one of two NH delegates to a Convention of States Simulation.*

**Source of a Donation to a State or National Legislative Association Event**

Provide an itemized report of all individuals, corporations, or other entities from whom you received a donation on behalf of a state or national legislative association event.

Full Name of Donator	Post Office Address	Value of Donation	Date Received	Name of Legislative Association

(Attach Additional Sheets if Necessary)

"I have read RSA 14-C and hereby swear or affirm that the foregoing information is true and complete to the best of my knowledge and belief."

*J. Bernier*  
SIGNATURE OF FILER

*26 September 2023*  
DATE FILED

**RSA 14-C:7 Penalty.** Any person who knowingly fails to comply with the provisions of this chapter or knowingly files a false report shall be guilty of a misdemeanor. Please provide the following information about the person filing this report.

**This information will not be made public:**

Home Phone: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

## New Hampshire Delegation to Simulated Article V Convention

jd.bernardy@comcast.net • balloontraveler@yahoo.com

I am pleased to inform you today of your state's delegation to Convention of States Foundation's Simulated Article V Convention:

- Representative J. D. Bernardy
- Representative Linda Massimilla

You are all included in this e-mail thread. Over the next week or so, please connect with each other to determine which of you will serve as chair of your state's delegation. The chair's responsibilities include informing me of committee assignments for your delegation and announcing your state's vote (on behalf of your delegation) in the plenary sessions of the convention. Note that you do not have to be chair of your delegation in order to run for Committee Chair or Convention President. (More details on that will be coming soon).

The person who is chosen as Delegation Chair should "Reply" to this message by **Monday, June 5th**, to let me know that he/she will serve as Delegation Chair and to let me know which committee each member of your delegation will serve on. The three committees are as follows:

1. Fiscal Restraints Committee
2. Federal Legislative and Executive Jurisdiction Committee
3. Term Limits and Federal Judicial Jurisdiction Committee

As always, if you have any questions about this, please let me know.

Thank you!

For liberty,

## Article V - The Convention Process Analyzed and Explained

Representative J D Bernardy <jd.bernardy@comcast.net>



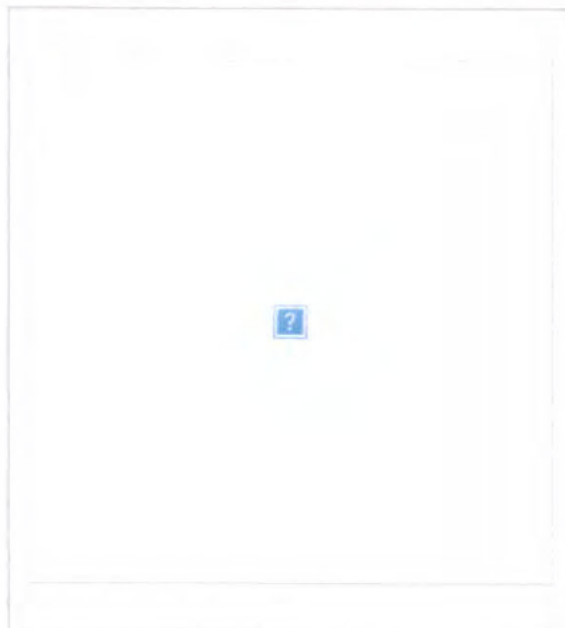
Dear Representative J D Bernardy,

Tomorrow night, Professor Rob Natelson (the nation's foremost expert on Article V) will give us a primer on the convention of states process and discuss how it may be useful in restoring federalism. It's all part of our summer series for legislators, "The States' Role in Restoring Federalism."

**If you have questions or concerns about the Article V convention process, there is no better time to get real, down-to-earth answers from a published expert!**

If you have already registered for the series, you're all set! You'll automatically get an e-mail with the link. If you haven't registered yet, **don't forget to reserve your spot by clicking on the button below.**

We hope you can join us this Thursday evening at 9:00 p.m. ET!



June 17 **Professor Rob Natelson** - The Grand Plan of Federalism, and the Power Left to the States.

July 8 **Sen. Jim DeMint** - How Congress has Undermined Federalism: Powers Usurped.

July 29 **Professor Randy Barnett** - The Proper Scope of The States' Police Power.

August 5 **Michael Farris, Esq** - Can We Trust the States? A Deeper Look at the "Runaway Convention" Myth.

August 19 **Professor Rob Natelson** - Article V: What is Its Purpose, How Does it Work, and Does it Have a Role in Preserving Federalism?

Sept. 2 **Rick Green\*** - Knowing What We Know About Human Nature, Do We Dare Use Article V? A Spiritual and Historical Perspective.

Sept. 16 **Mark Meckler, Esq. & Lt. Col. Allen West** - Federalism and Self-Governance: Can It Work in America Today?

*All seminars to be held on Go To Webinar at 9:00 p.m. Eastern Time.*

\*Speaker has not yet confirmed date

For questions, contact me at [rpeters@cosaction.com](mailto:rpeters@cosaction.com) or (540) 830-1229.

Respectfully,

Rita Peters

Senior Vice President for Legislative Affairs

Convention of States Action

# About

The 2023 Simulation offers invaluable insights into the Article V convention process for proposing constitutional amendments, and through its emphasis on the fundamental principles of the Constitution and the vital concept of checks and balances, igniting meaningful discussions that will continue to shape our nation for generations to come.

Three Commissioners per state, a total of 150 representatives, were invited for their crucial participation in this immersive experience. The Simulation is ran according to the convention rules drafted according to historical precedent by the leading Article V scholars in the nation, Professors Robert Natelson and Michael Farris.

Commissioners engage in committee discussions, mirroring the workings of state legislatures, to deliberate on amendment proposals related to these subjects:

- Fiscal restraints
- Federal power, scope, and jurisdiction
- Term limits

These proposed amendments undergo a thorough examination and will later be subject to debate and voting by the Convention.

The impact of this Simulation is far-reaching. Educating millions of citizens and raising awareness among legislators creating a renewed interest in the Constitution and the Article V amendment process.

*"All of us came here because we knew the country couldn't go on the way it was going. So it falls to all of us to take action. We have to ask ourselves if we do nothing, where does all of this end? Can anyone here say that if we can't do it, someone down the road can do it, and if no one does it, what happens to the country? ...Ask yourselves if not us, who, if not now, when?" — President Ronald Reagan, 1981*



# Official proposals passed at the Simulated Article V Convention

Published in [Blog](#) on August 08, 2023 by Brianna Kraemer



Rep JD Bernardy

Commissioners representing 49 states gathered in Williamsburg, Virginia last week for the Simulated Article V Convention hosted by Convention of States Foundation. Six amendments came out of the simulation after careful deliberation and debate.

**SEE ALSO: 49 states agree on six constitutional amendments to restrain D.C. tyranny**  
(<https://conventionofstates.com/news/49-states-agree-on-six-constitutional-amendments-to-restrain-d-c-tyranny>)

Below you can find the exact text of the six passed amendments, which will be broken down in detail in upcoming articles. In a real Article V convention, the amendments that passed would be sent to the states for ratification. Once 3/4 of the states (38) pass the proposals, they would become the law of the land and secured in the Constitution.

## **Federal Term Limits & Judicial Jurisdiction Proposal 1:**

*Section 1. No person shall be elected to serve in the House of Representatives more than nine full terms, nor elected or appointed to serve in the Senate more than three full term. This article shall not disqualify any person from completing a term in the Congress to which that person was elected or appointed prior to ratification of this article.*

*Section 2. No person shall serve in Congress for more than twenty-four years in total.*

## **Federal Term Limits & Judicial Jurisdiction Proposal 2:**



*Section 1. The Supreme Court of the United States shall consist of nine judges, any six of whom shall constitute a quorum.*

*Section 2. Each of the several states shall have standing to bring an action challenging the constitutionality of any action of the Executive Branch or any enactment of Congress.*

## **Fiscal Restraints Proposal 1:**

*Section 1. Congress shall adopt a preliminary fiscal year budget no later than the first Monday in May for the following fiscal year and submit said budget to the President for consideration. Federal expenditures for each fiscal year shall not exceed average annual revenue collected in the prior three fiscal years. Total expenditures shall include all expenditures of the United States, including those for payment of interest on debt. Total revenue shall include all revenue of the United States except that derived from borrowing. Any surplus of revenue over expenditures in any fiscal year shall be applied to outstanding federal debt.*

*Section 2. Congress, whenever two thirds of both Houses of Congress by roll call vote deem it necessary, may exceed the*

*spending limit in section one for one fiscal year by borrowing as provided for in the second clause of the eighth section of Article One of this Constitution.*

*Section 3. Taxes levied under the eighth section of Article One of this Constitution shall not be raised to increase the revenue of the United States unless two-thirds of both Houses of Congress by roll call vote concur*

*Section 4. Nothing in this amendment shall be construed to allow for an increase in taxes without the express approval of Congress.*

*Section 5. This amendment will become effective three years after ratification.*

## **Federal Legislative & Executive Jurisdiction Proposal 1:**

*Section 1. Commerce among the states shall mean buying, selling, or transportation of commercial goods and services across state lines.*

*Section 2. Congress shall not delegate any rule making function related to commerce among the states to any executive official or agency.*

*Section 3. Any federal law or regulation existing at the time of ratification of this amendment in conflict with this amendment shall become null and void two years after the date of ratification of this amendment.*

*Section 4. For purposes of this Constitution, Navigable Waters shall be limited to surface waters actively used for transport of goods in commerce among the states.*

## **Federal Legislative & Executive Jurisdiction Proposal 2:**

*Section 1. The Legislatures of the States shall have authority to abrogate any action of Congress, President, or administrative agencies of the United States, whether in the form of a statute, decree, order, regulation, rule, opinion, decision, or other form. This provision shall not apply to*

*presidential action taken pursuant to Article II, Section 2, Clause 1, and to presidential appointments.*

*Section 2. Such abrogation shall be effective when a simple majority of the Legislatures of the States declare the same provision or provisions of federal law to be abrogated. This abrogation authority may also be applied to provisions of federal law existing at the time this amendment is ratified. The state executive and judicial branches shall have no authority or involvement in this process.*

*Section 3. No government entity or official may take any action to enforce a provision of federal law after it is abrogated according to this Amendment. Any action to enforce a provision of abrogated federal law shall be enjoined by a federal or state court of general jurisdiction in the state where the enforcement action occurs, and costs and attorney fees of such injunction shall be awarded against the entity or official attempting to enforce the abrogated provision. Qualified and sovereign immunity shall not be available as a defense in such an action.*

*Section 4. No provision abrogated pursuant to this amendment may be reenacted or reissued in its original or substantially similar form for ten years from the date of the abrogation.*

## **Federal Legislative & Executive Jurisdiction Proposal 3:**

*Section 1. Except with the permission of the Legislature of the State where the land is located, the national government shall not own, regulate, or control land or mineral rights, nor the proceeds from the sale of the same, except for the purposes expressly enumerated in Article I, Section 8, Clause 17.*

*Section 2. The national government shall not own, regulate, or control more than ten percent of the land and mineral rights in any given county or county equivalent, except with the express consent of the Legislature of the State in which the land is located, Article IV, Section 3, Clause 2 notwithstanding.*

*Section 3. Congress shall return or cede all remaining lands and mineral rights to the state in which it is located within ten years from the effective date hereof.*

*Section 4. For purposes of this Amendment, Control shall mean any combination of federal regulations, treaties, land use designations, and like measures which exert control over the land within a county and a State, which has the*

*effect individually or in the aggregate of rendering all or any substantial portion of the land non-taxable, or renders the land unsusceptible to multiple use and sustained yield.*

*Section 5. This amendment shall not apply to lands or military installations with respect to which jurisdiction has been ceded to the United States by a State, lands belonging to an Indian or Indian tribe; or to lands that are designated as national parks, national monuments, or as congressionally designated wilderness as of January 1, 1976.*

*Section 6. For purposes of this Constitution, Navigable Waters shall be limited to surface waters actively used for transport of goods in interstate commerce.*