

STATE OF OKLAHOMA

2nd Session of the 49th Legislature (2004)

HOUSE JOINT

RESOLUTION HJR1045:

Graves

AS INTRODUCED

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Constitution of the State of Oklahoma by adding a new section to Article II to be designated as Section 35; providing public policy relating to marriage; providing for recognition of marriage between certain persons of the opposite gender; making civil unions, domestic partnerships and other spousal relationships between persons of same gender unlawful and repugnant to the public policy of this state; prohibiting certain entitlements to certain marriage relationships, rights, benefits, and responsibilities; prohibiting recognition of certain marriages, civil unions, domestic partnerships and other spousal relationships from other states, territories and countries; providing ballot title; and directing filing.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 2ND SESSION OF THE 49TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Article II of the Constitution of the State of Oklahoma by adding a new Section 35 to read as follows:

Section 35. It being the public policy of this state to protect the unique relationship of marriage in order to promote, among other goals, the stability and welfare of society and the best interest of children, only the union of one man and one woman shall be valid or recognized as a marriage in Oklahoma. Marriage, civil unions, domestic partnerships or other such spousal relationships between persons of the same gender are unlawful and repugnant to the public policy of this state. No civil union, domestic partnership or other

such spousal relationship between persons of the same gender shall be entitled to any of the same rights, benefits and responsibilities of a marriage relationship. No marriage, civil union, domestic partnership or other such spousal relationship between persons of the same gender performed or authorized in another state, territory or country shall be recognized as valid and binding in this state as of the date of the said marriage, civil union, domestic partnership or other spousal relationship.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____ State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

This measure adds a new section of law to the State Constitution. It adds Section 35 to Article 2. It would allow only the union of a man and a woman to be recognized as valid as a marriage in Oklahoma. It would prohibit certain rights, responsibilities and benefits of a marriage be granted to civil unions, domestic partnerships and other spousal relationships. The amendment would prohibit recognition of any other relationship as a marriage and make such relationships between persons of the same gender unlawful and repugnant to the public policy of Oklahoma. The amendment prohibits the recognition of marriage, civil unions or domestic partnerships between persons of same gender performed in another state, territory, or country.

SHALL THE PROPOSAL BE APPROVED?

FOR THE PROPOSAL — YES _____

AGAINST THE PROPOSAL — NO _____

SECTION 3. The Chief Clerk of the House of Representatives, immediately after the passage of this resolution, shall prepare and file one copy thereof, including the Ballot Title set forth in SECTION 2 hereof, with the Secretary of State and one copy with the Attorney General.

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