

STATE OF OKLAHOMA

1st Session of the 50th Legislature (2005)

COMMITTEE SUBSTITUTE
FOR SENATE JOINT
RESOLUTION 13

By: Rabon

COMMITTEE SUBSTITUTE

[Joint Resolution - Constitutional amendment -
rights of citizens - ballot title]

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE
1ST SESSION OF THE 50TH 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 36 to read as follows:

Section 36. All citizens of this state shall have an inherent right to engage in circuses, rodeos, hunting, trapping, fishing, and taking game and fish, free of laws and regulations which explicitly or implicitly effectively curtail the ability of citizens to engage in such activities. Circuses, rodeos, hunting, trapping, fishing and the taking of game and fish are a valued part of our heritage and will forever be preserved for the people. The Wildlife Conservation Commission and the Oklahoma Department of Agriculture, Food, and Forestry shall be vested with the power and authority to approve methods, practices and procedures for circuses, rodeos hunting, trapping, fishing and the taking of game and fish. Provided, no method, practice or procedure which is lawful on the effective date of the adoption of this amendment shall ever be

disapproved by the Wildlife Conservation Commission or the Oklahoma Department of Agriculture, Food, and Forestry.

Nothing in this section shall be construed to prohibit reasonable regulation of circuses, rodeos, hunting, trapping, fishing and taking of game and fish. Nor shall this section operate to repeal or invalidate any laws, ordinances or rules in existence on the effective date of its adoption including, but not limited to, any laws or rules related to the sport of cockfighting.

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 to the State Constitution. It adds Section 36 to Article 2. It gives all people of this state the right to engage in rodeos and circuses and to hunt, trap, fish and take game and fish. Laws and rules which keep people from engaging in such activities would not be allowed. It allows the Wildlife Conservation Commission and the Oklahoma Department of Agriculture, Food, and Forestry to approve methods and procedures for rodeos, circuses, hunting, trapping, fishing and taking of game and fish. It keeps the Commission or the Department from disapproving any method or procedure that is now the law. This amendment would not prevent reasonable regulation of such activities. It would not repeal any existing law.

SHALL THIS AMENDMENT BE APPROVED BY THE PEOPLE?

YES, FOR THE AMENDMENT

NO, AGAINST THE AMENDMENT

SECTION 3. The President Pro Tempore of the Senate shall, immediately after the passage of this resolution, 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.

50-1-1452

RWT

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