

FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SJR38
Page _____ Section _____ Lines _____
Of the printed Bill
Of the Engrossed Bill

By striking the Title, the Resolving Clause, the entire resolution, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Randy Terrill

Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 FLOOR SUBSTITUTE
4 FOR ENGROSSED
5 SENATE JOINT
6 RESOLUTION NO. 38

By: Coffee, Rabon, Rice,
Garrison, Ivester, Gumm,
Sparks, Adelson and Paddack
of the Senate

7 and

8 Terrill of the House

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11
12 FLOOR SUBSTITUTE

13 A Joint Resolution directing the Secretary of State
14 to refer to the people for their approval or
15 rejection a proposed amendment to the Oklahoma
16 Constitution by adding a new section to Article II to
17 be designated as Section 36; recognizing certain
18 right of the citizens of this state related to game
19 and fish; granting the Wildlife Conservation
Commission certain power and authority; allowing for
the use of certain methods, practices and procedures
to take certain wildlife; specifying preferred means
of managing certain wildlife; providing for
construction of law; providing ballot title; and
directing filing.

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22 BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE
23 2ND SESSION OF THE 51ST OKLAHOMA LEGISLATURE:
24

1 SECTION 1. The Secretary of State shall refer to the people for
2 their approval or rejection, as and in the manner provided by law,
3 the following proposed amendment to Article II of the Constitution
4 of the State of Oklahoma by adding a new Section 36 to read as
5 follows:

6 Section 36. All citizens of this state shall have a right to
7 hunt, fish, trap, and harvest game and fish, subject only to
8 reasonable regulation as prescribed by the Legislature and the
9 Wildlife Conservation Commission. The Wildlife Conservation
10 Commission shall have the power and authority to approve methods,
11 practices and procedures for hunting, trapping, fishing and the
12 taking of game and fish. Traditional methods, practices and
13 procedures shall be allowed for taking game and fish that are not
14 identified as threatened by law or by the Commission. Hunting,
15 fishing, and trapping shall be the preferred means of managing game
16 and fish that are not identified as threatened by law or by the
17 Commission. Nothing in this section shall be construed to modify
18 any provision of common law or statutes relating to trespass,
19 eminent domain, or any other property rights.

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

23 BALLLOT TITLE
24 Legislative Referendum No. _____ State Question No. _____

1 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

2 This measure adds a new section to the State Constitution. It
3 adds Section 36 to Article 2. It gives all people of this state
4 the right to hunt, trap, fish and take game and fish. Such
5 activities would be subject to reasonable regulation. It allows
6 the Wildlife Conservation Commission to approve methods and
7 procedures for hunting, trapping, fishing and taking of game and
8 fish. It allows for taking game and fish by traditional means.
9 It makes hunting, fishing, and trapping the preferred means to
10 manage certain game and fish. The new law will not affect
11 existing laws relating to property rights.

12 SHALL THE PROPOSAL BE APPROVED?

13 FOR THE PROPOSAL - YES _____

14 AGAINST THE PROPOSAL - NO _____

15 SECTION 3. The President Pro Tempore of the Senate shall,
16 immediately after the passage of this resolution, prepare and file
17 one copy thereof, including the Ballot Title set forth in SECTION 2
18 hereof, with the Secretary of State and one copy with the Attorney
19 General.

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21 51-2-11141 KB 04/18/08
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