

1 ENGROSSED SENATE AMENDMENT
TO
2 ENGROSSED HOUSE
JOINT
3 RESOLUTION NO. 1006

By: Biggs, McPeak, Hulbert,
Johnson, Sanders, Smalley,
Echols, Jackson, McNiel,
Armes, McBride, Newell,
McDaniel (Curtis),
Lockhart, Cockroft, Denney,
DeWitt, O'Donnell, Osborn,
McCall, Casey, Sherrer,
Martin (Steve), Russ,
Blackwell and Ortega of the
House

and

Fields of the Senate

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 38 to
Article II; guaranteeing the right to engage in
certain farming and ranching practices; prohibiting
Legislature from passing certain laws; providing for
interpretation; providing ballot title; and directing
filing.

AUTHORS: Add the following Senate Coauthors: Loveless, Shortey and
Breecheen

AMENDMENT NO. 1. Page 1, strike the title, enacting clause and
entire bill and insert

"[Joint Resolution - amendment to the Constitution -
right to engage in certain farming and ranching
practices - ballot title - filing]

1 ~~BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE~~
2 ~~2ND SESSION OF THE 54TH OKLAHOMA LEGISLATURE:-~~

3 SECTION 1. The Secretary of State shall refer to the people for
4 their approval or rejection, as and in the manner provided by law,
5 the following proposed amendment to the Constitution of the State of
6 Oklahoma by adding a new Section 38 to Article II thereof, to read
7 as follows:

8 Section 38. To protect agriculture as a vital sector of
9 Oklahoma's economy, which provides food, energy, health benefits,
10 and security and is the foundation and stabilizing force of
11 Oklahoma's economy, the rights of farmers and ranchers to engage in
12 farming and ranching practices shall be forever guaranteed in this
13 state. The Legislature shall pass no law which unreasonably
14 abridges the right of farmers and ranchers to employ or refuse to
15 employ agricultural technology and livestock production and ranching
16 practices.

17 Nothing in this section shall be construed to modify any
18 provision of common law or statutes relating to trespass, eminent
19 domain, existing or previously enacted laws or rules, or any other
20 property rights.

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

24 **BALLOT TITLE**

1 Legislative Referendum No. _____ State Question No. _____

2 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

3 This measure adds a new section of law to the State
4 Constitution. It adds Section 38 to Article 2. It protects the
5 rights of farmers and ranchers to engage in farming and ranching
6 practices. It prohibits the Legislature from passing laws that
7 would unreasonably restrict the right to employ or refuse to
8 employ agricultural technology and livestock production and
9 ranching practices. It provides for interpretation of the
10 section.

11 SHALL THE PROPOSAL BE APPROVED?

12 FOR THE PROPOSAL - YES _____

13 AGAINST THE PROPOSAL - NO _____

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

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1 Passed the Senate the 21st day of April, 2014.

2
3 _____
4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2014.

7
8 _____
9 Presiding Officer of the House
10 of Representatives

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By: Biggs, McPeak, Hulbert,
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12
13 A Joint Resolution directing the Secretary of State
14 to refer to the people for their approval or
rejection a proposed amendment to the Constitution of
15 the State of Oklahoma by adding a new Section 38 to
Article II; guaranteeing the right to engage in
16 certain farming and ranching practices; prohibiting
Legislature from passing certain laws; providing for
17 interpretation; providing ballot title; and directing
filing.

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19
20 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
21 2ND SESSION OF THE 54TH OKLAHOMA LEGISLATURE:

22 SECTION 4. The Secretary of State shall refer to the people for
23 their approval or rejection, as and in the manner provided by law,
24 the following proposed amendment to the Constitution of the State of

1 Oklahoma by adding a new Section 38 to Article II thereof, to read
2 as follows:

3 Section 38. To protect agriculture as a vital sector of
4 Oklahoma's economy, which provides food, energy, health benefits,
5 and security and is the foundation and stabilizing force of
6 Oklahoma's economy, the rights of farmers and ranchers to engage in
7 modern farming and ranching practices shall be forever guaranteed in
8 this state. The Legislature shall pass no law which abridges the
9 right of farmers and ranchers to employ agricultural technology and
10 modern livestock production and ranching practices.

11 Nothing in this section shall be construed to modify any
12 provision of common law or statutes relating to trespass, eminent
13 domain, or any other property rights.

14 SECTION 5. The Ballot Title for the proposed Constitutional
15 amendment as set forth in SECTION 1 of this resolution shall be in
16 the following form:

17 BALLOT TITLE

18 Legislative Referendum No. _____ State Question No. _____

19 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

20 This measure adds a new section of law to the State
21 Constitution. It adds Section 38 to Article 2. It protects the
22 rights of farmers and ranchers to engage in modern farming and
23 ranching practices. It prohibits the Legislature from passing
24 laws that would take away the right to employ agricultural

1 technology and modern livestock production. It provides for
2 interpretation of the section.

3 SHALL THE PROPOSAL BE APPROVED?

4 FOR THE PROPOSAL - YES _____

5 AGAINST THE PROPOSAL - NO _____

6 SECTION 6. The Chief Clerk of the House of Representatives
7 shall, immediately after the passage of this resolution, prepare and
8 file one copy thereof, including the Ballot Title set forth in
9 SECTION 2 hereof, with the Secretary of State and one copy with the
10 Attorney General.

11 Passed the House of Representatives the 11th day of March, 2014.

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13 _____
14 Presiding Officer of the House
of Representatives

15 Passed the Senate the ____ day of _____, 2014.

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18 _____
19 Presiding Officer of the Senate