

1 **SENATE FLOOR VERSION**

2 April 8, 2015

3 **AS AMENDED**

4 ENGROSSED HOUSE

5 JOINT

6 RESOLUTION NO. 1012

By: Biggs, Murdock, Pfeiffer,
Park, Newell, Denney,
McBride, Sanders and Hall
of the House

7 and

8 Smalley of the Senate

9
10 A Joint Resolution directing the Secretary of State
11 to refer to the people for their approval or
12 rejection a proposed amendment to the Constitution of
13 the State of Oklahoma by adding a new Section 38 to
14 Article II; guaranteeing the right to engage in
15 certain farming and ranching practices; prohibiting
16 Legislature from passing certain laws; providing for
17 interpretation; providing ballot title; and directing
18 filing.

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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 the Constitution of the State of Oklahoma by adding a new Section 38 to Article II thereof, to read as follows:

1 Section 38. To protect agriculture as a vital sector of
2 Oklahoma's economy, which provides food, energy, health benefits,
3 and security and is the foundation and stabilizing force of
4 Oklahoma's economy, the rights of citizens and lawful residents of
5 Oklahoma to engage in farming and ranching practices shall be
6 forever guaranteed in this state. The Legislature shall pass no law
7 which abridges the right of citizens and lawful residents of
8 Oklahoma to employ agricultural technology and livestock production
9 and ranching practices without a compelling state interest.

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

14 SECTION 2. 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 citizens and lawful residents of Oklahoma to engage in
23 farming and ranching practices. It prohibits the Legislature
24 from passing laws that would take away the right to employ

1 agricultural technology and livestock production without a
2 compelling state interest. It provides for interpretation of
3 the section.

4 SHALL THE PROPOSAL BE APPROVED?

5 FOR THE PROPOSAL - YES _____

6 AGAINST THE PROPOSAL - NO _____

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

12 COMMITTEE REPORT BY: COMMITTEE ON RULES
13 April 8, 2015 - DO PASS AS AMENDED
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