

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 54th Legislature (2013)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE JOINT
7 RESOLUTION NO. 1026

By: Fisher, Kern and Bennett of
the House

and

Treat of the Senate

12 COMMITTEE 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 Section 26 of
16 Article II of the Constitution of the State of
17 Oklahoma; clarifying manner in which citizens may
18 keep and bear arms; providing ballot title; and
19 directing filing.

20 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
21 1ST SESSION OF THE 54TH OKLAHOMA LEGISLATURE:

22 SECTION 1. The Secretary of State shall refer to the people for
23 their approval or rejection, as and in the manner provided by law,
24

1 the following proposed amendment to Section 26 of Article II of the
2 Constitution of the State of Oklahoma to read as follows:

3 Section 26. The fundamental right of a each individual citizen
4 to keep and to bear arms ~~in~~ including, but not limited to, handguns,
5 rifles, shotguns, knives and other common arms, ammunition and the
6 components thereof, for security, defense ~~of his home, person, or~~
7 ~~property,~~ or in aid of the civil power, when thereunto legally
8 summoned, recreation, lawful hunting, or any other legitimate
9 purpose shall ~~never be prohibited; but nothing herein contained~~
10 ~~shall prevent the Legislature from regulating the carrying of~~
11 ~~weapons~~ not be infringed. Regulations of this right shall be
12 subject to strict scrutiny and shall not frustrate or impair the
13 purposes of this right.

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 amends the State Constitution. This measure deals
21 with the right of a citizen to keep and bear arms. The change
22 to this section will make clear what types of weapons and for
23 what purpose the weapons may be kept. The change would also

clarify that regulations by the state on the right to keep and bear arms shall be subject to strict scrutiny.

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.

COMMITTEE REPORT BY: COMMITTEE ON STATES' RIGHTS, dated 02/28/2013 - DO PASS, As Amended and Coauthored.