

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 55th Legislature (2015)

4 HOUSE JOINT
5 RESOLUTION 1012

By: Biggs

6
7 AS INTRODUCED

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

17 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
18 1ST SESSION OF THE 55TH OKLAHOMA LEGISLATURE:

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

24 Section 38. To protect agriculture as a vital sector of
25 Oklahoma's economy, which provides food, energy, health benefits,
26 and security and is the foundation and stabilizing force of

Oklahoma's economy, the rights of farmers and ranchers to engage in farming and ranching practices shall be forever guaranteed in this state. The Legislature shall pass no law which abridges the right of farmers and ranchers to employ agricultural technology and livestock production and ranching practices without a compelling state interest.

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

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 of law to the State Constitution. It adds Section 38 to Article 2. It protects the rights of farmers and ranchers to engage in farming and ranching practices. It prohibits the Legislature from passing laws that would take away the right to employ agricultural technology and livestock production without a compelling state interest. It provides for interpretation of the section.

SHALL THE PROPOSAL BE APPROVED?

FOR THE PROPOSAL — YES _____

1 AGAINST THE PROPOSAL — NO _____

2 SECTION 3. The Chief Clerk of the House of Representatives
3 shall, immediately after the passage of this resolution, prepare and
4 file one copy thereof, including the Ballot Title set forth in
5 SECTION 2 hereof, with the Secretary of State and one copy with the
6 Attorney General.
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8 COMMITTEE REPORT BY: COMMITTEE ON RULES, dated 02/11/2015 - DO PASS.
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