

STATE OF OKLAHOMA

1st Session of the 55th Legislature (2015)

HOUSE JOINT
RESOLUTION 1012

By: Biggs

AS INTRODUCED

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.

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

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:

Section 38. To protect agriculture as a vital sector of Oklahoma's economy, which provides food, energy, health benefits, and security and is the foundation and stabilizing force of Oklahoma's economy, the rights of farmers and ranchers to engage in

1 farming and ranching practices shall be forever guaranteed in this
2 state. The Legislature shall pass no law which abridges the right
3 of farmers and ranchers to employ agricultural technology and
4 livestock production and ranching practices without a compelling
5 state interest.

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

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

12 BALLOT TITLE

13 Legislative Referendum No. _____ State Question No. _____

14 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

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

22 SHALL THE PROPOSAL BE APPROVED?

23 FOR THE PROPOSAL — YES _____

24 AGAINST THE PROPOSAL — NO _____

SECTION 3. The Chief Clerk of the House of Representatives shall, immediately after the passage of this resolution, 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.

55-1-5202 AMM 12/09/14