

STATE OF OKLAHOMA

2nd Session of the 58th Legislature (2022)

SENATE JOINT
RESOLUTION 29

By: Dahm

AS INTRODUCED

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 30 of Article II of the Oklahoma Constitution; prohibiting unreasonable search and seizure of certain data and communications; requiring warrant for search and seizure of certain data and communications; providing ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE
2ND SESSION OF THE 58TH 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 Section 30 of Article II of the Oklahoma Constitution to read as follows:

Section 30. The right of the people to be secure in their persons, houses, electronic data and electronic communications, papers, and effects against unreasonable searches or seizures shall not be violated; and no warrant shall issue but upon probable cause supported by oath or affirmation, describing as particularly as may be the place to be searched and the person or thing to be seized.

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 amends Section 30 of Article 2 of the Oklahoma Constitution. This section protects the rights of the people against unreasonable searches and seizures. This measure would add electronic data and communications to the list of items that require a warrant based on probable cause to search for or seize such items.

SHALL THE PROPOSAL BE APPROVED?

FOR THE PROPOSAL — YES _____

AGAINST THE PROPOSAL — NO _____

SECTION 3. The President Pro Tempore of the Senate 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.

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