

1 **SENATE FLOOR VERSION**

2 April 6, 2016

3 **AS AMENDED**

4 ENGROSSED HOUSE

5 JOINT

6 RESOLUTION NO. 1009

7 By: Fisher, Bennett, Brumbaugh,
8 Coody (Jeff), Calvey,
9 Cleveland, Enns, Echols,
10 Roberts (Sean), Murphey,
11 Newell, Kern, Wesselhoft,
12 Montgomery, Wright, Kirby,
13 Park, Leewright, Johnson,
14 Kannady, Osborn, Wallace,
15 Faught, Strohm, McCullough,
16 Caldwell, Moore, Wood,
17 Ownbey, Martin, Scott,
18 Proctor, McBride and Ritze
19 of the House

20 and

21 Sykes, Silk, Shortey,
22 Allen, Stanislawski,
23 Brecheen, Dahm, Griffin,
24 Anderson and Loveless of
the Senate

25 **[refer to the people for their approval or rejection**
26 **- keep and bear arms - ballot title - filing]**

27 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
28 2ND SESSION OF THE 55TH OKLAHOMA LEGISLATURE:

29 SECTION 1. The Secretary of State shall refer to the people for
30 their approval or rejection, as and in the manner provided by law,
31

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. A. The fundamental right of a each individual
4 citizen to keep and to bear arms in defense of his home, person, or
5 property, or, including handguns, rifles, shotguns, knives,
6 nonlethal defensive weapons and other arms in common use, as well as
7 ammunition and the components of arms and ammunition, for security,
8 self-defense, lawful hunting and recreation, in aid of the civil
9 power, when thereunto legally lawfully summoned, or for any other
10 legitimate purpose shall never not be prohibited; but nothing herein
11 contained shall prevent the Legislature from regulating the carrying
12 of weapons infringed. Any regulation of this right shall be subject
13 to strict scrutiny.

14 B. This section shall not prevent the Legislature from
15 prohibiting the possession of arms by convicted felons, those
16 adjudicated as mentally incompetent or those who have been
17 involuntarily committed in any mental institution.

18 C. No law shall impose registration or special taxation upon
19 the keeping of arms, including the acquisition, ownership,
20 possession or the transfer of arms, ammunition or the components of
21 arms or ammunition.

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

BALLOT TITLE

Legislative Referendum No. _____ State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

This measure amends the State Constitution. This measure addresses the right of a citizen to keep and bear arms. The changes to this section will make clear what types of weapons and for what purpose the weapons may be kept. It would state that regulations by the state on the right to keep and bear arms would be subject to strict scrutiny. The changes would also allow the state to prohibit certain persons from possessing arms. It would not allow the passage of laws that would require the registration of arms or special taxation of arms.

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 act, 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 RULES
April 6, 2016 - DO PASS AS AMENDED