

1 ENGROSSED SENATE AMENDMENT  
TO  
2 ENGROSSED HOUSE  
JOINT  
3 RESOLUTION NO. 1009

By: Fisher, Bennett, Brumbaugh,  
Coody (Jeff), Calvey,  
Cleveland, Enns, Echols,  
Roberts (Sean), Murphey,  
Newell, Kern, Wesselhoft,  
Montgomery, Wright, Kirby,  
Park, Leewright, Johnson,  
Kannady, Osborn, Wallace,  
Faught, Strohm, McCullough,  
Caldwell, Moore, Wood,  
Ownbey, Martin, Scott,  
Proctor, McBride and Ritze  
of the House

and

Silk and Shortey of the  
Senate

A Joint Resolution directing the Secretary of State  
to refer to the people for their approval or  
rejection a proposed amendment to Section 26 of  
Article II of the Constitution of the State of  
Oklahoma; clarifying manner in which citizens may  
keep and bear arms; stating legislative authority;  
prohibiting certain laws; providing ballot title; and  
directing filing.

AUTHOR: Add the following House Coauthor: Christian

AUTHOR: Remove Silk as principal Senate Author, replace with Sykes  
as principal Senate Author and retain Silk as Senate  
Coauthor and add the following Senate Coauthors: Allen,  
Stanislawski, Brecheen, Dahm, Griffin, Anderson, Loveless,  
Pittman, Fry, Dossett, Sharp and Thompson

AMENDMENT NO. 1. Page 1, strike the title to read



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18

19  
20 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE  
21 1ST SESSION OF THE 55TH 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. 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.

1 Passed the House of Representatives the 10th day of March, 2016.

2  
3 \_\_\_\_\_  
4 Presiding Officer of the House  
of Representatives

5 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2016.

6  
7  
8 \_\_\_\_\_  
9 Presiding Officer of the Senate