

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                                   1st Session of the 59th Legislature (2023)

4 HOUSE JOINT  
5 RESOLUTION 1034

By: McCall, **West (Kevin)**,  
6                   **McDugle, Hilbert, Boles,**  
7                   **Hardin, Gann, Steagall,**  
8                   **Cantrell, Grego, West**  
9                   **(Rick), Maynard, Kendrix,**  
10                   **Duel, and Sims** of the House

and

11                                   **Bullard, Bergstrom,**  
12                                   **Hamilton, Prieto, Dahm,**  
13                                   **Newhouse, and Burns** of the  
14                                   Senate

15                                   AS INTRODUCED

16                   A Joint Resolution directing the Secretary of State  
17                   to refer to the people for their approval or  
18                   rejection a proposed amendment to Section 26 of  
19                   Article II of the Constitution of the State of  
20                   Oklahoma; expanding rights of citizens to keep and  
21                   bear arms; updating language; providing ballot title;  
22                   and directing filing.

23 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE  
24 1ST SESSION OF THE 59TH 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 26 of Article II of the  
Constitution of the State of Oklahoma to read as follows:

1 Section 26. A. The fundamental right of a each individual  
2 citizen to keep and to bear arms in defense of his ~~home~~, or her  
3 ~~person~~, or property, ~~or~~ including handguns, rifles, shotguns,  
4 knives, nonlethal defensive weapons, and other arms in common use,  
5 as well as ammunition and the components of arms and ammunition, for  
6 self-defense, lawful hunting and recreation, in aid of the civil  
7 power, when thereunto ~~legally~~ lawfully summoned, or for any other  
8 legitimate purpose, shall ~~never be prohibited; but nothing herein~~  
9 ~~contained~~ not be infringed.

10 B. This section shall not prevent the Legislature from  
11 ~~regulating the carrying of weapons~~ enforcing or adopting narrowly  
12 tailored time, place, and manner regulations, or authorizing  
13 political subdivisions to adopt and enforce such regulations, to  
14 serve a compelling state interest.

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

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

22 BALLOT TITLE

23 Legislative Referendum No. \_\_\_\_\_ State Question No. \_\_\_\_\_

24 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

1 This measure would amend Section 26 of Article 2 of the Oklahoma  
2 Constitution. This measure would prevent infringement of the  
3 fundamental right of a citizen to keep and to bear arms. This  
4 measure will not prevent the Legislature from adopting  
5 regulations that serve a narrowly tailored compelling state  
6 interest. This measure would prohibit the imposition of  
7 registration or special taxation upon the keeping of or the  
8 transfer of arms, ammunition, or the components of arms or  
9 ammunition.

10 SHALL THE PROPOSAL BE APPROVED?

11 FOR THE PROPOSAL - YES \_\_\_\_\_

12 AGAINST THE PROPOSAL - NO \_\_\_\_\_

13 SECTION 3. The Chief Clerk of the House of Representatives,  
14 immediately after the passage of this resolution, shall prepare and  
15 file one copy thereof, including the Ballot Title set forth in  
16 SECTION 2 hereof, with the Secretary of State and one copy with the  
17 Attorney General.

18  
19 COMMITTEE REPORT BY: COMMITTEE ON RULES, dated 02/27/2024 - DO PASS,  
20 As Coauthored.  
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