

Stricken language would be deleted from and underlined language would be added to the Arkansas Constitution.

1 State of Arkansas *As Engrossed: S3/7/05 S3/23/05*
2 85th General Assembly
3 Regular Session, 2005 SJR 1
4

5 By: Senators Faris, Altes, Critcher, Baker, Wilkinson, Broadway, J. Bookout, Glover, Horn, G. Jeffress,
6 J. Jeffress, B. Johnson, Laverty, Miller, T. Smith, J. Taylor, Trusty, Whitaker, Womack, Wooldridge
7 By: Representatives Burris, Jeffrey, Pyle, R. Green, Abernathy, Adams, Schulte, Davenport, Glidewell,
8 Kidd, Rankin, D. Creekmore, Thyer, Ragland, Sumpter, Wood, Mathis, L. Evans, Rosenbaum, Hardwick,
9 Pickett, J. Johnson, Edwards, Maxwell, Thompson, McDaniel, Dunn, Berry, Blount, Bond, Childers,
10 Clemons, Cook, Davis, Dickinson, D. Evans, George, T. Hutchinson, Mack, J. Martin, Medley, Pate,
11 Petrus, S. Prater, Reep, Sample, Scroggin, Sullivan, Thomason, Verkamp, Walters, Wills, Wyatt
12
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14 **SENATE JOINT RESOLUTION**

15 PROPOSING AN AMENDMENT TO THE ARKANSAS
16 CONSTITUTION FOR THE PRESERVATION OF HUNTING,
17 TRAPPING, AND FISHING.
18

19 **Subtitle**

20 PROPOSING AN AMENDMENT TO THE ARKANSAS
21 CONSTITUTION FOR THE PRESERVATION OF
22 HUNTING, TRAPPING, AND FISHING.
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25 BE IT RESOLVED BY THE SENATE OF THE EIGHTY-FIFTH GENERAL ASSEMBLY OF THE
26 STATE OF ARKANSAS AND BY THE HOUSE OF REPRESENTATIVES, A MAJORITY OF ALL
27 MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:
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29 That the following is proposed as an amendment to the Constitution of
30 the State of Arkansas, and upon being submitted to the electors of the state
31 for approval or rejection at the next general election for Senators and
32 Representatives, if a majority of the electors voting thereon at the
33 election, adopt the amendment, the amendment shall become a part of the
34 Constitution of the State of Arkansas, to wit:
35

36 SECTION 1. Preservation of hunting, trapping, and fishing.



1 (a) Hunting, trapping, fishing, and the taking of wild animals, birds,
2 and fish are a valued part of our heritage and will be forever preserved for
3 the people of Arkansas. Fish and wildlife shall be managed by laws and
4 regulations consistent with Amendment 35 to the Arkansas Constitution that
5 provide the people of Arkansas with the continued opportunity to take, by
6 traditional means and methods, species traditionally pursued by hunters,
7 anglers, and trappers. Fish and wildlife management, including taking, shall
8 be consistent with the State's duty to protect this heritage and its duty to
9 conserve wild animals, birds, and fish. Hunting, fishing, or trapping by
10 sportsmen shall always be a preferred and available means of controlling all
11 invasive or overpopulated species.

12 (b) Any person who is licensed to hunt, fish, or trap and who is
13 adversely affected by a failure to comply with this section shall have a
14 private cause of action to enforce this section. The right of the people to
15 hunt, fish, trap, and harvest game shall be subject only to regulations and
16 restrictions consistent with Amendment 35 to the Arkansas Constitution.

17 (c) It is the public policy of the State to promote the public and
18 private acquisition, approval, construction, and operation of shooting ranges
19 and other facilities where people may acquire and enhance their training and
20 skills to hunt and harvest game safely, efficiently, and humanely.

21 (d) This section shall not be construed to alter:

22 (1) Laws concerning firearms;

23 (2) Laws concerning trespass, the posting of property, or
24 property rights; or

25 (3) The sovereign immunity of the State of Arkansas.

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27 SECTION 2. This amendment shall be effective on January 1, 2007.

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29 /s/ Faris
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