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LRB-4783/1 RAC:kjf:jf

2005 SENATE JOINT RESOLUTION 73

March 6, 2006 - Introduced by Senator Carpenter. Referred to Committee on Judiciary, Corrections and Privacy.

Relating to: recalling for further action enrolled Senate Joint Resolution 53, relating to providing that only a marriage between one man and one woman shall be valid or recognized as a marriage in this state.

Whereas, the 2003 legislature in regular session considered a proposed amendment to the constitution in 2003 Assembly Joint Resolution 66, which became 2003 Enrolled Joint Resolution 29, and agreed to it by a majority of the members elected to each of the 2 houses, which proposed amendment reads as follows:

Section 1. Section 13 of article XIII of the constitution is created to read:

[Article XIII] Section 13. Only a marriage between one man and one woman shall be valid or recognized as a marriage in this state. A legal status identical or substantially similar to that of marriage for unmarried individuals shall not be valid or recognized in this state.

Section 2. Numbering of new provision. The new section 13 of article XIII of the constitution created in this joint resolution shall be designated by the next higher open whole section number in that article if, before the ratification by the people of the amendment proposed in this joint resolution, any other ratified amendment has created a section 13 of article XIII of the constitution of this state. If one or more joint resolutions create a section 13 of article XIII simultaneously with the ratification by the people of the amendment proposed in this joint resolution, the sections

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created shall be numbered and placed in a sequence so that the sections created by the joint resolution having the lowest enrolled joint resolution number have the numbers designated in that joint resolution and the sections created by the other joint resolutions have numbers that are in the same ascending order as are the numbers of the enrolled joint resolutions creating the sections.

And whereas, the 2005 senate and assembly in regular session considered and adopted the identical proposed amendment to the constitution in 2005 Senate Joint Resolution 53; now, therefore, be it

Resolved by the senate, the assembly concurring, That pursuant to joint rule 6, enrolled 2005 Senate Joint Resolution 53, relating to providing that only a marriage between one man and one woman shall be valid or recognized as a marriage in this state, is recalled for further action at the amendable stage.

8 (END)