



## 1995 ASSEMBLY JOINT RESOLUTION 53

September 1, 1995 – Introduced by Representatives JENSEN, ZUKOWSKI, KREIBICH, JOHNSRUD, LEHMAN, WARD, OWENS, OTTE, HANDRICK, HARSDORF, MUSSER, HASENOHRL, LADWIG, TURNER, DOBYNS, KAUFERT, MEYER, HOVEN, GUNDERSON, PORTER, UNDERHEIM, FREESE, OTT, ALBERS, HAHN, SILBAUGH, NASS, HUEBSCH, COLEMAN, SCHNEIDERS, OLSEN, SKINDRUD, DUFF, GARD, WOOD, OURADA, BALDUS, GROTHMAN, LINTON, SERATTI, BRANDEMUEHL, WALKER, GROBSCHMIDT, ZIEGELBAUER, BAUMGART, KELSO, LORGE, GREEN, F. LASEE, REYNOLDS, BOYLE, SCHNEIDER and GOETSCH, cosponsored by Senators ZIEN, RUDE, DRZEWIECKI, BRESKE, A. LASEE, SCHULTZ, MOEN, PETAK, WINEKE, FITZGERALD, HUELSMAN, ANDREA, FARROW, BUETTNER, CLAUSING and DARLING. Referred to Committee on Elections and Constitutional Law.

- 1     **To create** section 25 of article I of the constitution; **relating to:** the right to keep and  
2     bear arms (first consideration).

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### *Analysis by the Legislative Reference Bureau*

This constitutional amendment, proposed to the 1995 legislature on first consideration, creates a new section of article I of the state constitution. Article I contains the state constitution's declaration of rights. The new section of article I created by this constitutional amendment declares that: "Every individual, except an individual restricted in accordance with federal law, has the right to keep and bear arms for any lawful purpose including for security or defense, for hunting and for recreational use, but the manner of bearing arms may be regulated as authorized by the legislature by law."

Currently, the state constitution does not guarantee a right to keep and bear arms.

As a constitutional amendment, the proposal requires adoption by 2 successive legislatures, and ratification by the people, before it can become effective.

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3     **Resolved by the assembly, the Senate concurring, That:**

4     **SECTION 1.** Section 25 of article I of the constitution is created to read:

5     [Article I] Section 25. Every individual, except an individual restricted in  
6     accordance with federal law, has the right to keep and bear arms for any lawful

1 purpose including for security or defense, for hunting and for recreational use, but  
2 the manner of bearing arms may be regulated as authorized by the legislature by law.

3 **SECTION 2.** Numbering of new section. The new section "25" of article I of the  
4 constitution created in this joint resolution shall be designated by the next higher  
5 open whole section number in that article if, prior to or simultaneously with the  
6 ratification by the people of the amendment proposed in this joint resolution, any  
7 other ratified amendment has created a "section 25" of article I of the constitution  
8 of this state. If several joint resolutions simultaneously create a section 25 of article  
9 I, the chief of the legislative reference bureau shall determine the sequence and the  
10 numbering.

11 ***Be it further resolved, That*** this proposed amendment be referred to the  
12 legislature to be chosen at the next general election and that it be published for 3  
13 months previous to the time of holding such election.

14 (END)