

HOUSE JOINT RESOLUTION NO. 108

By Representatives McCord, Todd, Hensley, Gre.ham, DuBois, Niceley, Yokley, Liliz, Curtis Johnson, McDonald, Annstrong, Baird, Bass, Bell, Bibb, Bone, Borchert. Harry Brooks, Kevin Brooks, Brown, Buck. Campfield, Casada, Curt Cobb. Jim Cobb, Coleman, Coley, Cooper, Crider, Curtiss, Dean, John DeBerry, Lois DeBerry, Dunn, Eldrtdge, Favors, Ferguson, Fincher, Fitzhugh, Floyd, Ford, Fraley, Gilmore, Hackworth, Hardaway, Harmon, Harrison, Harwell, Hawk, Hili, Hood. Phillip Johnson, Sherry Jones, Ulysses Jones, Kernan, Lollar, Lundberg, Maddox, Maggart, Matheny, Matlock, McCormick, McDaniel, Miller, Montgomery, Moore, Mumpower, Odom, Overbey, Pinion. Pitts, Pruitt, Rinks. Roach, Rowland, Sargent, Shaw, Shepard, Sontany, Swafford, Tidwell, Tindell, Towns, Mike Turner, Vaughn, Watson, West, Williams, Windle, Winningham and Mr. Speaker Naifeh

and

Senators Jackson, Raymond Finney, Haynes, Herron, Kilby, Norris, Roller, Berke, Beavers

A RESOLUTION to propose an amendment to Article XI, Section 13 , of the Constitution of Tennessee, relative to the right to hunt, fish, and harvest game.

WHEREAS, the Legislature finds that hunting and fishing are honored traditions in the state of Tennessee; and

WHEREAS, from the time prior to statehood, citizens have enjoyed the bounty of Tennessee's natural resources, including hunting and fishing for subsistence and recreation. Indeed, hunting and fishing are a vital part of this state's heritage and economy and should be preserved and protected; and

WHEREAS, the legislative intent of this amendment is declared to be the following:

(1) Hunting and fishing for the taking of game and fish are a valued part of this state's heritage and should be preserved for the people;

(2) Citizens of this state should have the opportunity to take game and fish by traditional manner and means; however, game and fish management, including hunting and fishing, shall be consistent with the state's duty to honor this heritage and its duty to conserve and protect game and fish; and

(3) The right of the people to hunt and fish shall be subject to reasonable regulations and restrictions as the Legislature may prescribe: now, therefore,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED FIFTH GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE SENATE CONCURRING, that a majority of all the members of each house concurring,

as shown by the yeas and nays entered on their journals, that it is proposed that Article XI, Section 13 of the Constitution of the State of Tennessee be amended by adding the following sentences at the end of the section:

The citizens of this state shall have the personal right to hunt and fish, subject to reasonable regulations and restrictions prescribed by law. The recognition of this right does not abrogate any private or public property rights, nor does it limit the state's power to regulate commercial activity. Traditional manners and means may be used to take non-threatened species.

BE IT FURTHER RESOLVED, that the foregoing amendment be referred to the One Hundred Sixth General Assembly and that this resolution proposing such amendment be HJR 108 published by the Secretary of State in accordance with Article XI, Section 3, of the Constitution of Tennessee.

BE IT FURTHER RESOLVED, that the Clerk of the House of Representatives is directed to deliver a copy of this resolution to the Secretary of State.

ADOPTED: March 17, 2008



JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES



RON RAMSEY
SPEAKER OF THE SENATE

APPROVED: