

Senate Concurrent Resolution No. 1612

By Senator Pilcher-Cook

3-25

1 A PROPOSITION to amend article 15 of the constitution of the state of
2 Kansas by adding a new section thereto, concerning certain reserved
3 powers.
4

5 *Be it resolved by the Legislature of the State of Kansas, two-thirds of*
6 *the members elected (or appointed) and qualified to the Senate and two-*
7 *thirds of the members elected (or appointed) and qualified to the House*
8 *of Representatives concurring therein:*

9 Section 1. The following proposition to amend the constitution of
10 the state of Kansas shall be submitted to the qualified electors of the state
11 for their approval or rejection: Article 15 of the constitution of the state of
12 Kansas is hereby amended by adding a new section thereto to read as
13 follows:

14 "§ 17. **Powers reserved.** The people of Kansas hereby
15 expressly reserve to the state of Kansas, and to the citizens of
16 Kansas, all powers not delegated to the United States by the
17 constitution of the United States, or not otherwise prohibited to
18 the states by the constitution of the United States. These
19 reserved powers include, but are not limited to, the power to
20 regulate the following subjects: Education; marriage and law
21 relating to the family; firearms, ammunition and their use; land
22 use; the management of wildlife, game and fisheries; health
23 care; and all forms of insurance."

24 Sec. 2. The following statement shall be printed on the ballot with
25 the amendment as a whole:

26 "*Explanatory statement.* The purpose of this amendment is to
27 expressly reserve to the state of Kansas, and to the citizens
28 of Kansas, all powers not delegated to the United States by
29 the constitution of the United States, or not otherwise
30 prohibited to the states by the constitution of the United
31 States.

32 "A vote for this proposition would expressly reserve to the state
33 of Kansas, and to the citizens of Kansas, all powers not
34 delegated to the United States by the constitution of the
35 United States, or not otherwise prohibited to the states by the
36 constitution of the United States. These reserved powers

1 include, but are not limited to, the power to regulate the
2 following subjects: Education; marriage and law relating to
3 the family; firearms, ammunition and their use; land use; the
4 management of wildlife, game and fisheries; health care; and
5 all forms of insurance.

6 "A vote against this proposition would not expressly reserve any
7 of such powers in the constitution of the state of Kansas."

8 Sec. 3. This resolution, if approved by two-thirds of the members
9 elected (or appointed) and qualified to the Senate, and two-thirds of the
10 members elected (or appointed) and qualified to the House of
11 Representatives shall be entered on the journals, together with the yeas
12 and nays. The secretary of state shall cause this resolution to be published
13 as provided by law and shall cause the proposed amendment to be
14 submitted to the electors of the state at the election in August in the year
15 2014 unless a special election is called at a sooner date by concurrent
16 resolution of the legislature, in which case it shall be submitted to the
17 electors of the state at the special election.