

# Senate Joint Resolution 5

Sponsored by Senator GOLDEN (Presession filed.)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Proposes amendment to Oregon Constitution establishing right to clean and healthy environment and to preservation of natural, cultural, scenic, recreational and healthful qualities of environment. Requires state to serve as trustee of natural resources and maintain natural resources for benefit of all people.

Refers proposed amendment to people for their approval or rejection at next general election.

## JOINT RESOLUTION

**Be It Resolved by the Legislative Assembly of the State of Oregon:**

**PARAGRAPH 1.** The Constitution of the State of Oregon is amended by creating a new section 47 to be added to and made a part of Article I, such section to read:

**SECTION 47. (1) The people of this state have the right to a clean and healthy environment, including pure water, clean air, healthy ecosystems and a stable climate, and to the preservation of the natural, cultural, scenic, recreational and healthful qualities of the environment. The state shall not infringe upon these rights, by action or inaction.**

**(2) The state, including each branch, agency and political subdivision, shall serve as trustee of all the natural resources of this state. The trust assets to be protected shall include this state's waters, air, wildlife, fisheries, atmosphere, climate, public lands and natural ecosystems. The state shall conserve, protect and maintain these natural resources for the benefit of all the people, including generations yet to come.**

**(3) The rights stated in this section are self-executing, inherent and infeasible, are among those rights reserved to the people and are in addition to, and may not be constrained by or limited to, those rights conferred by the state's public trust doctrine or wildlife trust doctrine.**

**PARAGRAPH 2.** The amendment proposed by this resolution shall be submitted to the people for their approval or rejection at the next regular general election held throughout this state.

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.