

By: Representatives Chism, Nicholson,
Robinson (84th)

To: Constitution

HOUSE CONCURRENT RESOLUTION NO. 52

1 A CONCURRENT RESOLUTION PROPOSING TO AMEND THE MISSISSIPPI
2 CONSTITUTION OF 1890 BY CREATING A NEW SECTION 263-A TO PROVIDE
3 THAT MARRIAGE MAY TAKE PLACE AND MAY BE VALID UNDER THE LAWS OF
4 THIS STATE ONLY BETWEEN A MAN AND A WOMAN; TO PROVIDE THAT A
5 MARRIAGE IN ANOTHER STATE OR FOREIGN JURISDICTION BETWEEN PERSONS
6 OF THE SAME GENDER, REGARDLESS OF WHEN THE MARRIAGE TOOK PLACE,
7 MAY NOT BE RECOGNIZED IN THIS STATE AND IS VOID AND UNENFORCEABLE
8 UNDER THE LAWS OF THIS STATE; AND FOR RELATED PURPOSES.

9 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF
10 MISSISSIPPI, That the following amendment to the Mississippi
11 Constitution of 1890 is proposed to the qualified electors of the
12 state:

13 Amend the Mississippi Constitution of 1890 to create a new
14 Section 263-A to read as follows:

15 "Section 263-A. Marriage may take place and may be valid
16 under the laws of this state only between a man and a woman. A
17 marriage in another state or foreign jurisdiction between persons
18 of the same gender, regardless of when the marriage took place,
19 may not be recognized in this state and is void and unenforceable
20 under the laws of this state."

21 BE IT FURTHER RESOLVED, That this proposed amendment shall be
22 submitted by the Secretary of State to the qualified electors at
23 an election to be held on the first Tuesday after the first Monday
24 of November 2004, as provided by Section 273 of the Constitution
25 and by general law.

26 BE IT FURTHER RESOLVED, That the explanation of this proposed
27 amendment for the ballot shall read as follows: "This proposed
28 constitutional amendment provides that marriage may take place and
29 may be valid under the laws of this state only between a man and a
30 woman. The amendment also provides that a marriage in another

31 state or foreign jurisdiction between persons of the same gender
32 may not be recognized in this state and is void and unenforceable
33 under the laws of this state."