

HJR 97 -- SAME SEX MARRIAGE

SPONSOR: Curtman

This proposed constitutional amendment, if approved by the qualified voters of this state, prohibits the state from imposing a penalty on a religious organization that acts in accordance with a sincere religious belief concerning same sex marriage, including the refusal to perform a same sex marriage ceremony or allow a same sex wedding ceremony to be performed on the religious organization's property. The state cannot penalize an individual who declines, due to sincere religious beliefs, to provide goods of expressional or artistic creation for a same sex wedding ceremony. Nothing in the resolution prevents the state from providing lawful marriage licenses or other marital benefits. The resolution does not allow a hospital to refuse to treat a marriage as valid for the purposes of a spouse's right to visitation or to make health care decisions. Persons protected by this resolution may use the law as a claim or defense in a legal proceeding regardless of whether the state is a party in the dispute.

This bill is the same as SJR 39 (2016).