

By: Landgraf

H.J.R. No. 107

A JOINT RESOLUTION

1 proposing a constitutional amendment protecting the right to engage  
2 in the exploration for and production and export of oil, gas, and  
3 other minerals.

4 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Article I, Texas Constitution, is amended by  
6 adding Section 37 to read as follows:

7 Sec. 37. (a) In this section, "mineral" means oil, gas,  
8 uranium, sulphur, lignite, coal, and any other substance that is  
9 ordinarily and naturally considered a mineral in this state,  
10 regardless of the depth at which the oil, gas, uranium, sulphur,  
11 lignite, coal, or other substance is found.

12 (b) The people have the right to engage in generally  
13 accepted practices concerning the exploration for and production  
14 and export of minerals.

15 (c) This section does not affect the authority of the  
16 legislature to authorize by general law the regulation of generally  
17 accepted practices concerning the exploration for and production  
18 and export of minerals by:

19 (1) a state agency or political subdivision when there  
20 is clear and convincing evidence that the law or regulation is  
21 necessary to protect the public health and safety from imminent  
22 danger; or

23 (2) a state agency or political subdivision to  
24 preserve or conserve the natural resources of this state under

1 Section 59, Article XVI, of this constitution.

2 (d) This section does not affect the authority of the  
3 legislature to authorize by general law the use or acquisition of  
4 property for a public use, including the development of the natural  
5 resources of this state under Section 59, Article XVI, of this  
6 constitution.

7 SECTION 2. This proposed constitutional amendment shall be  
8 submitted to the voters at an election to be held November 4, 2025.  
9 The ballot shall be printed to permit voting for or against the  
10 proposition: "The constitutional amendment protecting the right to  
11 engage in the exploration for and production and export of oil, gas,  
12 and other minerals."