

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 HOUSE JOINT
4 RESOLUTION 1001

By: West (Rick)

5
6 AS INTRODUCED

7 A Joint Resolution directing the Secretary of State
8 to refer to the people for their approval or
9 rejection a proposed amendment to Section 21 of
10 Article V of the Constitution of the State of
11 Oklahoma; requiring certain vote of people to change
12 compensation of members of the Legislature; providing
13 ballot title; and directing filing.

14 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
15 1ST SESSION OF THE 59TH OKLAHOMA LEGISLATURE:

16 SECTION 1. The Secretary of State shall refer to the people for
17 their approval or rejection, as and in the manner provided by law,
18 the following proposed amendment to Section 21 of Article V of the
19 Constitution of the State of Oklahoma to read as follows:

20 Section 21. A. The Legislature shall enact laws to prohibit
21 members of the Legislature from engaging in activities or having
22 interests which conflict with the proper discharge of their duties
23 and responsibilities.

24 B. The Board on Legislative Compensation is hereby created.
Said Board shall be composed of five members appointed by the
Governor, two members appointed by the President Pro Tempore of the

1 Senate, and two members appointed by the Speaker of the House of
2 Representatives. The members appointed by the Governor shall be
3 from religious organizations, communications media, nonstate-
4 supported educational institutions, labor organizations, and retail
5 business; the members appointed by the President Pro Tempore of the
6 Senate shall be from agricultural and civic organizations; and the
7 members appointed by the Speaker of the House of Representatives
8 shall be from manufacturing and from professional fields not
9 otherwise specified. No member of the Legislature may be appointed
10 to or serve on the Board. In addition to the members above provided
11 for, the Chairman of the Oklahoma Tax Commission and the Director of
12 State Finance shall serve as ex officio nonvoting members of said
13 Board. The Chairman of said Board shall be designated by the
14 Governor. Members of the Legislature shall receive such
15 compensation as shall be fixed by the Board on Legislative
16 Compensation. If a member of the Legislature is incarcerated due to
17 being charged with a criminal offense and subsequently is found
18 guilty of the offense or pleads guilty or nolo contendere to the
19 offense, the legislator shall return to the state any compensation
20 the legislator received from the state while the legislator was
21 incarcerated prior to the guilty verdict or plea or nolo contendere
22 plea and shall not receive any compensation from the state during
23 any incarceration following such verdict or plea. Said Board shall
24 each two years review the compensation paid to the members of the

1 Legislature and shall be ~~empowered~~ authorized to change such
2 compensation; ~~such change to become effective on the fifteenth day~~
3 ~~following the succeeding general election~~ pursuant to subsection C
4 of this section. The members of the Board shall serve without
5 compensation, but shall be entitled to receive necessary travel and
6 subsistence expense as provided by law for other state officers.

7 C. Any recommendation by the Board to change compensation paid
8 to the members of the Legislature shall be referred to a vote of the
9 people in the form of a state question at the next General Election
10 and shall take effect upon the approval of a majority vote of
11 electors. The Board may seek the advice and counsel of the Attorney
12 General and the Office of the Secretary of State to implement the
13 provisions of this subsection.

14 SECTION 2. The Ballot Title for the proposed Constitutional
15 amendment as set forth in SECTION 1 of this resolution shall be in
16 the following form:

17 BALLOT TITLE

18 Legislative Referendum No. _____ State Question No. _____

19 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

20 This measure amends Section 21 of Article 5 of the Oklahoma
21 Constitution. It makes any recommendation by the Board to
22 change compensation paid to members of the Legislature be
23 referred to a vote of the people in the form of a state
24 question. It requires a majority vote of the people to make any

1 change in compensation. It allows the Board to consult with the
2 Attorney General and Secretary of State to place the state
3 question on the ballot.

4 SHALL THE PROPOSAL BE APPROVED?

5 FOR THE PROPOSAL - YES _____

6 AGAINST THE PROPOSAL - NO _____

7 SECTION 3. The Speaker of the House of Representatives shall,
8 immediately after the passage of this resolution, prepare and file
9 one copy thereof, including the Ballot Title set forth in SECTION 2
10 hereof, with the Secretary of State and one copy with the Attorney
11 General.

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13 59-1-5214 LRB 11/15/22