

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 HOUSE JOINT
4 RESOLUTION 1003

By: Albright

5
6 AS INTRODUCED

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8 A Joint Resolution directing the Secretary of State
9 to refer to the people for their approval or
10 rejection a proposed amendment to Section 33 of
11 Article V of the Constitution of the State of
12 Oklahoma; modifying voting requirements with respect
13 to revenue-raising measures; providing for
14 supermajority voting with regard to revenue-
15 decreasing measures; prescribing procedures for
16 submission of revenue-decreasing measures to vote at
17 next General Election in certain circumstances;
18 providing ballot title; and directing filing.

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20 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
21 1ST SESSION OF THE 57TH OKLAHOMA LEGISLATURE:

22 SECTION 1. The Secretary of State shall refer to the people for
23 their approval or rejection, as and in the manner provided by law,
24 the following proposed amendment to Section 33 of Article V of the
25 Constitution of the State of Oklahoma to read as follows:

26 Section 33. A. All bills for raising revenue shall originate
27 in the House of Representatives. The Senate may propose amendments
28 to revenue-raising bills.

1 B. No revenue-raising bill shall be passed during the five last
2 days of the session.

3 C. Any revenue-raising bill originating in the House of
4 Representatives and any revenue-decreasing bill as defined in
5 subsection E of this section shall not become effective until it has
6 been referred to the people of the state at the next general
7 election held throughout the state and shall become effective and be
8 in force when it has been approved by a majority of the votes cast
9 on the measure at such election and not otherwise, except as
10 otherwise provided in subsection D or subsection E of this section.

11 D. Any revenue-raising bill originating in the House of
12 Representatives may become law without being submitted to a vote of
13 the people of the state if such bill receives the approval of ~~three-~~
14 ~~fourths (3/4)~~ three-fifths (3/5) of the membership of the House of
15 Representatives and ~~three-fourths (3/4)~~ three-fifths (3/5) of the
16 membership of the Senate and is submitted to the Governor for
17 appropriate action. Any such revenue bill shall not be subject to
18 the emergency measure provision authorized in Section 58 of this
19 Article and shall not become effective and be in force until ninety
20 days after it has been approved by the Legislature, and acted on by
21 the Governor.

22 E. As used in this section, a "revenue-decreasing bill" shall
23 mean any measure which, according to the fiscal impact prepared by
24 the agency or other entity of state government required by law to

1 prepare such fiscal impact, would decrease the revenue accruing to
2 the General Revenue Fund of the State Treasury during the fiscal
3 year which begins on the July 1 date immediately following the sine
4 die adjournment of the regular session of the Legislature during
5 which such measure is passed by an amount in excess of one percent
6 (1%) of the final certification for the General Revenue Fund
7 prepared by the State Board of Equalization for the fiscal year
8 ending on June 30 immediately following the sine die adjournment of
9 the regular session of the Legislature during which such revenue
10 decreasing measure is passed or Twenty-five Million Dollars
11 (\$25,000,000.00), whichever amount is less. The certification
12 amount used in the computation shall be the full amount of revenues
13 estimated to accrue to the General Revenue Fund prior to the
14 reduction made for purposes of computing the appropriations
15 authority of the Legislature for such fiscal year. Any revenue-
16 decreasing bill, as defined by this subsection, may become law
17 without being submitted to a vote of the people of the state if such
18 bill receives the approval of three-fifths (3/5) of the membership
19 of the House of Representatives and three-fifths (3/5) of the
20 membership of the Senate and is submitted to the Governor for
21 appropriate action. Any such revenue-decreasing bill shall not be
22 subject to the emergency measure provision authorized in Section 58
23 of this Article and shall not become effective and be in force until
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1 ninety days after it has been approved by the Legislature, and acted
2 on by the Governor.

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

6 BALLOT TITLE

7 Legislative Referendum No. _____ State Question No. _____

8 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

9 This measure amends Section 33 of Article V of the Oklahoma
10 Constitution. This amendment would lower the three-fourths
11 (3/4) voting approval requirement for revenue-raising bills to
12 three-fifths (3/5). Certain bills that cause a revenue decrease
13 would also be subject to new requirements. Revenue-decreasing
14 bills are defined as those which decrease General Revenue Fund
15 money by more than a certain amount computed as the lesser of
16 one percent (1%) of the amount certified by the State Board of
17 Equalization for the General Revenue Fund for the fiscal year
18 ending June 30 following final adjournment of the regular
19 session during which the bill passes or Twenty-five Million
20 Dollars (\$25,000,000.00). If a revenue-decreasing bill receives
21 three-fifths (3/5) approval in both chambers of the Legislature,
22 the bill could be presented to the Governor and it would not
23 have to be submitted to a vote of the people at the next General
24 Election. If a revenue-decreasing bill did not receive three-

1 fifths (3/5) approval in both chambers, but it received at least
2 a majority vote in both chambers, the bill would be submitted to
3 a vote of the people at the next General Election.

4 SHALL THE PROPOSAL BE APPROVED?

5 FOR THE PROPOSAL - YES _____

6 AGAINST THE PROPOSAL - NO _____

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

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