

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 HOUSE JOINT  
4 RESOLUTION 1003

By: West (Rick)

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 21 of  
11 Article V of the Constitution of the State of  
12 Oklahoma; requiring certain vote of people to change  
13 compensation of members of the Legislature; providing  
14 ballot title; and directing filing.

15 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE  
16 1ST SESSION OF THE 58TH OKLAHOMA LEGISLATURE:

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

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

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

1 plea and shall not receive any compensation from the state during  
2 any incarceration following such verdict or plea. Said Board shall  
3 each two years review the compensation paid to the members of the  
4 Legislature and shall be ~~empowered~~ authorized to change such  
5 compensation; ~~such change to become effective on the fifteenth day~~  
6 ~~following the succeeding general election~~ pursuant to subsection C  
7 of this section. The members of the Board shall serve without  
8 compensation, but shall be entitled to receive necessary travel and  
9 subsistence expense as provided by law for other state officers.

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

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

20 BALLOT TITLE  
21 Legislative Referendum No. \_\_\_\_\_ State Question No. \_\_\_\_\_

22 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

23 This measure amends Section 21 of Article 5 of the Oklahoma  
24 Constitution. It makes any recommendation by the Board to

1 change compensation paid to members of the Legislature be  
2 referred to a vote of the people in the form of a state  
3 question. It requires a majority vote of the people to make any  
4 change in compensation. sIt allows the Board to consult with  
5 the Attorney General and Secretary of State to place the state  
6 question on the ballot.

7 SHALL THE PROPOSAL BE APPROVED?

8 FOR THE PROPOSAL - YES \_\_\_\_\_

9 AGAINST THE PROPOSAL - NO \_\_\_\_\_

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

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16 58-1-5605 LRB 12/18/20  
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