

1 **SENATE FLOOR VERSION**

2 April 8, 2015

3 **AS AMENDED**

4 ENGROSSED HOUSE

5 JOINT

6 RESOLUTION NO. 1025

By: Hickman of the House

and

Treat of the Senate

7  
8  
9 **[ Joint Resolution - proposed amendment - activity**  
10 **authorized for legislators - ballot title - filing ]**

11  
12 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE  
13 1ST SESSION OF THE 55TH OKLAHOMA LEGISLATURE:

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

18 Section 23. A. No member of the Legislature shall, during the  
19 term for which ~~he~~ the member was elected, be appointed or elected to  
20 any office or commission in the State, ~~which shall have been~~  
21 ~~created,~~ or the emoluments of which shall have been increased,  
22 during ~~his~~ the term of office, ~~nor shall any member~~ to which the  
23 member was elected.

1        B. Except as otherwise provided by this section, no former  
2 member of the Legislature shall be employed by or receive any form  
3 of compensation, payment or expense reimbursement from any state  
4 governmental entity regardless of the source of revenue until July 1  
5 of the year following the end of the term of office for which the  
6 member shall have been elected.

7        C. The provisions of subsection B of this section shall not  
8 prohibit a former member of the Legislature from being appointed to  
9 the cabinet system of the Governor.

10       D. The provisions of subsection B of this section shall not be  
11 applicable to retirement benefit payments or distributions from a  
12 governmental tax-qualified retirement plan.

13       E. No member shall receive any appointment from the Governor,  
14 the Governor and Senate~~7~~ or from the Legislature~~7~~ during the term  
15 for which ~~he~~ the member shall have been elected~~7~~, ~~nor shall any.~~

16       F. Except as otherwise provided by subsection D of this  
17 section, no member shall, during the term for which ~~he~~ the member  
18 shall have been elected, or within two (2) years thereafter, be  
19 interested, directly or indirectly, in any contract with the State~~7~~  
20 or any county or other political subdivision ~~thereof~~~~7~~, authorized by  
21 law passed during the term for which ~~he~~ the member shall have been  
22 elected.

1 G. The provisions of this section shall not prohibit a former  
2 legislator from receiving the lawful compensation provided by law  
3 upon election to another state office.

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

7 BALLOT TITLE

8 Legislative Referendum No. \_\_\_\_ State Question No. \_\_\_\_

9 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

10 This measure amends Section 23 of Article 5 of the Oklahoma  
11 Constitution. It would prohibit a former legislator from being  
12 employed by a state governmental entity until July 1 of the year  
13 following the end of the term of office. It would also prohibit  
14 a former legislator from receiving any form of compensation,  
15 payment or reimbursement from any state governmental entity  
16 until July 1 of the year following the end of the term of  
17 office. Former legislators could be appointed to the Governor's  
18 cabinet. Former legislators could receive retirement money and  
19 money paid into a retirement plan. This measure would allow  
20 former legislators to be paid if elected to another state  
21 office.

22 SHALL THE PROPOSAL BE APPROVED?

23 FOR THE PROPOSAL - YES \_\_\_\_\_

24 AGAINST THE PROPOSAL - NO \_\_\_\_\_

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

6 COMMITTEE REPORT BY: COMMITTEE ON RULES  
7 April 8, 2015 - DO PASS AS AMENDED  
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