

1 STATE OF OKLAHOMA

2 2nd Session of the 56th Legislature (2018)

3 HOUSE JOINT
4 RESOLUTION 1042

By: Nichols

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7 AS INTRODUCED

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 references; modifying
13 supermajority voting requirement with respect to
14 revenue-raising measures; imposing supermajority
15 voting requirement with respect to revenue-decreasing
16 measures; providing ballot title; and directing
17 filing.

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20 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
21 2ND SESSION OF THE 56TH 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~~ revenue-raising ~~revenue~~ bills
27 shall originate in the House of Representatives. The Senate may
28 propose amendments 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 regardless of its
5 chamber of origin shall not become effective until it has been
6 referred to the people of the state at the next general election
7 held throughout the state and shall become effective and be in force
8 when it has been approved by a majority of the votes cast on the
9 measure at such election and not otherwise, except as otherwise
10 provided in subsection D of this section.

11 D. Any revenue-raising bill originating in the House of
12 Representatives and any revenue-decreasing bill regardless of its
13 chamber of origin may become law without being submitted to a vote
14 of the people of the state if such bill receives the approval of
15 ~~three-fourths (3/4)~~ two-thirds (2/3) of the membership of the House
16 of Representatives and ~~three-fourths (3/4)~~ two-thirds (2/3) of the
17 membership of the Senate and is submitted to the Governor for
18 appropriate action. Any such revenue-raising bill and any such
19 revenue-decreasing bill shall not be subject to the emergency
20 measure provision authorized in Section 58 of this Article and shall
21 not become effective and be in force until ninety days after it has
22 been approved by the Legislature, and acted on by the Governor.

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

4 BALLOT TITLE

5 Legislative Referendum No. _____ State Question No. _____

6 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

7 This measure amends the Oklahoma Constitution. It amends Section
8 33 of Article 5. It changes the references in this section to
9 make it clearer that it applies to revenue-raising measures.
10 Some of the references use the phrase "revenue bill" instead of
11 "revenue-raising bill". It changes the number of votes required
12 in the Oklahoma House of Representatives and the Oklahoma State
13 Senate to approve a bill that raises revenue in order for that
14 bill to be presented to the Governor instead of being submitted
15 to a vote of the people. The current requirement is that a
16 revenue-raising bill receive three-fourths (3/4) approval of
17 those elected to and constituting both the Oklahoma House of
18 Representatives and the Oklahoma State Senate. This measure
19 lowers that requirement to two-thirds (2/3). A revenue-raising
20 bill would need to have sixty-eight (68) votes in the House and
21 thirty-two (32) votes in the Senate to be presented to the
22 Governor for action instead of being submitted to a vote of the
23 people. These same procedures and voting requirements would
24 also apply to a bill that decreased revenue.

1 SHALL THE PROPOSAL BE APPROVED?

2 FOR THE PROPOSAL - YES _____

3 AGAINST THE PROPOSAL - NO _____

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

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