

STATE OF OKLAHOMA

1st Session of the 59th Legislature (2023)

SENATE JOINT
RESOLUTION 16

By: Haste

AS INTRODUCED

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Oklahoma Constitution by adding a new Section 9E to Article X; allowing for the creation of Public Infrastructure Districts; requiring certain conditions for the creation of a public infrastructure district; allowing municipalities to limit powers of the public infrastructure districts; authorizing additional levies to be imposed for certain purpose; authorizing the Legislature to enact laws necessary for the implementation of public infrastructure districts; providing ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE
1ST SESSION OF THE 56TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to the Oklahoma Constitution by adding a new Section 9E to Article X to read as follows:

Section 9. A. There is hereby created Public Infrastructure Districts.

1 B. Municipalities may approve the creation of public
2 infrastructure districts, which may incur indebtedness and issue
3 public infrastructure district bonds to pay for all or part of the
4 cost of public improvements within such districts. The cost of all
5 indebtedness so incurred shall be levied and assessed by the board
6 of trustees of a public infrastructure district on the property
7 benefited by such improvements following the passage and approval of
8 the organization of a public infrastructure district pursuant to
9 subsection C of this section. The board shall collect the special
10 assessments so levied and use the same to reimburse the public
11 infrastructure district for the amount paid or to be paid by it on
12 the bonds issued for such improvements not to exceed ten (10) mills
13 for the purpose of providing funds for the purpose of support,
14 organization, operation, and maintenance of such services.

15 C. A public infrastructure district shall not be created
16 unless:

17 1. A petition, if there are any registered voters within the
18 applicable area, is filed with the municipality that contains the
19 signatures of one hundred percent (100%) of registered voters within
20 the applicable area approving the creation of the public
21 infrastructure district; or

22 2. A petition is filed with the municipality that contains the
23 signatures of one hundred percent (100%) of surface property owners
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1 within the applicable area consenting to the creation of the public
2 infrastructure district.

3 D. The municipality may impose limitations on the powers of the
4 public infrastructure district through the governing document
5 presented by the public infrastructure district applicant.

6 E. The levy shall be in addition to all other levies authorized
7 by this Constitution, and when approved, shall be made for the
8 repayment of public infrastructure districts bonds issued by the
9 public infrastructure districts for the public improvements agreed
10 upon by the voters of the district as provided by the governing
11 document.

12 F. The Legislature shall be authorized to enact such laws as
13 may be necessary in order to implement public infrastructure
14 districts in the State of Oklahoma.

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

BALLOT TITLE

18 Legislative Referendum No. _____ State Question No. _____

19 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

20 This measure adds a new section of law to the State
21 Constitution. It adds Section 9E to Article 10. It allows for
22 the creation of public infrastructure districts. It provides
23 for the issuance of public infrastructure bonds by the public
24

1 infrastructure district to pay for all or part of all public
2 improvements implemented by the public infrastructure district.
3 It requires a one hundred percent approval of voters in the
4 district to become created.

5 SHALL THE PROPOSAL BE APPROVED?

6 FOR THE PROPOSAL - YES _____

7 AGAINST THE PROPOSAL - NO _____

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

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