STATE OF OKLAHOMA

2nd Session of the 43rd Legislature (1992)

COMMITTEE SUBSTITUTE
FOR ENGROSSED HOUSE
JOINT RESOLUTION NO. 1079 BY: SMITH (Bill)

COMMITTEE SUBSTITUTE

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO ARTICLE X OF THE CONSTITUTION OF THE STATE OF OKLAHOMA BY ADDING A NEW SECTION 9E, WHICH RELATES TO REVENUE AND TAXATION; AUTHORIZING CERTAIN MILLAGE LEVY TO MAINTAIN COOPERATIVE EXTENSION OFFICE FOR FIELD-BASED PROGRAMS IN EACH COUNTY; REQUIRING VOTER APPROVAL OF SUCH LEVY AND SPECIFYING PROCEDURES THEREFOR; SPECIFYING AMOUNT OF LEVY; PROVIDING THAT LEVY BE RECURRING UNTIL REPEALED AND PROVIDING PROCEDURES THEREFOR; REQUIRING SUCH OFFICES TO BE MAINTAINED AS PROVIDED BY LAW; RESTRICTING AREA IN WHICH REVENUES MAY BE SPENT; PROVIDING THAT OTHER LEVIES OR USE OF OTHER PUBLIC FUNDS FOR SUCH OFFICE NOT PROHIBITED; PROVIDING BALLOT TITLE; AND DIRECTING FILING.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 2ND SESSION OF THE 43RD 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 Article X of the Constitution of the State of Oklahoma by adding a new Section 9E to read as follows:

Section 9E. A. For the purpose of maintaining or aiding in maintaining an Oklahoma cooperative extension office for field-based programs in each county in the state, an additional levy may be made annually, when such levy is approved by a majority of the registered voters of the county voting on the question at an election called for such purpose by the board of county commissioners or by initiative petition signed by not less than ten percent (10%) of the

registered voters of the county. Such levy shall not exceed the lesser of:

1. One (1) mill on the dollar of the assessed valuation of the county; or

2. The fraction of one (1) mill on the dollar of the assessed valuation of the county which would provide the amount of revenue necessary to maintain the county's share of the total funding of the cooperative extension office in such county. Such fraction shall be specified in the resolution of the board of county commissioners or the initiative petition which calls for the election and shall not be changed except at a later election.

B. If the additional mill levy provided for in subsection A of this section is approved by a majority of the voters voting at the election, an additional annual recurring ad valorem tax levy shall be made each fiscal year until repealed by a majority of the registered voters of the county voting on the question at an election called for such purpose by the board of county commissioners or by initiative petition signed by not less than ten percent (10%) of the registered voters of the county.

C. Such Oklahoma cooperative extension office for field-based programs shall be maintained as now or hereafter provided by law. All revenues received from the additional levy shall be spent in the county where such levy was approved. Nothing herein shall be construed to prohibit other levies or the use of other public funds for such extension office.

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

BALLOT TITLE

Legislative Referendum No. ____ State Question No. ____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

This measure would amend the Oklahoma Constitution. It would add a new Section 9E to Article 10. It would allow an annual property tax levy for a county to maintain an Oklahoma cooperative extension office for field-based programs. The levy could only be made if approved by voters of the county. The amount of the levy would be limited to the lesser of one mill or the share of the county in maintaining a cooperative extension office. The levy would be made annually until repealed by the voters of the county. The office would be maintained as provided by law. All tax revenues from the levy would have to be spent in the county where the levy was approved. Other funds could also be used for the office.

SHALL THIS AMENDMENT BE APPROVED BY THE PEOPLE?

/___/ YES, FOR THE AMENDMENT

/___/ NO, AGAINST THE AMENDMENT

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

43-2-2070 CD