

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

HOUSE JOINT
RESOLUTION NO. 1045

By: Hutchison

AS INTRODUCED

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 1 of Article 26 of the Constitution of the State of Oklahoma; modifying terms of office and limiting number of terms of service for members of the Oklahoma Wildlife Conservation Commission; deleting certain obsolete provision; clarifying language; providing ballot title; and directing filing.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
2ND SESSION OF THE 44TH 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 Section 1 of Article 26 of the Constitution of the State of Oklahoma to read as follows:

Section 1. A. There is hereby created a Department of Wildlife Conservation of the State of Oklahoma and an Oklahoma Wildlife Conservation Commission. The Department of Wildlife Conservation shall be governed by the Wildlife Conservation Director, hereinafter created, under such rules, ~~regulations~~ and policies as may be prescribed from time to time by the Oklahoma Wildlife Conservation Commission. Such rules ~~and regulations and amendments thereof shall be filed and recorded in the office of the Secretary of State, and shall become effective on the tenth (10th) day following such filing~~

shall be promulgated pursuant to the Administrative Procedures Act of Oklahoma.

B. Said Commission shall be composed of eight (8) members to be appointed by the Governor by and with the consent of the Senate and shall be removable only for cause, as provided by law for the removal of officers not subject to impeachment; one (1) member from each of eight (8) districts as the same are presently defined by Title 29 O.S.1951, Section 104. The term of office of each such member shall be ~~eight (8)~~ four (4) years. Any such Commission member may serve a total of two (2) terms of office, except that the first appointed members shall hold office for terms as follows: The member appointed from the first district shall hold office until July 1st following his appointment, and the members appointed from the second, third, fourth, fifth, sixth, seventh and eighth districts shall hold office until July 1st of the second, third, fourth, fifth, sixth, seventh and eighth succeeding calendar years, respectively. In the event the Governor fails to fill a vacancy within thirty (30) days following such vacancy, the remaining members of the Commission may appoint a qualified person to fill such vacancy for the unexpired portion of the term.

C. The members of the Commission shall receive no salary or other compensation for their services, other than per diem and expenses as may be authorized by the Legislature.

D. Each member of the Commission shall take the oaths required of other state officers, ~~and each shall execute a good and sufficient corporate surety bond in the sum of Ten Thousand Dollars (\$10,000.00) payable to the State of Oklahoma, and conditioned upon the faithful performance of duty, and the premium thereon shall be payable by the State.~~

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 proposition reduces the term of office of the Wildlife Conservation Commission. It also restricts the number of terms a member may serve. The proposition removes obsolete language.

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 1 hereof, with the Secretary of State and one copy with the Attorney General.

44-2-7506

KSM