

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

HOUSE JOINT
RESOLUTION NO. 1069

By: Thornbrugh

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 to Article X to be designated as Section 9E; authorizing certain millage levy to operate County Jail Trust Authority; 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of such levy and specifying procedures therefor; specifying amount of levy; providing that levy be recurring until repealed and providing procedures therefor; requiring County Jail Trust Authority to be operated as provided by law; authorizing County Jail Trust Authority to become indebted for certain capital improvements; specifying maximum amount of indebtedness for certain capital improvements; 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 Article X of the Constitution of the State of Oklahoma by adding a new Section 9E to read as follows:

Section 9E. A. Upon the creation of a County Jail Trust Authority as provided for by law, the board of county commissioners may authorize a tax levy of not to exceed five (5) mills on the dollar valuation of the taxable property in the county to be levied annually, when the levy is approved by a majority of the qualified voters of the county voting on the question at an election called for such purpose by the board of county commissioners. The levy

shall be in addition to all other levies authorized by this Constitution, and when approved, shall be made each fiscal year until repealed by a majority of the voters of the county voting on the question at an election called for that purpose by the board of county commissioners or by initiative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. The levy shall be used by the County Jail Trust Authority to operate and maintain the Authority as provided for by law.

B. A County Jail Trust Authority, once created, shall be authorized to become indebted in an amount not exceeding two and one-half percent (2 1/2) of the valuation of the taxable property in the county where the Authority is located, for capital improvements, including purchasing sites and constructing, purchasing, improving and equipping real property and buildings when the indebtedness is approved by a majority of the voters of the county voting on the question in an election called for that purpose.

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 operate a County Jail Trust Authority. The levy could only be made if approved by a majority of the voters of the county. The levy could not be more than five mills on the dollar value of property. The levy would be made annually until repealed by the voters of the county. The County Jail Trust Authority would be operated as provided by law. The County Jail Trust Authority may become indebted for capital improvements. The debt would not exceed

two and one-half percent of the net valuation of property within the county.

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.

44-2-8586

JAF