

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

HOUSE JOINT
RESOLUTION NO. 1077

By: Beutler

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 39 of Article 10 of the Constitution of the State of Oklahoma; expanding water resources and treatment assistance program to include solid waste conservation and other programs; adding to uses of the fund; changing name of certain fund; 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 39 of Article 10 of the Constitution of the State of Oklahoma to read as follows:

Section 39. A. A program is hereby authorized to provide for the beneficial utilization and protection of ~~water~~ natural resources within the State of Oklahoma ~~through~~:

1. Through the planning, development, construction, improvement, conservation, ownership, operation and financing of water ~~resource and~~ development, soil conservation, sewage treatment works, facilities and or projects;

2. By dedicating available revenues as will earn the maximum federal funds available to the state for natural resource projects or responsibilities;

3. To respond, alleviate and recover from and mitigate environmental emergencies and environmental disasters; and

4. Providing revenue for state liability and responsibilities resulting from federal mandates for rehabilitation and remediation of waste contaminated sites with ~~state~~ monies appropriated or dedicated to the Statewide Water Development Revolving Fund and monies in the ~~Water~~ Natural Resources Conservation and Public Works Assistance Trust Fund.

B. State monies appropriated or dedicated to the Statewide Water Development Revolving Fund and monies in the ~~Water~~ Natural Resources Conservation and Public Works Assistance Trust Fund shall be used only as authorized by the Legislature to provide for the furnishing of financial assistance to municipalities, political subdivisions and such other ~~public~~ entities of the state as may be designated by law as being eligible for such assistance for water ~~resource and development,~~ sewage treatment, solid waste, federal matching, environmental emergency and federal mandated site rehabilitation purposes.

C. Any state liability arising from the implementation of such a program shall be limited to those monies in the Statewide Water Development Revolving Fund which have been reserved for the undertaking producing the liability.

D. The provisions of this section shall be independent of and not be limited by the provisions of Sections 14 and 15 of Article X of the Oklahoma Constitution.

E. The Natural Resources Conservation and Public Works Assistance Trust Fund shall be the successor fund to the Water Resources Fund. The passage of this amendment shall not affect any investment certificate issued, contract obligation or pledges existing at the passage of this amendment based upon or undertaken pursuant to the prior law.

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 amends the Oklahoma Constitution. It amends Section 39 of Article 10. The existing section provides for programs for various water resources and sewage treatment financial assistance programs. The proposed amendment would include solid waste, conservation and other financial assistance programs for certain state entities; the proposed amendment also changes the name of a certain fund.

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.

44-2-7747

KSM