

STATE OF OKLAHOMA

2nd Session of the 45th Legislature (1996)

COMMITTEE SUBSTITUTE
FOR ENGROSSED HOUSE
JOINT RESOLUTION NO. 1078

By: Ferguson, Ross,
Stottlemire and Glover of
the House

and

Monson of the Senate

COMMITTEE SUBSTITUTE

(Joint Resolution - amendment to the Oklahoma Constitution
- police and firefighters collective bargaining agreement
- filing)

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
2ND SESSION OF THE 45TH 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 XXIII of the
Constitution of the State of Oklahoma by adding a new Section 13 to
read as follows:

Section 13. A. Police officers and firefighters employed by a
municipality shall not engage in any strike, work stoppage,
slowdown, or other concerted action for the purpose of influencing
the terms or conditions of their public employment as long as these

employees have a method of arbitration for resolving disputes over new or existing terms or conditions of employment which is final and binding on the parties. Provided further, municipalities shall not engage in any lockout or attempt to lockout for the purpose of influencing terms or conditions of public employment.

B. The Legislature may enact laws to provide for collective bargaining for all terms and conditions of employment between municipalities and the police officers and firefighters employed by them. It may provide methods of arbitration for resolving disputes, which involve new or existing terms of agreements, which shall be final and binding on the parties. The methods of arbitration for new terms and conditions of employment may include last best offer arbitration and may provide that any new terms and conditions of employment determined by the statutory process be effective on the first day of the fiscal year.

C. The municipality may submit an arbitration decision involving new terms and conditions of employment to the voters of the municipality for approval or rejection. The voters may, but are not required to, approve a revenue measure to fund the decision.

D. This section shall be independent and shall not limit or be limited by other provisions of the Constitution or statutes which exist on the date this section is approved by a vote of the people and which relate to collective bargaining for police and firefighters.

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 State Constitution. It would add a new Section 13 to Article 23. Section 13 would prohibit police

and firefighters employed by a city or town from taking certain actions such as striking. They may not take these actions if there is a method of arbitration for resolving labor disputes. This method must be final and binding on both parties. Cities and towns are not allowed to engage in lockouts. The Legislature may enact laws to provide methods of arbitration which are final and binding. These laws may include last best offer arbitration. These laws may provide that new terms and conditions of employment go into effect on the first day of the fiscal year. A city or town may submit an arbitration decision about new terms and conditions to the voters of the city or town. The voters may also approve a measure to fund the decision. Section 13 is independent. It would not limit or be limited by any existing provision of law.

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.

45-2-2628

JY