

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

HOUSE JOINT
RESOLUTION NO. 1017

By: Weese

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 XXIII to be designated as Section 13; prohibiting use of certain public funds for certain purposes; providing ballot title; and directing filing.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
1ST SESSION OF THE 46TH 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. All the proceeds, assets and income of any fund administered by an agency of the State of Oklahoma for the benefit of public employees, including, but not limited to, health care, life insurance, disability insurance or other insurance product, shall be held, invested, or disbursed as provided for by law as in trust for the exclusive purpose of providing for those public employee benefits, refunds, investment management, and administrative expenses of the agency, and shall not be encumbered for or diverted to any other purposes. The Legislature shall have no power to make any appropriation of monies from any fund created or managed for a purpose described by this section.

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 adds a new Section 13 to Article 23. This section would make it illegal to use certain kinds of public funds for anything other than public employee benefits. It requires certain public funds to be held in trust for employees. A trust would mean that the funds could not be used for a purpose unless it provided a benefit to the employees. The trust would consist of assets and income from assets. The income and assets would have to be used to provide the employee benefits. The income and assets could not be used for anything else. The Legislature could not use spending bills to do anything else with the income or the assets unless it was to benefit the employees.

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.

46-1-6122 MAH