

STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

HOUSE JOINT
RESOLUTION NO. 1066

By: Roberts

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 Constitution of the State of Oklahoma by adding a new Section 44 to Article X; authorizing issuance of bonds; stating principal amount of bond debt; stating purpose for which bond proceeds to be used; providing authority for repayment of indebtedness; requiring management of bond proceeds by Teachers' Retirement System Special Asset Trust Authority; providing for membership; prescribing term of bonds; providing ballot title; and directing filing.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
2ND 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 the Constitution of the State of Oklahoma by adding a new Section 44 to Article X thereof, to read as follows:

Section 44. A. The State of Oklahoma may become indebted in an amount not to exceed _____ Dollars (\$0.00) pursuant to the provisions of Enrolled House Bill No. ____ of the 2nd Session of the 46th Oklahoma Legislature and any amendments thereto for the purpose of increasing the assets and reducing the unfunded actuarial accrued liabilities of the Teachers' Retirement System of Oklahoma.

B. The payment and discharge of the principal of such debt, together with principal and interest on such indebtedness, shall be

paid from one or more of the following sources of state income as follows:

1. Any remainder of revenue available from the taxes lawfully levied and collected by the State of Oklahoma on the sale of cigarettes not already committed to other obligations of the State of Oklahoma;

2. Allocations by the Legislature of the State of Oklahoma from any monies in the general revenue fund of the state not otherwise obligated, committed or appropriated; and

3. The proceeds of any tax which the Legislature may impose and collect for the purpose of paying the principal and interest on the indebtedness herein authorized to be created, and authority is hereby granted to the Legislature to so impose and collect such tax, if necessary. Any tax imposed pursuant to the provisions of this paragraph shall not be subject to the requirements of Section 33 of Article V of the Oklahoma Constitution.

C. The bonds evidencing the indebtedness herein authorized shall be issued by the Oklahoma Teachers' Retirement System Special Asset Trust Authority, the members of which shall be appointed by the Governor, the Speaker of the House of Representatives and the President Pro Tempore of the State Senate as provided for by law and may be issued in one or more series, for a term or terms not to exceed thirty (30) years from their date, and may contain any and all provisions which the Oklahoma State Legislature may deem necessary or expedient to make such bonds marketable as general obligations of the State of Oklahoma with the full faith and credit of the state pledged thereto.

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 44 to Article 10. It would allow the State of Oklahoma to issue bonds. The money the state could use after the bonds were sold could not exceed _____ Dollars (\$0.00). Money from the bonds would be used to help the Teachers' Retirement System of Oklahoma. The Teachers' Retirement System Special Asset Trust Authority would have control over the money from the bonds. The Trust Authority would make sure that bond holders were paid. The Authority would manage the money and make investments. The difference between the interest the state must pay to the bond holders and the money earned from investing would be used by the Trust Authority. The Trust Authority would use the money gained to reduce the debt owed by the Teachers' Retirement System. The debt owed by the Teachers' Retirement System comes from retirement benefits paid to retired teachers. The debt also includes benefits that are being earned by teachers who have not yet retired. The money to pay the bonds could come from existing state funds. The Legislature could appropriate money or raise revenue to pay the bonds.

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.

46-2-9228

MAH