

SHORT TITLE: Oklahoma Constitution; public funds.

STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

SENATE JOINT  
RESOLUTION NO. 25

By: Fisher

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 14 of Article X of the Constitution of the State of Oklahoma; defining use of facilities located at institutions within The Oklahoma State System of Higher Education for certain purposes as a public purpose; providing ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES 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 Section 14 of Article X of the Constitution of the State of Oklahoma to read as follows:

Section 14. Taxes shall be levied and collected by general laws, and for public purposes only, except that taxes may be levied when necessary to carry into effect Section thirty-one of the Bill of Rights. Except as required by the Enabling Act, the State shall not assume the debt of any county, municipal corporation, or political subdivision of the State, unless such debt shall have been contracted to defend itself in time of war, to repel invasion, or to suppress insurrection. Use of public facilities at institutions within The Oklahoma State System of Higher Education in connection with a project involving the research or development of a technology or other intellectual property, the results of which have potential economic value for a private enterprise involved in the project with

the institution, shall be considered to be a public purpose for purposes of 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 would amend the Oklahoma Constitution. It would amend Section 14 of Article 10. Under current law, taxes can only be used for public purposes. This measure defines the use of public higher education facilities for certain projects as a public purpose. These projects would involve research or development of a technology or an idea. These projects could result in a profit for a business involved in the project.

SHALL THIS AMENDMENT BE APPROVED BY THE PEOPLE?

   / YES, FOR THE AMENDMENT

   / NO, AGAINST THE AMENDMENT

SECTION 3. The President Pro Tempore of the Senate, 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.

46-2-2381

JY