

STATE OF OKLAHOMA

1st Session of the 48th Legislature (2001)

COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1784

By: Glover

COMMITTEE SUBSTITUTE

An Act directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 16 of Article VI of the Constitution of the State of Oklahoma; specifying circumstances under which the office of Lieutenant Governor becomes vacant; providing method for filling vacancy; providing ballot title; and directing filing.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

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 16 of Article VI of the Constitution of the State of Oklahoma to read as follows:

Section 16. A. In case of impeachment of the Governor, or of his death, failure to qualify, resignation, removal from the State, or inability to discharge the powers and duties of the office, the said office, with its compensation, shall devolve upon the Lieutenant Governor for the residue of the term or until the disability shall be removed.

B. When the Lieutenant Governor assumes the office of the Governor on a permanent basis, the office of Lieutenant Governor shall become vacant. Within thirty (30) days of the vacancy, the Governor shall appoint, with the advice and consent of the House of Representatives and the Senate, a person to the office of Lieutenant Governor for the residue of the term.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this act 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 State Constitution. It amends Section 16 of Article 6. This section deals with the issue of when the Lieutenant Governor assumes the office of the Governor. This measure would create a vacancy in the office of the Lieutenant Governor when the Lieutenant Governor assumes the office of the Governor on a permanent basis. It provides that the Governor would appoint a person to fill the vacant office of Lieutenant Governor. Such appointment shall be made within 30 days of the office becoming vacant. The appointment would be subject to the advice and consent of the House and the Senate. The length of the appointment would be for the rest of the term of office.

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 act, 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.

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