

STATE OF OKLAHOMA

1st Session of the 48th Legislature (2001)

HOUSE JOINT
RESOLUTION HJR1017

By: Dank

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 34 of Article V of the Constitution of the State of Oklahoma; modifying voting procedures and requirements for legislation of the Oklahoma Legislature; providing for standing to contest the validity of law under certain circumstances; providing ballot title; and directing filing.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 1ST SESSION OF THE 48TH 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 34 of Article V of the Constitution of the State of Oklahoma to read as follows:

Section 34. Every bill shall be read on three different days in each House, and no bill shall become a law unless, on its final passage, it be read at length, and no law shall be passed unless upon a vote of a majority of all the members elected to each House in favor of such law; and the question, upon final passage, shall be taken upon its last reading, and the yeas and nays and the time the vote commenced shall be entered upon the journal. No bill shall be voted on for final passage unless the full text of the final bill, in printed or electronic form, has been provided to each member of the voting House at least forty-eight (48) hours prior to the vote. The time the bill was laid upon the desk of the last member or electronically provided to all members shall be entered upon the journal. Each member of the voting House and any person affected by

the law shall have, for two (2) years following passage, standing in the courts of this State to contest the validity of any law for a House's violation of the forty-eight-hour requirement. The journal shall provide a rebuttable presumption of the time when the bill was provided to members and when the vote commenced.

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 Constitution. It amends Section 34 of Article 5. Section 34 provides the procedure for passing bills in the Legislature. This measure requires that members receive a copy of the text of a bill 48 hours prior to a vote on the bill. This measure requires more information to be entered in the journals of each House of the Legislature. It requires that the time of receipt of the text of a bill by members be recorded in the journal. It also requires the time at which the vote on a bill is started. It gives standing to persons to contest the validity of any law for a violation of the 48-hour requirement.

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.

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