

STATE OF OKLAHOMA

2nd Session of the 48th Legislature (2002)

SENATE JOINT
RESOLUTION 33

By: Crutchfield

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 6 of Article X of the Constitution of the State of Oklahoma; exempting property used exclusively for certain purposes from ad valorem taxation; providing an effective date; providing ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 2ND 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 6 of Article X of the Constitution of the State of Oklahoma to read as follows:

Section 6. ~~(a)~~ A. Except as otherwise provided in subsection ~~(b)~~ B of this section, all the following property shall be exempt from ad valorem taxation:

1. All property used for free public libraries, free museums, ~~and public cemeteries,~~ property;

2. Property used exclusively for nonprofit schools and colleges, ~~and all;~~

3. All property used exclusively for religious and charitable purposes, ~~and all;~~

4. All property of the United States except property for which a federal agency obtains title through foreclosure, voluntary or involuntary liquidation or bankruptcy unless the taxation of such property is prohibited by federal law; ~~all~~

5. All property of this state, and of counties and of municipalities of this state; ~~household~~

6. Household goods of the heads of families, tools, implements, and livestock employed in the support of the family, not exceeding One Hundred Dollars (\$100.00) in value, ~~and all;~~

7. All growing crops, ~~shall be exempt from taxation: Provided, that all;~~

8. All property not herein specified ~~now~~ exempt from taxation under the laws of the Territory of Oklahoma ~~shall be exempt from taxation~~ as of the date of enactment of this section, until otherwise provided by law. ~~All;~~

9. All property owned by the Murrow Indian Orphan Home, located in Coal County, and all property owned by the Whitaker Orphan Home, located in Mayes County, so long as the same shall be used exclusively as free homes or schools for orphan children, and for poor and indigent persons, and all fraternal orphan homes, and other orphan homes, together with all their charitable funds, ~~shall be exempt from taxation, and such;~~

10. Such property as may be exempt by reason of treaty stipulations, existing between the Indians and the United States government, or by federal laws, during the force and effect of such treaties or federal laws; and

11. All personal property used exclusively by a small oil refinery, as defined by law, and that is used wholly as a facility, device or method for the control of air, water or land pollution as mandated by state or federal law.

The Legislature may authorize any incorporated city or town, by a majority vote of its electors voting thereon, to exempt manufacturing establishments and public utilities from municipal taxation, for a period not exceeding five (5) years, as an inducement to their location.

~~(b)~~ B. The board of county commissioners of any county may call a special election to determine whether or not household goods of the heads of families and livestock employed in support of the family located within the county shall be exempt from ad valorem taxation. Such an election shall also be called by the board upon petition signed by not less than twenty-five percent (25%) of the registered voters of the county. Upon passage of the question, the exemption provided for in this subsection shall become effective on January 1 of the following year.

SECTION 2. This amendment shall become effective January 1, 2003, upon approval by the people.

SECTION 3. 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 Section 6 of Article 10 of the Oklahoma Constitution. This section lists property that is exempt from ad valorem taxation. This measure exempts property used exclusively by a small oil refinery. The property must be used for pollution control as mandated by state or federal law. If approved, the amendment will become effective January 1, 2003.

SHALL THIS AMENDMENT BE APPROVED BY THE PEOPLE?

YES, FOR THE AMENDMENT

NO, AGAINST THE AMENDMENT

SECTION 4. The President Pro Tempore of the Senate shall, immediately after the passage of this resolution, prepare and file

one copy thereof, including the Ballot Title set forth in SECTION 3 hereof, with the Secretary of State and one copy with the Attorney General.

48-2-2586

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