

ENGROSSED HOUSE
JOINT
RESOLUTION NO. 1044

By: McCarter, Kirby, Adair,
Hilliard, Adkins,
Blackburn, Boren, Braddock,
Covey, Deutschendorf,
Easley, Gilbert, Hamilton,
Miller (Ray), Nations,
Roan, Staggs, Sullivan,
Sweeden and Walker of the
House

and

Helton of the Senate

(Joint Resolution - proposed amendment to the
Constitution of the State of Oklahoma by adding a
new Section 8E to Article X - disability
determinations - ballot title -

filing)

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
2ND SESSION OF THE 49TH 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 8E to Article X thereof, to read as
follows:

A. Despite any provision to the contrary, beginning January 1,
2006, each head of household who has been honorably discharged from
active service in any branch of the Armed Forces of the United
States or Oklahoma National Guard and who has been certified by the
United States Department of Veterans Affairs or its successor to
have a permanent disability sustained through military action or
accident or resulting from disease contracted while in such active

service or the surviving spouse of such head of household shall be entitled to claim an exemption for the fair cash value of their homestead based upon the extent of disability according to the following schedule:

<u>Disability Rating</u>	<u>Exemption Amount</u>
10% to 30%	\$2,500.00
31% to 50%	\$5,500.00
51% to 70%	\$8,000.00
71% to 100%	\$10,500.00

B. In order to be eligible for any of the exemptions authorized by this section, the individual shall be required to prove residency within the State of Oklahoma and must have previously qualified for the homestead exemption authorized by law or be eligible for the homestead exemption pursuant to law.

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 Oklahoma Constitution. It adds a new Section 8E to Article 10. Property that a person uses for a home is called homestead. Homesteads are taxed for property tax purposes. This measure would create an exemption. The exemption would lower the value of the homestead for some persons. The exemption would be for veterans who have been injured. The exemption would also be available to their surviving spouses. The amount of the exemption would vary. It would vary based on how disabled the veteran is. The exemption amount would be highest for 100% disability. It would be lowest for a 10% disability. To be eligible for an exemption provided

by this section, a person would have to be a resident of this state.

SHALL THE PROPOSAL BE APPROVED?

FOR THE PROPOSAL - YES _____

AGAINST THE PROPOSAL - NO _____

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.

Passed the House of Representatives the 1st day of March, 2004.

Presiding Officer of the House of
Representatives

Passed the Senate the ____ day of _____, 2004.

Presiding Officer of the Senate