

ENGROSSED SENATE
JOINT
RESOLUTION NO. 12

By: Monson of the Senate

and

Pope of the House

[Secretary of State - constitutional amendment - tax
monies - ballot title -

filing]

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE
1ST 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 Section 6C of Article X of the
Constitution of the State of Oklahoma to read as follows:

Section 6C. A. The Legislature, by law, may grant incorporated
cities, towns, or counties the ability to provide incentives,
exemptions and other forms of relief from taxation for historic
preservation, reinvestment, or enterprise areas that are exhibiting
economic stagnation or decline. Relief from taxes imposed by other
local taxing jurisdictions shall only be allowed by contractual
arrangement with the municipal or county governing body. The law
shall require public hearings before such relief may be granted and
shall provide for the local initiative power and referendum of the
people. The Legislature may set limitations on the cumulative
incentives and relief provided pursuant to the provisions of this
section, the time period for the exemptions, the geographical area
of the jurisdiction covered, the percentage of the tax base of the
jurisdiction eligible for the relief programs, and threshold limits
of investment credit and jobs created.

B. The Legislature, by law, may authorize that the cities, towns, or counties may specifically use local taxes and local fees, in whole or in part, for specific public investments, assistance in development financing, or as a specific revenue source for other public entities in the area in which the improvements take place and may direct the apportionment of the taxes and fees specified in this subsection for the purposes specified in this section. A direction of apportionment may be prospective and may continue for one or more years, and apportioned tax increments may be pledged beyond the current fiscal year to the repayment of indebtedness of other public entities, notwithstanding the provisions of Section 26 of Article X of the Oklahoma Constitution, or other constitutional provisions. The Legislature may establish for this subsection, the same procedures and limitations authorized in subsection A of this section.

C. The Legislature, by law, may authorize any city, town, or county to plan, finance and carry out the development or redevelopment of areas determined by the governing body of such city, town, or county to be unproductive, undeveloped, underdeveloped or blighted. The authority of the county shall be limited to the unincorporated areas of such county but any city, town or county may by agreement jointly plan, finance or carry out a development plan with any other public or private entity for one or more development projects within their respective boundaries.

D. Any city, town, or county may exercise the provisions of this section separately or in combination with powers granted by any other laws of this state.

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 Section 6C of Article 10 of the State Constitution. It would allow cities or counties to pledge local tax money to pay public debt. The pledge could extend to taxes to be received in future years.

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 shall, immediately after the passage of this resolution, 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 Senate the 4th day of March, 2003.

Presiding Officer of the Senate

Passed the House of Representatives the ____ day of _____,
2003.

Presiding Officer of the House
of Representatives