

ENROLLED 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, Walker, Bengel,
Case, Hiett, Jones, Piatt,
Roggow, Steele, Tibbs and
Young of the House

and

Helton, Corn, Gumm, Riley
and Rabon of the Senate

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Constitution of the State of Oklahoma by adding a new Section 8E to Article X; providing for homestead exemption based upon disability determination; requiring proof of residency and eligibility for homestead exemption; providing ballot title; and directing 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 one hundred percent (100%) 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 full amount of the fair cash value of the homestead.

B. In order to be eligible for the exemption 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. Homesteads are taxed for property tax purposes. This measure would create an exemption. The exemption would be for veterans who have been injured. The exemption would also be available to their surviving spouses. The exemption would be the full amount of the fair cash value of the homestead. A person would also have to be a resident of this state to claim the exemption.

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 27th day of May, 2004.

Presiding Officer of the House of
Representatives

Passed the Senate the 27th day of May, 2004.

Presiding Officer of the Senate