

1 STATE OF OKLAHOMA

2 1st Session of the 51st Legislature (2007)

3 SENATE JOINT
4 RESOLUTION 23

By: Jolley

5
6 AS INTRODUCED

7 A Joint Resolution directing the Secretary of State
8 to refer to the people for their approval or
9 rejection a proposed amendment to Section 8E of
10 Article X of the Constitution of the State of
11 Oklahoma; authorizing homestead exemption for
12 surviving spouses of certain honorably discharged
13 veterans; defining term; providing ballot title; and
14 directing filing.

15 BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE
16 1ST SESSION OF THE 51ST OKLAHOMA LEGISLATURE:

17 SECTION 1. The Secretary of State shall refer to the people for
18 their approval or rejection, as and in the manner provided by law,
19 the following proposed amendment to Section 8E of Article X of the
20 Constitution of the State of Oklahoma to read as follows:

21 Section 8E. A. Despite any provision to the contrary,
22 beginning January 1, 2006, each head of household who has been
23 honorably discharged from active service in any branch of the Armed
24 Forces of the United States or Oklahoma National Guard and who has
been certified by the United States Department of Veterans Affairs

1 or its successor to have a one hundred percent (100%) permanent
2 disability sustained through military action or accident or
3 resulting from disease contracted while in such active service or
4 the surviving spouse of such head of household shall be entitled to
5 claim an exemption for the full amount of the fair cash value of the
6 homestead.

7 B. Despite any provision to the contrary, beginning January 1,
8 2009, the surviving spouse of any veteran shall be entitled to claim
9 an exemption for the full amount of the fair cash value of the
10 homestead. As used in this subsection, "veteran" shall mean:

11 1. Any person honorably discharged from any branch of the
12 United States Armed Forces or the Oklahoma National Guard, who died
13 as a direct result of the performance of duties for any branch of
14 the United States Armed Forces or Oklahoma National Guard while on
15 active military duty; or

16 2. Any person honorably discharged from any branch of the
17 United States Armed Forces or the Oklahoma National Guard, who died
18 after discharge as a result of injury, illness or disease caused by
19 the performance of such duties while on active duty.

20 C. In order to be eligible for the exemption authorized by
21 subsection A or B of this section, the individual shall be required
22 to prove residency within the State of Oklahoma and must have
23 previously qualified for the homestead exemption authorized by law
24 or be eligible for the homestead exemption pursuant to law.

1 SECTION 2. The Ballot Title for the proposed Constitutional
2 amendment as set forth in SECTION 1 of this resolution shall be in
3 the following form:

4 BALLOT TITLE

5 Legislative Referendum No. _____ State Question No. _____

6 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

7 This measure amends the Oklahoma Constitution. It amends
8 Section 8E of Article 10. It would allow the surviving spouse
9 of certain veterans to claim a property tax exemption. The
10 surviving spouse could only qualify if the deceased veteran
11 qualifies in one of two ways. One way would be if the deceased
12 veteran died while on active duty. The other way would be if
13 the deceased veteran died from injury, illness or disease
14 resulting from active duty. The exemption would be for 100% of
15 the fair cash value of the homestead. It would be effective
16 beginning January 1, 2009.

17 SHALL THIS AMENDMENT BE APPROVED BY THE PEOPLE?

18 YES, FOR THE AMENDMENT

19 NO, AGAINST THE AMENDMENT

20 SECTION 3. The President Pro Tempore of the Senate shall,
21 immediately after the passage of this resolution, prepare and file
22
23
24

1 one copy thereof, including the Ballot Title set forth in SECTION 2
2 hereof, with the Secretary of State and one copy with the Attorney
3 General.

4

5 51-1-1579 JCR 11/26/2007 1:58:37 PM

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24