

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HJR1022 _____
_____ Of the printed Bill
Page _____ Section _____ Lines _____
_____ Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Jason Murphey _____

Reading Clerk

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 PROPOSED COMMITTEE SUBSTITUTE
4 FOR
5 HOUSE JOINT
6 RESOLUTION NO. 1022

By: Murphey

7 PROPOSED COMMITTEE SUBSTITUTE

8 A Joint Resolution directing the Secretary of State
9 to refer to the people for their approval or
10 rejection proposed amendments to Sections 4 and 23 of
11 Article VI and Section 15 of Article IX of the
12 Constitution of the State of Oklahoma; limiting the
13 term of office of certain elected officials;
14 providing ballot title; and directing filing.

15 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
16 1ST SESSION OF THE 52ND 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 amendments to Sections 4 and 23 of Article VI
20 and Section 15 of Article IX of the Constitution of the State of
21 Oklahoma to read as follows:

22 ARTICLE VI

23 Section 4. A. The term of office of the Governor, Lieutenant
24 Governor, State Auditor and Inspector, Attorney General, State

1 Treasurer, Commissioner of Labor and Superintendent of Public
2 Instruction shall be four (4) years from the second Monday of
3 January next after their election. The said officers shall be
4 eligible to immediately succeed themselves except as otherwise
5 provided in this section.

6 B. 1. No person shall be elected eligible to serve as Governor
7 more than two times in succession for a period of time in excess of
8 eight (8) years. Such years need not be consecutive. Any years
9 served by a person serving as Governor for less than a full term to
10 fill a vacancy in such office shall not be included in the eight-
11 year limitation set forth herein.

12 2. Notwithstanding the provisions of this amendment, any person
13 -serving as Governor at the time of passage of this amendment shall
14 be eligible to complete the term of office to which he or she was
15 elected but shall not be eligible to serve as Governor for a period
16 of time in excess of eight (8) years, excluding years served for
17 less than a full term to fill a vacancy in such office. The
18 provisions of this paragraph shall apply regardless of whether such
19 years were served prior to or after passage of this amendment.

20 C. No person shall be eligible to serve as Lieutenant Governor,
21 State Auditor and Inspector, Attorney General, State Treasurer,
22 Commissioner of Labor or Superintendent of Public Instruction for a
23 period of time in excess of eight (8) years. Such years need not be
24 consecutive. Any years served by a person elected or appointed to

1 serve less than a full term to fill a vacancy in any such office
2 shall not be included in the limitations set forth herein. Any
3 person serving in such position at the time of passage of this
4 amendment shall be eligible to complete the term for which he or she
5 has been elected and shall be eligible to serve an additional eight
6 (8) years thereafter, notwithstanding the provisions of this
7 amendment.

8 D. The Legislature is hereby authorized to enact laws to
9 implement the provisions of subsections B and C of this section.

10 Section 23. A. There shall be elected by the qualified
11 electors of the State, at the first general election, a chief
12 officer of ~~said department~~ the Insurance Department, who shall be
13 styled the "The Insurance Commissioner," whose term of office shall
14 be four years: Provided, That the first term of the Insurance
15 Commissioner so elected, shall expire at the time of the expiration
16 of the term of office of the first Governor elected. ~~Said The~~ The
17 Insurance Commissioner shall be at least twenty-five (25) years of
18 age and well versed in insurance matters.

19 B. No person shall be eligible to serve as Insurance
20 Commissioner for a period of time in excess of eight (8) years.
21 Such years need not be consecutive. Any years served by a person
22 elected or appointed to serve less than a full term to fill a
23 vacancy in such office shall not be included in the limitation set
24 forth herein. Any person serving in such position at the time of

1 passage of this amendment shall be eligible to complete the term for
2 which he or she has been elected and shall be eligible to serve an
3 additional eight (8) years thereafter, notwithstanding the
4 provisions of this amendment. The Legislature is hereby authorized
5 to enact laws to implement the provisions of this subsection.

6 ARTICLE IX

7 Section 15. A. A Corporation Commission is hereby created, to
8 be composed of three persons, who shall be elected by the people at
9 a general election for State officers, and their terms of office
10 shall be six (6) years: ~~Provided, Corporation Commissioners first~~
11 ~~elected under this Constitution shall hold office as follows: One~~
12 ~~shall serve until the second Monday in January, nineteen hundred and~~
13 ~~nine; one until the second Monday in January, nineteen hundred and~~
14 ~~eleven; and one until the second Monday in January nineteen hundred~~
15 ~~and thirteen; their terms to be decided by lot immediately after~~
16 ~~they shall have qualified.~~ In case of a vacancy in said office, the
17 Governor of the State shall fill such vacancy by appointment until
18 the next general election, when a successor shall be elected to fill
19 out any unexpired term.

20 B. No person shall be eligible to serve as Corporation
21 Commissioner for a period of time in excess of twelve (12) years.
22 Such years need not be consecutive. Any years served by a person
23 elected or appointed to serve less than a full term to fill a
24 vacancy in such office shall not be included in the limitation set

1 forth herein. Any person serving in such position at the time of
2 passage of this amendment shall be eligible to complete the term for
3 which he or she has been elected and shall be eligible to serve an
4 additional twelve (12) years thereafter, notwithstanding the
5 provisions of this amendment. The Legislature is hereby authorized
6 to enact laws to implement the provisions of this subsection.

7 SECTION 2. The Ballot Title for the proposed Constitutional
8 amendments as set forth in SECTION 1 of this resolution shall be in
9 the following form:

10 BALLOT TITLE

11 Legislative Referendum No. _____ State Question No. _____

12 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

13 This measure amends the Oklahoma Constitution. It amends
14 Sections 4 and 23 of Article 6. It also amends Section 15 of
15 Article 9. This measure limits the number of terms of office in
16 a row a person can serve for certain offices. It limits a
17 person to two terms in a row. This measure affects several
18 different state elected offices. It affects the office of
19 Lieutenant Governor. It affects the office of State Auditor and
20 Inspector. It affects the office of Attorney General. It
21 affects the office of State Treasurer. It affects the office of
22 Commissioner of Labor. It affects the office of Superintendent
23 of Public Instruction. It affects the office of Insurance

24

1 Commissioner. It affects the office of Corporation
2 Commissioner.

3 SHALL THE PROPOSAL BE APPROVED?

4 FOR THE PROPOSAL - YES _____

5 AGAINST THE PROPOSAL - NO _____

6 SECTION 3. The Chief Clerk of the House of Representatives,
7 immediately after the passage of this resolution, shall prepare and
8 file one copy thereof, including the Ballot Title set forth in
9 SECTION 2 hereof, with the Secretary of State and one copy with the
10 Attorney General.

11
12 52-1-7144 LRB 02/25/09