

1 ENGROSSED HOUSE
JOINT
2 RESOLUTION NO. 1022

By: Murphey and Reynolds of the
House

3
4 and

Brogdon of the Senate
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8 A Joint Resolution directing the Secretary of State
to refer to the people for their approval or
9 rejection proposed amendments to Sections 4 and 23 of
Article VI and Section 15 of Article IX of the
10 Constitution of the State of Oklahoma; limiting the
term of office of certain elected officials;
11 providing ballot title; and directing filing.
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14 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
15 1ST SESSION OF THE 52ND OKLAHOMA LEGISLATURE:

16 SECTION 1. The Secretary of State shall refer to the people for
17 their approval or rejection, as and in the manner provided by law,
18 the following proposed amendments to Sections 4 and 23 of Article VI
19 and Section 15 of Article IX of the Constitution of the State of
20 Oklahoma to read as follows:

21 ARTICLE VI

22 Section 4. A. The term of office of the Governor, Lieutenant
23 Governor, State Auditor and Inspector, Attorney General, State
24 Treasurer, Commissioner of Labor and Superintendent of Public

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

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

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

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

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

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

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

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

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

5 ARTICLE IX

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

19 B. No person shall be eligible to serve as Corporation
20 Commissioner for a period of time in excess of twelve (12) 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 twelve (12) 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 SECTION 2. The Ballot Title for the proposed Constitutional
7 amendments as set forth in SECTION 1 of this resolution shall be in
8 the following form:

9 BALLOT TITLE

10 Legislative Referendum No. _____ State Question No. _____

11 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

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

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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 11th day of March, 2009.

Presiding Officer of the House of
Representatives

Passed the Senate the ____ day of _____, 2009.

Presiding Officer of the Senate