

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 HOUSE JOINT  
4 RESOLUTION 1081

By: Thompson

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 8B of  
10 Article X of the Constitution of the State of  
11 Oklahoma; modifying provisions related to maximum  
12 increases in value for certain locally assessed  
13 properties; providing ballot title; and directing  
14 filing.

15 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE  
16 2ND 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 amendment to Section 8B of Article X of the  
20 Constitution of the State of Oklahoma to read as follows:

21 Section 8B. A. Despite any provision to the contrary, the fair  
22 cash value of any parcel of locally assessed real property shall not  
23 increase by more than ~~five percent (5%)~~ three percent (3%) in any  
24 taxable year. The provisions of this section shall not apply in any  
year when title to the property is transferred, changed, or conveyed  
to another person or when improvements have been made to the

1 property. If title to the property is transferred, changed, or  
2 conveyed to another person, the property shall be assessed for that  
3 year based on the fair cash value as set forth in Section 8 of  
4 Article X of this Constitution. If any improvements are made to the  
5 property, the increased value to the property as a result of the  
6 improvement shall be assessed for that year based on the fair cash  
7 value as set forth in Section 8 of Article X of this Constitution.  
8 The provisions of this section shall be effective January 1, 1997,  
9 and thereafter for counties which are in compliance with the  
10 applicable law or administrative regulations governing valuation of  
11 locally assessed real property as of such date. For counties which  
12 are not in compliance with such law or regulations as of January 1,  
13 1997, the provisions of this section shall be effective January 1 of  
14 the year following the date the county is deemed to be in compliance  
15 with such laws or regulations as provided by law. The provisions of  
16 this section shall not apply to any personal property which may be  
17 taxed ad valorem or any property which may be valued or assessed by  
18 the State Board of Equalization.

19 B. The Legislature shall enact any laws necessary to implement  
20 the provisions of this section.

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

24 BALLOT TITLE

1 Legislative Referendum No. \_\_\_\_\_ State Question No. \_\_\_\_\_

2 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

3 This measure amends the Oklahoma Constitution. It amends  
4 Section 8B of Article 10. This section is related to property  
5 taxes. The county assessor must determine a fair cash value for  
6 certain kinds of property each year. These properties are known  
7 as locally assessed properties. The law does not allow the fair  
8 cash value for these properties to increase by more than five  
9 percent (5%) each year for purposes of property tax. This  
10 measure would change that limit to three percent (3%). This  
11 change would become effective on January 1, 2011.

12 SHALL THE PROPOSAL BE APPROVED?

13 FOR THE PROPOSAL - YES \_\_\_\_\_

14 AGAINST THE PROPOSAL - NO \_\_\_\_\_

15 SECTION 3. The Chief Clerk of the House of Representatives,  
16 immediately after the passage of this resolution, shall prepare and  
17 file one copy thereof, including the Ballot Title set forth in  
18 SECTION 2 hereof, with the Secretary of State and one copy with the  
19 Attorney General.

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21 52-2-9179 MAH 01/10/10

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