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THE STATE SENATE
Monday, February 23, 2009

Committee Substitute for
Senate Joint
Resolution No. 25

COMMITTEE SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 25 - By: Coffee
of the Senate and Benge of the House.

A Joint Resolution directing the Secretary of State to refer
to the people for their approval or rejection a proposed
amendment to Sections 11A and 11B of Article V of the
Oklahoma Constitution; changing name of the Apportionment
Commission; modifying membership of the Commission;
providing for chair of Commission; modifying the number of
members of the Commission required to sign certain orders;
providing ballot title; and directing filing.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE
1ST SESSION OF THE 52ND 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 Section 11A of Article V of the
Oklahoma Constitution to read as follows:

Section 11A. The apportionment of the Legislature shall be
accomplished by the Legislature according to the provisions of this
article, within ninety (90) legislative days after the convening of
the first regular session of the Legislature following each Federal
Decennial Census. If the Legislature shall fail or refuse to make
such apportionment within the time provided herein, then such

1 apportionment shall be accomplished by ~~an Apportionment~~ the
2 Bipartisan Commission ~~composed of the Attorney General,~~
3 ~~Superintendent of Public Instruction and the State Treasurer of the~~
4 ~~State of Oklahoma~~ on Legislative Apportionment, according to the
5 provisions of this article. The Commission shall be composed of
6 seven (7) members as follows: the Lieutenant Governor, who shall be
7 nonvoting and the chair of the Commission; two members, one
8 republican and one democrat, appointed by the President Pro Tempore
9 of the Senate; two members, one republican and one democrat,
10 appointed by the Speaker of the House of Representatives; and two
11 members, one republican and one democrat, appointed by the Governor.

12 SECTION 2. The Secretary of State shall refer to the people for
13 their approval or rejection, as and in the manner provided by law,
14 the following proposed amendment to Section 11B of Article V of the
15 Oklahoma Constitution to read as follows:

16 Section 11B. Each order of apportionment rendered by the
17 ~~Apportionment~~ Bipartisan Commission on Legislative Apportionment
18 shall be in writing and shall be filed with the Secretary of State
19 and shall be signed by at least ~~two~~ four members of the Commission.

20 SECTION 3. The Ballot Title for the proposed Constitutional
21 amendments as set forth in SECTIONS 1 and 2 of this resolution shall
22 be in the following form:

23 BALLOT TITLE

1 Legislative Referendum No. _____ State Question No. _____

2 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

3 This measure amends Sections 11A and 11B of Article 5 of the
4 State Constitution. The measure would change the name of the
5 Apportionment Commission. The new name would be the Bipartisan
6 Commission on Legislative Apportionment. Currently, the members
7 of the Apportionment Commission are the Attorney General, the
8 Superintendent of Public Instruction and the State Treasurer.
9 The membership would be changed to seven members. The voting
10 members of the Commission would consist of equal numbers of
11 republicans and democrats. One democrat and one republican
12 would be appointed by the President Pro Tempore of the Senate.
13 One democrat and one republican would be appointed by the
14 Speaker of the House of Representatives. One democrat and one
15 republican would be appointed by the Governor. The Lieutenant
16 Governor would be a nonvoting member. The Lieutenant Governor
17 would serve as chair of the Commission. Currently, at least two
18 members of the Commission are required to sign orders of
19 apportionment. The measure would change the number to four
20 members.

21 SHALL THE PROPOSAL BE APPROVED?

22 FOR THE PROPOSAL — YES _____

23 AGAINST THE PROPOSAL — NO _____

1 SECTION 4. The President Pro Tempore of the Senate shall,
2 immediately after the passage of this resolution, prepare and file
3 one copy thereof, including the Ballot Title set forth in SECTION 3
4 hereof, with the Secretary of State and one copy with the Attorney
5 General.
6 COMMITTEE REPORT BY: COMMITTEE ON RULES, dated 2-16-09 - DO PASS, As
7 Amended and Coauthored.