

1 THE STATE SENATE
2 Thursday, February 19, 2009

3 Senate Joint
4 Resolution No. 34
5 As Amended

6 SENATE JOINT RESOLUTION NO. 34 - By: Marlatt of the Senate and Armes
7 of the House.

8 [Joint Resolution - agricultural leases - Commissioners of
9 the Land Office - ballot title - filing]

10 BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE
11 1ST SESSION OF THE 52ND OKLAHOMA LEGISLATURE:

12 SECTION 1. 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 7 of Article XI of the
15 Oklahoma Constitution to read as follows:

16 Section 7. The Commissioners of the Land Office are authorized
17 to grant commercial leases and agricultural leases in trust
18 property.

19 Commercial leases shall not exceed fifty-five (55) years. The
20 granting of any commercial lease in excess of three (3) years shall
21 be by public bidding at not less than fair market value. All
22 commercial leases shall provide for fair market value throughout the
23 term of the lease.

1 Agricultural leases of trust property shall be limited to a
2 maximum of ~~five (5)~~ seven (7) years and shall be by public bidding
3 at not less than fair market value.

4 The granting of any interest in trust property at less than fair
5 market value or not in compliance with this section is void.

6 Any permanent improvement made on commercial trust property from
7 and after the passage of this amendment shall revert to the trust at
8 the end of the lease.

9 The Legislature shall enact the laws necessary to implement the
10 provisions of this section and to foster the fair and equitable
11 administration of trust property.

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

15 BALLOT TITLE
16 Legislative Referendum No. _____ State Question No. _____

17 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

18 This measure amends Section 7 of Article 11 of the State
19 Constitution. Presently, the Commissioners of the Land Office
20 lease school land trust property. Leases for agricultural
21 purposes are limited to a maximum of five (5) years. This
22 measure would allow such leases for terms of up to seven (7)
23 years.

1 SHALL THE PROPOSAL BE APPROVED?

2 FOR THE PROPOSAL - YES _____

3 AGAINST THE PROPOSAL - NO _____

4 SECTION 3. The President Pro Tempore of the Senate shall,
5 immediately after the passage of this resolution, prepare and file
6 one copy thereof, including the Ballot Title set forth in SECTION 2
7 hereof, with the Secretary of State and one copy with the Attorney
8 General.

9 COMMITTEE REPORT BY: COMMITTEE ON EDUCATION, dated 2-16-09 - DO
10 PASS, As Amended and Coauthored.