

1 STATE OF OKLAHOMA

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

3 HOUSE JOINT
4 RESOLUTION 1038

By: Wright (John)

5
6 AS INTRODUCED

7
8 A Joint Resolution directing the Secretary of State
9 to refer to the people for their approval or
10 rejection a proposed amendment to the Constitution of
11 the State of Oklahoma by adding a new Section 9 to
12 Article XIII; directing the State Board of
13 Equalization to make certain adjustments in the
14 calculation of funding for common schools; providing
15 for calculation; requiring adjusted statewide
16 enrollment number be used for certain purposes;
17 making implementation contingent upon passage of
18 certain state question; providing ballot title; and
19 directing filing.

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1 Section 9. A. For purposes of determining the annual minimum
2 amount of funds that the Legislature is required to designate and
3 provide for the support of common schools as is required in Article
4 XIII-D of the Oklahoma Constitution, the State Board of Equalization
5 shall calculate the annual per pupil expenditure funding amount by
6 adjusting for the number of instructional years or grade levels each
7 surrounding state funded for that school year. If one or more of
8 the surrounding states did not provide funds for the same number of
9 instructional years or grade levels that were funded in Oklahoma
10 during that school year, the Board of Equalization shall make the
11 adjustment by subtracting from the calculation of the total
12 statewide enrollment for the preceding year the number of students
13 enrolled in Oklahoma in the instructional year or grade level that
14 was not funded by a surrounding state divided by the number of
15 surrounding states that did not fund that instructional year or
16 grade level. The adjusted total statewide number of pupils in the
17 state shall be multiplied by the annual state per pupil expenditure
18 as provided for in Article XIII-D.

19 B. Implementation of the provisions of this section shall be
20 contingent upon the approval of State Question No. 744 by the people
21 of Oklahoma.

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

BALLOT TITLE

Legislative Referendum No. _____ State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

This measure adds a new section to the State Constitution. It adds Section 9 to Article 13. It tells the State Board of Equalization how to calculate the amount of funds that the Legislature is required to provide to common schools each year. It describes how to make the calculation. This new section will not take effect unless State Question 744 is approved.

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.

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