

1 ENGROSSED SENATE  
JOINT  
2 RESOLUTION NO. 16

By: Sparks and Johnson  
(Constance) of the Senate

3  
4 and

Schwartz of the House  
5  
6  
7

8 [ constitutional amendment - tax exemption for  
manufactured homes - disabled veterans - surviving  
9 spouse - ballot title - filing ]  
10

11 BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE  
12 1ST SESSION OF THE 53RD OKLAHOMA LEGISLATURE:

13 SECTION 1. The Secretary of State shall refer to the people for  
14 their approval or rejection, as and in the manner provided by law,  
15 the following proposed amendment to Section 8D of Article X of the  
16 Oklahoma Constitution to read as follows:

17 Section 8D. A. Despite any provision to the contrary,  
18 beginning January 1, 2009, each head of household who has been  
19 honorably discharged from active service in any branch of the Armed  
20 Forces of the United States or Oklahoma National Guard and who has  
21 been certified by the United States Department of Veterans Affairs  
22 or its successor to have a one-hundred-percent (100%) permanent  
23 disability sustained through military action or accident or  
24 resulting from disease contracted while in such active service or

1 the surviving spouse of such head of household shall be entitled to  
2 claim an exemption for the full amount of all household personal  
3 property which is subject to ad valorem taxation and which is not  
4 subject to any form of taxation in lieu of ad valorem taxation.

5 B. Beginning January 1, 2013, a disabled veteran meeting the  
6 qualifications described in subsection A of this section shall be  
7 entitled to claim a homestead exemption for the full amount of a  
8 manufactured home owned and occupied by the disabled veteran as his  
9 or her principal residence whether or not such manufactured home is  
10 located on real property owned by such disabled veteran. A  
11 surviving spouse of a person eligible for the exemption provided by  
12 this subsection shall be entitled to the exemption if the surviving  
13 spouse occupies the manufactured home as his or her principal  
14 residence whether or not such manufactured home is located on real  
15 property owned by such surviving spouse.

16 C. In order to be eligible for the exemption authorized by this  
17 section, the individual shall be required to prove residency within  
18 the State of Oklahoma.

19 ~~C.~~ D. The Legislature shall be authorized to enact such laws as  
20 may be necessary in order to implement the exemption provided by  
21 this section; however, the exemption amount shall not be subject to  
22 modification by such enactments and shall be for the full amount of  
23 the valuation of any ~~household~~ personal property as otherwise  
24 prescribed by this section.

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

4 BALLOT TITLE

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

6 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

7 This measure amends the Oklahoma Constitution. It amends Section  
8 8D of Article 10. The change would allow a veteran who is  
9 totally disabled to claim an exemption for a manufactured home.  
10 The manufactured home would be exempt even if it is located on  
11 land the veteran did not own. If the veteran died, the  
12 surviving spouse of that veteran would be able to claim the  
13 exemption also. The surviving spouse could claim the exemption  
14 even if the home was located on land the surviving spouse did  
15 not own.

16 SHALL THE PROPOSAL BE APPROVED?

17 FOR THE PROPOSAL - YES \_\_\_\_\_

18 AGAINST THE PROPOSAL - NO \_\_\_\_\_

19 SECTION 3. The President Pro Tempore of the Senate shall,  
20 immediately after the passage of this resolution, prepare and file  
21 one copy thereof, including the Ballot Title set forth in SECTION 2  
22 hereof, with the Secretary of State and one copy with the Attorney  
23 General.

24

1 Passed the Senate the 16th day of March, 2011.

2  
3 \_\_\_\_\_  
4 Presiding Officer of the Senate

5 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
6 2011.

7  
8 \_\_\_\_\_  
9 Presiding Officer of the House  
of Representatives