

1 **SENATE FLOOR VERSION**

2 March 29, 2012

3 As Amended

4 ENGROSSED HOUSE

5 JOINT

6 RESOLUTION NO. 1082

By: Roberts (Sean), Banz,  
Reynolds, Ritze, Casey,  
Derby and Enns of the House

and

Fields, Allen, Childers,  
David, Garrison and Shortey  
of the Senate

9  
10 **[ joint resolution - Constitutional amendment - dual**  
11 **office holding - ballot title - filing ]**

12  
13 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE  
14 2ND SESSION OF THE 53RD OKLAHOMA LEGISLATURE:

15 SECTION 1. The Secretary of State shall refer to the people for  
16 their approval or rejection, as and in the manner provided by law,  
17 the following proposed amendment to Section 12 of Article II of the  
18 Constitution of the State of Oklahoma to read as follows:

19 Section 12. No member of Congress from this State, or person  
20 holding any office of trust or profit under the laws of any other  
21 State, or of the United States, shall hold any office of trust or  
22 profit under the laws of this State. The provisions of this section  
23 shall not prevent a person who holds an office under the laws of  
24 this state or who is a member of Congress from this state from

1 retaining such office if the person is a member of the Oklahoma  
2 National Guard or any reserve component of any branch of the United  
3 States Military and is ordered by the proper authority to active  
4 service.

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

8 BALLOT TITLE  
9 Legislative Referendum No. \_\_\_\_\_ State Question No. \_\_\_\_\_

10 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

11 This measure amends the State Constitution. It amends a section  
12 that forbids persons holding state office from serving in a  
13 federal office. This bars state officers from serving on active  
14 duty in the National Guard or the Reserves. The proposed change  
15 would let state officers serve on active duty if they are called  
16 to do so.

17 SHALL THE PROPOSAL BE APPROVED?

18 FOR THE PROPOSAL - YES \_\_\_\_\_

19 AGAINST THE PROPOSAL - NO \_\_\_\_\_

20 SECTION 3. The Chief Clerk of the House of Representatives,  
21 immediately after the passage of this resolution, shall prepare and  
22 file one copy thereof, including the Ballot Title set forth in  
23 SECTION 2 hereof, with the Secretary of State and one copy with the  
24 Attorney General.

1 COMMITTEE REPORT BY: COMMITTEE ON VETERANS & MILITARY AFFAIRS, dated  
2 3-28-12 - DO PASS, As Amended and Coauthored.

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