

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 HOUSE JOINT
4 RESOLUTION 1030

By: Morrissette

5
6 AS INTRODUCED

7 A Joint Resolution directing the Secretary of State
8 to refer to the people for their approval or
9 rejection a proposed amendment to Section 8B of
10 Article X of the Constitution of the State of
11 Oklahoma; modifying provisions related to valuation
12 increases for purposes of ad valorem taxation;
13 providing ballot title; and directing filing.

14 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
15 1ST SESSION OF THE 53RD OKLAHOMA LEGISLATURE:

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

20 Section 8B. A. Despite any provision to the contrary, the fair
21 cash value of any parcel of locally assessed real property shall not
22 increase by more than ~~five percent (5%) in any taxable year one~~
23 percent (1%) during any two (2) successive taxable years. The
24 provisions of this section shall not apply in any year when title to
the property is transferred, changed, or conveyed to another person

1 or when improvements have been made to the property. If title to
2 the property is transferred, changed, or conveyed to another person,
3 the property shall be assessed for that year based on the fair cash
4 value as set forth in Section 8 of Article X of this Constitution.
5 If any improvements are made to the property, the increased value to
6 the property as a result of the improvement shall be assessed for
7 that year based on the fair cash value as set forth in Section 8 of
8 Article X of this Constitution. The provisions of this section
9 shall be effective January 1, 1997, and thereafter for counties
10 which are in compliance with the applicable law or administrative
11 regulations governing valuation of locally assessed real property as
12 of such date. For counties which are not in compliance with such
13 law or regulations as of January 1, 1997, the provisions of this
14 section shall be effective January 1 of the year following the date
15 the county is deemed to be in compliance with such laws or
16 regulations as provided by law. The provisions of this section
17 shall not apply to any personal property which may be taxed ad
18 valorem or any property which may be valued or assessed by the State
19 Board of Equalization.

20 B. The Legislature shall enact any laws necessary to implement
21 the provisions of this section.

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 amends the Oklahoma Constitution. It amends Section 8B of Article 10. This section prevents increases in value for property tax purposes. The current law prevents increases in market value of more than five percent (5%) in any year. This measure would change that limit. This measure would prohibit increases of more than one percent (1%) during any two-year period. This change would become effective beginning January 1, 2013.

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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