

1 STATE OF OKLAHOMA

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

3 SENATE JOINT
4 RESOLUTION 42

By: Jolley

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 16 of
10 Article VI of the Oklahoma Constitution; deleting
11 removal from the state as a circumstance in which
12 powers and duties of office of Governor devolve upon
13 Lieutenant Governor; providing ballot title; and
14 directing filing.

15 BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE
16 1ST SESSION OF THE 53RD OKLAHOMA LEGISLATURE:

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

21 Section 16. In case of impeachment of the Governor, or of ~~his~~
22 the Governor's death, failure to qualify, resignation, ~~removal from~~
23 ~~the State,~~ or inability to discharge the powers and duties of the
24 office, the ~~said~~ office, with its compensation, shall ~~devolve upon~~
be transferred to the Lieutenant Governor for the ~~residue~~ remainder
of the term or until the disability shall be removed.

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 Section 16 of Article VI of the State
8 Constitution. This section sets out the cases in which the
9 powers and duties of the office of the Governor are transferred
10 to the Lieutenant Governor. One of these cases is removal from
11 the state. This measure would delete this language. Therefore,
12 when the Governor was out of the state, the powers and duties of
13 the office would not transfer to the Lieutenant Governor.

14 SHALL THE PROPOSAL BE APPROVED?

15 FOR THE PROPOSAL - YES _____

16 AGAINST THE PROPOSAL - NO _____

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

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