

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 SENATE JOINT
4 RESOLUTION 58

By: Sparks

5 AS INTRODUCED

6 A Joint Resolution directing the Secretary of State
7 to refer to the people for their approval or
8 rejection a proposed amendment to Section 26 of
9 Article X of the Oklahoma Constitution; updating
10 references and deleting obsolete language; providing
11 ballot title; and directing filing.

10 BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE
11 2ND SESSION OF THE 54TH OKLAHOMA LEGISLATURE:

12 SECTION 1. The Secretary of State shall refer to the people for
13 their approval or rejection, as and in the manner provided by law,
14 the following proposed amendment to Section 26 of Article X of the
15 Oklahoma Constitution to read as follows:

16 Section 26. ~~(a)~~ A. Except as herein otherwise provided, no
17 county, city, town, township, school district, or other political
18 corporation, or subdivision of the state, shall be allowed to become
19 indebted, in any manner, or for any purpose, to an amount exceeding,
20 in any year, the income and revenue provided for such year without
21 the assent of three-fifths of the voters thereof, voting at an
22 election, to be held for that purpose, nor, in cases requiring such
23 assent, shall any indebtedness be allowed to be incurred to an
24 amount, including existing indebtedness, in the aggregate exceeding

1 five percent (5%) of the valuation of the taxable property therein,
2 to be ascertained from the last assessment for state and county
3 purposes previous to the incurring of such indebtedness: Provided,
4 that if a school district has an absolute need therefor, such
5 district may, with the assent of three-fifths of the voters thereof
6 voting at an election to be held for that purpose, incur
7 indebtedness to an amount, including existing indebtedness, in the
8 aggregate exceeding five percent (5%) but not exceeding ten percent
9 (10%) of the valuation of the taxable property therein, to be
10 ascertained from the last assessment for state and county purposes
11 previous to the incurring of such indebtedness, for the purpose of
12 acquiring or improving school sites, constructing, repairing,
13 remodeling or equipping buildings, or acquiring school furniture,
14 fixtures or equipment; and such assent to such indebtedness shall be
15 deemed to be a sufficient showing of such absolute need, unless
16 otherwise provided by law. Provided further, that if a city or town
17 has an absolute need therefor, such city or town may, with the
18 assent of three-fifths of the voters thereof voting at an election
19 to be held for that purpose, incur indebtedness to an amount,
20 including existing indebtedness, in the aggregate exceeding five
21 percent (5%) but not exceeding ten percent (10%) of the valuation of
22 the taxable property therein, to be ascertained from the last
23 assessment for state and county purposes previous to the incurring
24 of such indebtedness, and such assent to such indebtedness shall be

1 deemed to be a sufficient showing of such absolute need unless
2 otherwise provided by law. Provided, further, that any county,
3 city, town, school district, or other political corporation, or
4 subdivision of the state, incurring any indebtedness requiring the
5 assent of the voters as aforesaid, shall, before or at the time of
6 doing so, provide for the collection of an annual tax sufficient to
7 pay the interest on such indebtedness as it falls due, and also to
8 constitute a sinking fund for the payment of the principal thereof
9 within twenty-five (25) years from the time of contracting the same,
10 and provided further that nothing in this section shall prevent,
11 under such conditions and limitations as shall be prescribed by law,
12 any school district from contracting with:

13 ~~(1)~~ 1. certificated personnel for periods extending one (1)
14 year beyond the current fiscal year; or

15 ~~(2)~~ 2. a school superintendent for periods extending more than
16 one (1) year, but not to exceed three (3) years beyond the current
17 fiscal year.

18 ~~(b)~~ B. If a county approves an exemption of household goods of
19 the heads of families and livestock employed in support of the
20 family from ad valorem taxation pursuant to the provisions of
21 subsection (b) of Section 6 of this article, the percentage
22 limitations on indebtedness as specified in subsection ~~(a)~~ A of this
23 section for political subdivisions or political corporations located
24 in any such county shall be adjusted by multiplying the percentage

1 levels specified in subsection ~~(a)~~ A of this section by the millage
2 adjustment factor as specified in subsection (b) of Section 8A of
3 this article.

4 ~~(c) C. If approved by the people, the amendment to this~~ This
5 section shall become effective January 1, 1993.

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

9 BALLOT TITLE

10 Legislative Referendum No. _____ State Question No. _____

11 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

12 This measure amends Section 26 of Article 10 of the Oklahoma
13 Constitution. It updates references and deletes obsolete
14 language.

15 SHALL THE PROPOSAL BE APPROVED?

16 FOR THE PROPOSAL - YES _____

17 AGAINST THE PROPOSAL - NO _____

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

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