

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 SENATE JOINT
4 RESOLUTION 6

By: Paddack

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 proposed amendments to Sections 1, 3 and 4
10 of Article VI of the Oklahoma Constitution, which
11 relates to executive officers; directing the Governor
12 to appoint the Superintendent of Public Instruction;
13 removing eligibility and term limit provisions for
14 the Superintendent of Public Instruction; providing
15 ballot title; and directing filing.

16 BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE
17 1ST SESSION OF THE 54TH OKLAHOMA LEGISLATURE:

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

22 Section 1. A. The Executive authority of the state shall be
23 vested in a Governor, Lieutenant Governor, Secretary of State, State
24 Auditor and Inspector, Attorney General, State Treasurer,
25 Superintendent of Public Instruction, Commissioner of Labor,
26 Commissioner of Insurance and other officers provided by law and

1 this Constitution, each of whom shall keep his office and public
2 records, books and papers at the seat of government, and shall
3 perform such duties as may be designated in this Constitution or
4 prescribed by law.

5 B. The Secretary of State shall be appointed by the Governor by
6 and with the consent of the Senate for a term of four (4) years to
7 run concurrently with the term of the Governor.

8 C. The Superintendent of Public Instruction shall be appointed
9 by the Governor by and with the consent of the Senate for a term of
10 four (4) years to run concurrently with the term of the Governor.

11 SECTION 2. The Secretary of State shall refer to the people for
12 their approval or rejection, as and in the manner provided by law,
13 the following proposed amendment to Section 3 of Article VI of the
14 Oklahoma Constitution to read as follows:

15 Section 3. No person shall be eligible to the office of
16 Governor, Lieutenant Governor, Secretary of State, State Auditor and
17 Inspector, Attorney General, or State Treasurer ~~or Superintendent of~~
18 ~~Public Instruction~~ except a citizen of the United States of the age
19 of not less than thirty-one (31) years and who shall have been ten
20 (10) years next preceding his or her election, or appointment, a
21 qualified elector of this state.

22 SECTION 3. The Secretary of State shall refer to the people for
23 their approval or rejection, as and in the manner provided by law,
24

1 the following proposed amendment to Section 4 of Article VI of the
2 Oklahoma Constitution to read as follows:

3 Section 4. A. The term of office of the Governor, Lieutenant
4 Governor, State Auditor and Inspector, Attorney General, State
5 Treasurer, and Commissioner of Labor ~~and Superintendent of Public~~
6 ~~Instruction~~ shall be four (4) years from the second Monday of
7 January next after their election. The said officers shall be
8 eligible to immediately succeed themselves except as otherwise
9 provided in this section.

10 B. 1. No person shall be eligible to serve as Governor for a
11 period of time in excess of eight (8) years. Such years need not be
12 consecutive. Any years served by a person serving as Governor for
13 less than a full term to fill a vacancy in such office shall not be
14 included in the eight-year limitation set forth herein.

15 2. Notwithstanding the provisions of this amendment, any person
16 serving as Governor at the time of passage of this amendment shall
17 be eligible to complete the term of office to which he or she was
18 elected but shall not be eligible to serve as Governor for a period
19 of time in excess of eight (8) years, excluding years served for
20 less than a full term to fill a vacancy in such office. The
21 provisions of this paragraph shall apply regardless of whether such
22 years were served prior to or after passage of this amendment.

23 C. No person shall be eligible to serve as Lieutenant Governor,
24 State Auditor and Inspector, Attorney General, State Treasurer, or

1 Commissioner of Labor ~~or Superintendent of Public Instruction~~ for a
2 period of time in excess of eight (8) years. Such years need not be
3 consecutive. Any years served by a person elected or appointed to
4 serve less than a full term to fill a vacancy in any such office
5 shall not be included in the limitations set forth herein. Any
6 person serving in such position at the time of passage of this
7 amendment shall be eligible to complete the term for which he or she
8 has been elected and shall be eligible to serve an additional eight
9 (8) years thereafter, notwithstanding the provisions of this
10 amendment.

11 D. The Legislature is hereby authorized to enact laws to
12 implement the provisions of subsections B and C of this section.

13 SECTION 4. The Ballot Title for the proposed Constitutional
14 amendment as set forth in SECTIONS 1, 2 and 3 of this resolution
15 shall be in the following form:

16 BALLOT TITLE
17 Legislative Referendum No. _____ State Question No. _____

18 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

19 This measure amends the Oklahoma Constitution. It amends
20 Section 1 of Article 6. It directs the Governor to appoint the
21 Superintendent of Public Instruction. It amends Section 3 of
22 Article 6. It removes eligibility requirements for the
23 Superintendent of Public Instruction. It amends Section 4 of
24

1 Article 6. It removes term limits for the Superintendent of
2 Public Instruction.

3 SHALL THE PROPOSAL BE APPROVED?

4 FOR THE PROPOSAL - YES _____

5 AGAINST THE PROPOSAL - NO _____

6 SECTION 5. The President Pro Tempore of the Senate shall,
7 immediately after the passage of this resolution, prepare and file
8 one copy thereof, including the Ballot Title set forth in SECTION 4
9 hereof, with the Secretary of State and one copy with the Attorney
10 General.

11
12 54-1-897 EB 1/8/2013 3:59:17 PM
13
14
15
16
17
18
19
20
21
22
23
24