

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 SENATE JOINT
4 RESOLUTION 52

By: Holt

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6
7 AS INTRODUCED

8 A Joint Resolution directing the Secretary of State
9 to refer to the people for their approval or
10 rejection proposed amendments to Sections 1 and 23 of
11 Article VI of the Oklahoma Constitution, which relate
12 to executive officers; directing the Governor to
13 appoint the Commissioner of Insurance; providing
14 procedures; providing ballot title; and directing
15 filing.

16 BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE
17 2ND SESSION OF THE 55TH 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 Sections 1 and 23 of Article VI
21 of the 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,
Superintendent of Public Instruction, Commissioner of Labor,

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

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

9 C. The Commissioner of Insurance shall be appointed by the
10 Governor by and with the consent of the Senate and shall serve at
11 the pleasure of the Governor; provided, the person serving in such
12 position at the time of passage of this amendment shall be eligible
13 to complete the term for which he or she has been elected or
14 appointed.

15 Section 23. A. ~~There shall be elected by the qualified~~
16 ~~electors of the State, at the first general election, a chief~~
17 ~~officer of the Insurance Department, who shall be styled the~~
18 ~~"Insurance Commissioner", whose term of office shall be four years:~~
19 ~~Provided, That the first term of the Insurance Commissioner so~~
20 ~~elected, shall expire at the time of the expiration of the term of~~
21 ~~office of the first Governor elected. The Commissioner of Insurance~~
22 shall be appointed by the Governor by and with the consent of the
23 Senate as provided in Section 1 of this article. The Insurance
24

1 Commissioner of Insurance shall be at least twenty-five (25) years
2 of age and well versed in insurance matters.

3 B. No person shall be eligible to serve as Commissioner of
4 Insurance ~~Commissioner~~ for a period of time in excess of eight (8)
5 years. Such years need not be consecutive. ~~Any years served by a~~
6 ~~person elected or appointed to serve less than a full term to fill a~~
7 ~~vacancy in such office shall not be included in the limitation set~~
8 ~~forth herein. Any person serving in such position at the time of~~
9 ~~passage of this amendment shall be eligible to complete the term for~~
10 ~~which he or she has been elected and shall be eligible to serve an~~
11 ~~additional eight (8) years thereafter, notwithstanding the~~
12 ~~provisions of this amendment.~~ The Legislature is hereby authorized
13 to enact laws to implement the provisions of this subsection.

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

17 BALLOT TITLE

18 Legislative Referendum No. _____ State Question No. _____

19 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

20 This measure amends the Oklahoma Constitution. It amends
21 Sections 1 and 23 of Article 6. It directs the Governor to
22 appoint the Commissioner of Insurance by and with the consent of
23 the Senate. The Commissioner would serve at the pleasure of the
24

1 Governor. The person serving at the time of passage could
2 complete the term for which he or she was elected.

3 SHALL THE PROPOSAL BE APPROVED?

4 FOR THE PROPOSAL - YES _____

5 AGAINST THE PROPOSAL - NO _____

6 SECTION 3. 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 2
9 hereof, with the Secretary of State and one copy with the Attorney
10 General.

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