

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 HOUSE JOINT
4 RESOLUTION 1092

By: Nelson

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 3 of
10 Article XXV of the Constitution of the State of
11 Oklahoma, which relates to the Oklahoma Public
12 Welfare Commission; clarifying language; providing
13 ballot title; and directing filing.

14 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
15 2ND 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 3 of Article XXV of the
19 Constitution of the State of Oklahoma to read as follows:

20 Section 25. The Department of ~~Public Welfare~~ Human Services
21 shall be under the control of a commission to be known as the
22 Oklahoma ~~Public Welfare~~ Human Services Commission, composed of nine
23 members appointed by the Governor and selected on the basis of
24 recognized interest in and knowledge of the problems of public

1 welfare. Each member of the Commission shall be at least thirty
2 years of age, shall be a citizen of the United States, and shall
3 have been a qualified elector of Oklahoma at least five years next
4 preceding ~~his or her~~ appointment. Members of the Commission or any
5 person employed by and working under direction of ~~said~~ the
6 Commission may be of either sex. Immediately upon the taking effect
7 of this Article, the Governor shall appoint the members of ~~said~~ the
8 Commission for terms of office as follows: One member for a term of
9 one year, one member for a term of two years, one member for a term
10 of three years, one member for a term of four years, one member for
11 a term of five years, one member for a term of six years, one member
12 for a term of seven years, one member for a term of eight years and
13 one member for a term of nine years. Except as above designated,
14 the term of office of the members of ~~said~~ the Commission shall be
15 nine years or until their successors are appointed and qualified.
16 The Governor shall designate one member of the Commission as
17 ~~chairman~~ chair. Members of the Commission shall receive no
18 compensation for their services but shall be allowed necessary
19 traveling and other expenses actually incurred while in the
20 performance of their official duties. The Governor shall have the
21 power to fill vacancies on the Commission for the remainder of the
22 unexpired term.

23 No member of ~~said~~ the Commission shall be subject to removal by
24 the Governor, but any ~~such~~ member shall be removable only in the

1 manner and for the causes now provided in Article 2, Chapter 20,
2 Oklahoma Statutes 1931, for the removal of officers not subject to
3 impeachment. The venue of actions for removal shall be in Oklahoma
4 County.

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

8 BALLOT TITLE

9 Legislative Referendum No. _____ State Question No. _____

10 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

11 This measure amends the State Constitution. It amends the
12 section creating the Oklahoma Public Welfare Commission and
13 providing for the appointment of Commission members. It
14 clarifies language.

15 SHALL THE PROPOSAL BE APPROVED?

16 FOR THE PROPOSAL — YES _____

17 AGAINST THE PROPOSAL — NO _____

18 SECTION 3. The Chief Clerk of the House of Representatives,
19 immediately after the passage of this act, shall 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.

23

24 53-2-8714 SDR 01/15/12