

1 **SENATE FLOOR VERSION**

2 February 24, 2016

3 **AS AMENDED**

4 SENATE JOINT
5 RESOLUTION NO. 45

6 By: Schulz and Ford

7 **[proposed amendment - limits on terms of office -
8 ballot title - filing]**

9
10 BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE
11 2ND SESSION OF THE 55TH 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 Sections 4 and 23 of Article VI
15 of the Oklahoma Constitution to read as follows:

16 Section 4. A. The term of office of the Governor, Lieutenant
17 Governor, State Auditor and Inspector, Attorney General, State
18 Treasurer, Commissioner of Labor and Superintendent of Public
19 Instruction shall be four (4) years from the second Monday of
20 January next after their election. The said officers shall be
21 eligible to immediately succeed themselves except as otherwise
22 provided in this section.

23 B. ~~1-~~ No person shall be eligible to serve as Governor for a
24 period of time in excess of eight (8) years. Such years need not be

1 consecutive. Any years served by a person serving as Governor for
2 less than a full term to fill a vacancy in such office shall not be
3 included in the eight-year limitation set forth herein.

4 ~~2. Notwithstanding the provisions of this amendment, any person~~
5 ~~serving as Governor at the time of passage of this amendment shall~~
6 ~~be eligible to complete the term of office to which he or she was~~
7 ~~elected but shall not be eligible to serve as Governor for a period~~
8 ~~of time in excess of eight (8) years, excluding years served for~~
9 ~~less than a full term to fill a vacancy in such office. The~~
10 ~~provisions of this paragraph shall apply regardless of whether such~~
11 ~~years were served prior to or after passage of this amendment.~~

12 C. No person shall be eligible to serve as Lieutenant Governor,
13 State Auditor and Inspector, Attorney General, State Treasurer,
14 Commissioner of Labor or Superintendent of Public Instruction for a
15 period of time in excess of ~~eight (8)~~ twelve (12) years. Such years
16 need not be consecutive. Any years served by a person elected or
17 appointed to serve less than a full term to fill a vacancy in any
18 such office shall not be included in the limitations set forth
19 herein. Any person serving in such position at the time of passage
20 of this amendment shall be eligible to complete the term for which
21 he or she has been elected and shall be eligible to serve ~~an~~
22 ~~additional eight (8) years~~ thereafter for additional years such that
23 the period of time served does not exceed twelve (12) years,

1 excluding years not included in the limitations set forth herein,
2 notwithstanding the provisions of this amendment.

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

5 Section 23. A. There shall be elected by the qualified
6 electors of the State, at the first general election, a chief
7 officer of the Insurance Department, who shall be styled the
8 "Insurance Commissioner", whose term of office shall be four years:
9 Provided, That the first term of the Insurance Commissioner so
10 elected, shall expire at the time of the expiration of the term of
11 office of the first Governor elected. The Insurance Commissioner
12 shall be at least twenty-five (25) years of age and well versed in
13 insurance matters.

14 B. No person shall be eligible to serve as Insurance
15 Commissioner for a period of time in excess of ~~eight (8)~~ twelve (12)
16 years. Such years need not be consecutive. Any years served by a
17 person elected or appointed to serve less than a full term to fill a
18 vacancy in such office shall not be included in the limitation set
19 forth herein. Any person serving in such position at the time of
20 passage of this amendment shall be eligible to complete the term for
21 which he or she has been elected and shall be eligible to serve ~~an~~
22 ~~additional eight (8) years~~ thereafter for additional years such that
23 the period of time served does not exceed twelve (12) years,
24 excluding years not included in the limitations set forth herein,

1 notwithstanding the provisions of this amendment. The Legislature
2 is hereby authorized to enact laws to implement the provisions of
3 this subsection.

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

7 BALLOT TITLE

8 Legislative Referendum No. _____ State Question No. _____

9 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

10 This measure amends Sections 4 and 23 of Article 6 of the
11 Oklahoma Constitution. Under current law, persons are not
12 eligible to serve as Governor, Lieutenant Governor, State
13 Auditor and Inspector, Attorney General, State Treasurer,
14 Commissioner of Labor, Superintendent of Public Instruction or
15 Insurance Commissioner for more than 8 years, with certain
16 exceptions. This measure changes the limit to 12 years for all
17 these offices except Governor, which would stay at 8 years.
18 Persons serving at the time of passage of this amendment may
19 complete their current terms and serve additional years so that
20 the total period of time served does not exceed 12 years. The
21 measure also deletes some obsolete language.

22 SHALL THE PROPOSAL BE APPROVED?

23 FOR THE PROPOSAL - YES _____

24 AGAINST THE PROPOSAL - NO _____

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

6 COMMITTEE REPORT BY: COMMITTEE ON RULES
7 February 24, 2016 - DO PASS AS AMENDED
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