

1 STATE OF OKLAHOMA

2 2nd Session of the 56th Legislature (2018)

3 COMMITTEE SUBSTITUTE
4 FOR
5 SENATE JOINT
6 RESOLUTION 61

By: David

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8 COMMITTEE SUBSTITUTE

9 A Joint Resolution directing the Secretary of State
10 to refer to the people for their approval or
11 rejection a proposed amendment to Section 33 of
12 Article V of the Oklahoma Constitution; modifying
13 requirements for bills to raise revenue; creating
14 exception and providing requirements; providing
15 ballot title; and directing filing.

16 BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE
17 2ND SESSION OF THE 56TH 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 33 of Article V of the
21 Oklahoma Constitution to read as follows:

22 Section 33. A. All bills for raising revenue shall originate
23 in the House of Representatives. The Senate may propose amendments
24 to revenue bills.

1 B. No revenue bill shall be passed during the five last days of
2 the session.

3 C. Any revenue bill originating in the House of Representatives
4 shall not become effective until it has been referred to the people
5 of the state at the next general election held throughout the state
6 and shall become effective and be in force when it has been approved
7 by a majority of the votes cast on the measure at such election and
8 not otherwise, except as otherwise provided in subsection D of this
9 section.

10 D. Any Except as otherwise provided in subsection E of this
11 section, any revenue bill originating in the House of
12 Representatives may become law without being submitted to a vote of
13 the people of the state if such bill receives the approval of three-
14 fourths (3/4) of the membership of the House of Representatives and
15 three-fourths (3/4) of the membership of the Senate and is submitted
16 to the Governor for appropriate action. Any such revenue bill shall
17 not be subject to the emergency measure provision authorized in
18 Section 58 of this Article and shall not become effective and be in
19 force until ninety days after it has been approved by the
20 Legislature, and acted on by the Governor.

21 E. Notwithstanding subsection D of this section, any revenue
22 bill originating in the House of Representatives may become law
23 without being submitted to a vote of the people of the state if such
24 bill receives the approval of three-fifths (3/5) of the membership

1 of the House of Representatives and three-fifths (3/5) of the
2 membership of the Senate, is submitted to the Governor for
3 appropriate action and levies a new tax or increases an existing tax
4 on sales pursuant to the Oklahoma Sales Tax Code or Use Tax Code.
5 Any such revenue bill shall not be subject to the emergency measure
6 provision authorized in Section 58 of this Article and shall not
7 become effective and be in force until ninety (90) days after it has
8 been approved by the Legislature, and acted on by the Governor.

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

12 BALLOT TITLE

13 Legislative Referendum No. _____ State Question No. _____

14 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

15 This measure amends the Oklahoma Constitution. It amends
16 Section 33 of Article 5. It modifies the requirements for bills
17 to raise revenue. It creates an exception to a requirement that
18 3/4ths of the Legislature approve revenue bills. The exception
19 creates a new requirement that 3/5ths of the Legislature approve
20 certain bills. Those bills would create new taxes or increase
21 current taxes on sales which fall under the Sales or Use Tax
22 Code.

23 SHALL THE PROPOSAL BE APPROVED?

24 FOR THE PROPOSAL — YES _____

1 AGAINST THE PROPOSAL — NO _____

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

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