

1 STATE OF OKLAHOMA

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

3 COMMITTEE SUBSTITUTE
4 FOR
5 SENATE JOINT
6 RESOLUTION 65

By: Fields

7 COMMITTEE SUBSTITUTE

8 A Joint Resolution directing the Secretary of State
9 to refer to the people for their approval or
10 rejection a proposed amendment to Section 23 of
11 Article V of the Oklahoma Constitution; allowing
12 member of Legislature to be appointed by Governor as
13 cabinet secretary upon completion of term of office
14 or upon resignation; providing ballot title; and
15 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 23 of Article V of the
21 Oklahoma Constitution to read as follows:

22 Section 23. No member of the Legislature shall, during the term
23 for which ~~he was~~ elected, be appointed or elected to any office or
24 commission in the State, which shall have been created, or the
emoluments of which shall have been increased, during ~~his~~ the term
of office, nor shall any member receive any appointment from the

1 Governor, the Governor and Senate, or from the Legislature, during
2 the term for which ~~he shall have been~~ elected, nor shall any member,
3 during the term for which he shall have been elected, or within two
4 years thereafter, be interested, directly or indirectly, in any
5 contract with the State, or any county or other subdivision thereof,
6 authorized by law passed during the term for which ~~he shall have~~
7 ~~been~~ elected; provided, neither the provisions of this section nor
8 any other provision of the Oklahoma Constitution shall prohibit a
9 member of the Legislature from being appointed by the Governor to
10 serve as a cabinet secretary, upon completion of the term of office
11 or upon resignation as a member of the Legislature.

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

15 BALLOT TITLE

16 Legislative Referendum No. _____ State Question No. _____

17 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

18 This measure amends Section 23 of Article 5 of the Oklahoma
19 Constitution. This section prohibits members of the Legislature
20 from being appointed or elected to certain positions during
21 certain time periods. This measure would allow a member of the
22 Legislature to be appointed by the Governor as a cabinet
23 secretary, upon completion of the legislator's term or upon
24 resignation as a member of the Legislature.

1 SHALL THE PROPOSAL BE APPROVED?

2 FOR THE PROPOSAL — YES _____

3 AGAINST THE PROPOSAL — NO _____

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

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