

1 **SENATE FLOOR VERSION**

2 February 28, 2018

3 COMMITTEE SUBSTITUTE
4 FOR
5 SENATE JOINT
6 RESOLUTION NO. 61

By: David

7 [Joint Resolution - Oklahoma Constitution - raise
8 revenue - ballot title - filing]
9
10

11 BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE
12 2ND SESSION OF THE 56TH OKLAHOMA LEGISLATURE:

13 SECTION 1. The Secretary of State shall refer to the people for
14 their approval or rejection, as and in the manner provided by law,
15 the following proposed amendment to Section 33 of Article V of the
16 Oklahoma Constitution to read as follows:

17 Section 33. A. All bills for raising revenue shall originate
18 in the House of Representatives. The Senate may propose amendments
19 to revenue bills.

20 B. No revenue bill shall be passed during the five last days of
21 the session.

22 C. Any revenue bill originating in the House of Representatives
23 shall not become effective until it has been referred to the people
24 of the state at the next general election held throughout the state

1 and shall become effective and be in force when it has been approved
2 by a majority of the votes cast on the measure at such election and
3 not otherwise, except as otherwise provided in subsection D of this
4 section.

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

16 E. Notwithstanding subsection D of this section, any revenue
17 bill originating in the House of Representatives may become law
18 without being submitted to a vote of the people of the state if such
19 bill receives the approval of three-fifths (3/5) of the membership
20 of the House of Representatives and three-fifths (3/5) of the
21 membership of the Senate, is submitted to the Governor for
22 appropriate action and levies a new tax or increases an existing tax
23 on sales pursuant to the Oklahoma Sales Tax Code or Use Tax Code.
24 Any such revenue bill shall not be subject to the emergency measure

1 provision authorized in Section 58 of this Article and shall not
2 become effective and be in force until ninety (90) days after it has
3 been approved by the Legislature, and acted on by the Governor.

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 the Oklahoma Constitution. It amends
11 Section 33 of Article 5. It modifies the requirements for bills
12 to raise revenue. It creates an exception to a requirement that
13 3/4ths of the Legislature approve revenue bills. The exception
14 creates a new requirement that 3/5ths of the Legislature approve
15 certain bills. Those bills would create new taxes or increase
16 current taxes on sales which fall under the Sales or Use Tax
17 Code.

18 SHALL THE PROPOSAL BE APPROVED?

19 FOR THE PROPOSAL — YES _____

20 AGAINST THE PROPOSAL — NO _____

21 SECTION 3. The President Pro Tempore of the Senate shall,
22 immediately after the passage of this resolution, prepare and file
23 one copy thereof, including the Ballot Title set forth in SECTION 2
24

1 hereof, with the Secretary of State and one copy with the Attorney
2 General.

3 COMMITTEE REPORT BY: COMMITTEE ON RULES
4 February 28, 2018 - DO PASS AS AMENDED
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