

1 STATE OF OKLAHOMA

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

3 SENATE JOINT  
4 RESOLUTION 61

By: David

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 33 of  
10 Article V of the Oklahoma Constitution; modifying  
11 requirements for bills to raise revenue; creating  
12 exception and providing requirements; providing  
13 ballot title; and directing filing.

14 BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE  
15 2ND SESSION OF THE 56TH 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 33 of Article V of the  
19 Oklahoma Constitution to read as follows:

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

23 B. No revenue bill shall be passed during the five last days of  
24 the session.

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

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

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

1 appropriate action and levies a new tax or increases an existing tax  
2 on sales pursuant to the Oklahoma Sales Tax Code, or any taxes on  
3 cigarettes, tobacco products, alcoholic beverages or beer. Any such  
4 revenue bill shall not be subject to the emergency measure provision  
5 authorized in Section 58 of this Article and shall not become  
6 effective and be in force until ninety (90) days after it has been  
7 approved by the Legislature, and acted on by the Governor.

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

11 BALLOT TITLE

12 Legislative Referendum No. \_\_\_\_\_ State Question No. \_\_\_\_\_

13 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

14 This measure amends the Oklahoma Constitution. It amends  
15 Section 33 of Article 5. It modifies the requirements for bills  
16 to raise revenue. It creates an exception to a requirement that  
17 3/4ths of the Legislature approve revenue bills. The exception  
18 creates a new requirement that 3/5ths of the Legislature approve  
19 certain bills. Those bills would create new taxes or increase  
20 current taxes of certain types. Those types include sales tax  
21 and taxes on cigarettes, tobacco products, alcoholic beverages  
22 and beer.

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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