

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 HOUSE JOINT
4 RESOLUTION 1006

By: Murphey

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 21 of
10 Article V of the Constitution of the State of
11 Oklahoma, which relates to the Board on Legislative
12 Compensation; abolishing the Board on Legislative
13 Compensation; establishing a criteria for
14 compensation of members of the Legislature; providing
15 that certain increases require a vote of the people;
16 providing when changes in compensation take effect;
17 providing ballot title; and directing filing.

18
19
20 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
21 1ST SESSION OF THE 55TH OKLAHOMA LEGISLATURE:

22 SECTION 1. The Secretary of State shall refer to the people for
23 their approval or rejection, as and in the manner provided by law,
24 the following proposed amendment to Section 21 of Article V of the
Constitution of the State of Oklahoma to read as follows:

Section 21. A. The Legislature shall enact laws to prohibit
members of the Legislature from engaging in activities or having
interests which conflict with the proper discharge of their duties
and responsibilities.

1 B. The Board on Legislative Compensation is hereby ~~created~~.
2 ~~Said Board shall be composed of five members appointed by the~~
3 ~~Governor, two members appointed by the President Pro Tempore of the~~
4 ~~Senate, and two members appointed by the Speaker of the House of~~
5 ~~Representatives. The members appointed by the Governor shall be~~
6 ~~from religious organizations, communications media, nonstate-~~
7 ~~supported educational institutions, labor organizations, and retail~~
8 ~~business; the members appointed by the President Pro Tempore of the~~
9 ~~Senate shall be from agricultural and civic organizations; and the~~
10 ~~members appointed by the Speaker of the House of Representatives~~
11 ~~shall be from manufacturing and from professional fields not~~
12 ~~otherwise specified. No member of the Legislature may be appointed~~
13 ~~to or serve on the Board. In addition to the members above provided~~
14 ~~for, the Chairman of the Oklahoma Tax Commission and the Director of~~
15 ~~State Finance shall serve as ex officio nonvoting members of said~~
16 ~~Board. The Chairman of said Board shall be designated by the~~
17 ~~Governor~~ abolished.

18 C. Members of the Legislature shall receive ~~such~~ compensation
19 ~~as shall be fixed by the Board on Legislative Compensation pursuant~~
20 ~~to subsection D of this section.~~ If a member of the Legislature is
21 incarcerated due to being charged with a criminal offense and
22 subsequently is found guilty of the offense or pleads guilty or nolo
23 contendere to the offense, the legislator shall return to the state
24 any compensation the legislator received from the state while the

1 legislator was incarcerated prior to the guilty verdict or plea or
2 nolo contendere plea and shall not receive any compensation from the
3 state during any incarceration following such verdict or plea. ~~Said~~
4 ~~Board shall each two years review the compensation paid to the~~
5 ~~members of the Legislature and shall be empowered to change such~~
6 ~~compensation; such~~

7 D. Annual compensation for members of the Legislature shall be
8 paid monthly and be equal to Oklahoma's annual state per capita
9 personal income, except for government employees, as determined by
10 the United States Bureau of Economic Analysis or the successor body
11 of the same. Additional benefits, including health insurance,
12 retirement, travel reimbursement and per diem for members and
13 additional compensation provided to the Speaker of the House of
14 Representatives, President Pro Tempore of the Senate, Speaker Pro
15 Tempore of the House of Representatives, Minority Floor Leaders and
16 Appropriations Chairs, shall remain as provided during the 56th
17 Session of the Oklahoma Legislature and shall not increase without
18 approval by a vote of the people. Any change to in compensation or
19 other benefits pursuant to this subsection shall become effective on
20 the fifteenth day following the succeeding general election. The
21 ~~members of the Board shall serve without compensation, but shall be~~
22 ~~entitled to receive necessary travel and subsistence expense as~~
23 ~~provided by law for other state officers.~~

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

4 BALLOT TITLE

5 Legislative Referendum No. _____ State Question No. _____

6 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

7 This measure amends the State Constitution. It amends the
8 section that sets pay for members of the Legislature. It does
9 away with the Board that sets pay for legislators. It provides
10 a way for salaries to be set. The pay would be equal to
11 Oklahoma's annual state per capita personal income. This is
12 determined by the federal Census Bureau. Other benefits, such
13 as health insurance, retirement, travel, per diem and additional
14 pay for legislative leaders, would have to go to a vote of the
15 people. Oklahoma voters would have to vote to allow changes in
16 these benefits.

17 SHALL THE PROPOSAL BE APPROVED?

18 FOR THE PROPOSAL — YES _____

19 AGAINST THE PROPOSAL — NO _____

20 SECTION 3. The Chief Clerk of the House of Representatives,
21 immediately after the passage of this resolution, shall prepare and
22 file one copy thereof, including the Ballot Title set forth in
23
24

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

3

4 56-1-5339 LRB 12/27 /16

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24