

1 ENGROSSED HOUSE  
JOINT

2 RESOLUTION NO. 1052

By: O'Donnell of the House

3 and

4 Quinn of the Senate

5  
6  
7 [ amendment to Constitution of the State of Oklahoma  
8 - requiring certain measures contain wording in  
9 ballot title related to fiscal impact - ballot  
10 title - filing ]  
11  
12

13 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE  
14 2ND SESSION OF THE 58TH OKLAHOMA LEGISLATURE:

15 SECTION 1. The Secretary of State shall refer to the people for  
16 their approval or rejection, as and in the manner provided by law,  
17 the following proposed amendment to Section 3 of Article V and to  
18 Section 1 of Article XXIV of the Constitution of the State of  
19 Oklahoma to read as follows:

20 Section 3. Referendum petitions shall be filed with the  
21 Secretary of State not more than ninety (90) days after the final  
22 adjournment of the session of the Legislature which passed the bill  
23 on which the referendum is demanded. The veto power of the Governor  
24 shall not extend to measures voted on by the people. All elections

1 on measures referred to the people of the state shall be had at the  
2 next election held throughout the state, except when the Legislature  
3 or the Governor shall order a special election for the express  
4 purpose of making such reference. Any measure referred to the  
5 people by the initiative or referendum shall take effect and be in  
6 force when it shall have been approved by a majority of the votes  
7 cast thereon and not otherwise.

8 The style of all bills shall be: "Be it Enacted By the People  
9 of the State of Oklahoma."

10 Petitions and orders for the initiative and for the referendum  
11 shall be filed with the Secretary of State and addressed to the  
12 Governor of the state, who shall submit the same to the people. The  
13 Legislature shall make suitable provisions for carrying into effect  
14 the provisions of this article.

15 Any initiative petition filed with the Secretary of State,  
16 including an initiative petition to amend the Oklahoma Constitution,  
17 and any measure referred to the ballot pursuant to action by the  
18 Legislature, which is submitted to the ballot pursuant to the  
19 provisions of this section shall have included in the ballot title a  
20 statement which describes the specific fiscal impact, whether  
21 positive, neutral, or negative, that the proposed amendment to  
22 statutes or to the Constitution would have as determined by the  
23 State Auditor and Inspector. The Legislature shall enact laws to  
24 prescribe the procedure pursuant to which the fiscal analysis is

1 conducted and the method for including the fiscal impact in the  
2 ballot title of the measure.

3       Section 1. Any amendment or amendments to this Constitution may  
4 be proposed in either branch of the Legislature, and if the same  
5 shall be agreed to by a majority of all the members elected to each  
6 of the two (2) houses, such proposed amendment or amendments shall,  
7 with the yeas and nays thereon, be entered in their journals and  
8 referred by the Secretary of State to the people for their approval  
9 or rejection, at the next regular general election, except when the  
10 Legislature, by a two-thirds (2/3) vote of each house, shall order a  
11 special election for that purpose. If a majority of all the  
12 electors voting on any proposed amendment at such election shall  
13 vote in favor thereof, it shall thereby become a part of this  
14 Constitution.

15       No proposal for the amendment or alteration of this Constitution  
16 which is submitted to the voters shall embrace more than one general  
17 subject and the voters shall vote separately for or against each  
18 proposal submitted; provided, however, that in the submission of  
19 proposals for the amendment of this Constitution by articles, which  
20 embrace one general subject, each proposed article shall be deemed a  
21 single proposal or proposition.

22       Any proposal to amend the Constitution submitted to the ballot  
23 pursuant to the provisions of this section shall have included in  
24 the ballot title a statement which describes the specific fiscal

1 impact, whether positive, neutral, or negative, that the amendment  
2 would have as determined by the State Auditor and Inspector. The  
3 Legislature shall enact laws to prescribe the procedure pursuant to  
4 which the fiscal analysis is conducted and the method for including  
5 the fiscal impact in the ballot title of the measure.

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

9 BALLOT TITLE

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

11 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

12 This measure would amend the Oklahoma Constitution. It would  
13 amend Section 3 of Article 5 and it would also amend Section 1  
14 of Article 24. This measure would require ballot titles to  
15 contain a statement of fiscal impact. It would apply to ballot  
16 titles for measures being voted upon as a result of an  
17 initiative petition. The initiative petition could contain  
18 changes to the Oklahoma Statutes or it could contain changes to  
19 the Oklahoma Constitution. The fiscal impact statement would be  
20 required in both cases. The Legislature can refer measures to  
21 the people. Those measures can contain changes to the Oklahoma  
22 Statutes or changes to the Oklahoma Constitution. The fiscal  
23 impact statement would be required for any of those measures  
24 referred by the Legislature. The fiscal impact statement would

1 be prepared by the State Auditor and Inspector. The Legislature  
2 would be required to write procedures so that the fiscal impact  
3 statement was included in the ballot title for any of these  
4 measures.

5 SHALL THE PROPOSAL BE APPROVED?

6 FOR THE PROPOSAL — YES \_\_\_\_\_

7 AGAINST THE PROPOSAL — NO \_\_\_\_\_

8 SECTION 3. The Chief Clerk of the House of Representatives,  
9 immediately after the passage of this resolution, shall prepare and  
10 file one copy thereof, including the Ballot Title set forth in  
11 SECTION 2 hereof, with the Secretary of State and one copy with the  
12 Attorney General.

13 Passed the House of Representatives the 22nd day of March, 2022.

14  
15 \_\_\_\_\_  
16 Presiding Officer of the House  
of Representatives

17 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2022.

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19 \_\_\_\_\_  
20 Presiding Officer of the Senate  
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