

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

HOUSE JOINT
RESOLUTION 1038

By: Hall

AS INTRODUCED

An Act directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 17 of Article V, Section 3 of Article VI, and Section 2 of Article VII of the Constitution of the State of Oklahoma; prohibiting the Governor, Lieutenant Governor, Members of the Legislature, and Supreme Court Justices from being a national of any country other than the United States; providing ballot title; and directing filing.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
2ND SESSION OF THE 60TH OKLAHOMA LEGISLATURE:

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

Section 17. Members of the Senate shall be at least twenty-five years of age, and members of the House of Representatives twenty-one years of age at the time of their election. They shall be qualified electors in their respective counties or districts and shall reside in their respective counties or districts during their term of office. No person may be elected to the Senate or House of

1 Representatives if that person is a national of any country other
2 than the United States.

3 SECTION 2. The Secretary of State shall refer to the people for
4 their approval or rejection, as and in the manner provided by law,
5 the following proposed amendment to Section 3 of Article VI of the
6 Constitution of the State of Oklahoma to read as follows:

7 Section 3. No person shall be eligible to the office of
8 Governor, Lieutenant Governor, Secretary of State, State Auditor and
9 Inspector, Attorney General, State Treasurer or Superintendent of
10 Public Instruction except a citizen of the United States of the age
11 of not less than thirty-one (31) years and who shall have been ten
12 (10) years next preceding his or her election, or appointment, a
13 qualified elector of this state. No person may be elected to the
14 office of Governor or Lieutenant Governor if that person is a
15 national of any country other than the United States.

16 SECTION 3. 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 2 of Article VII of the
19 Constitution of the State of Oklahoma to read as follows:

20 Section 2. The Supreme Court shall consist of nine Justices
21 until the number shall be changed by statute and each Justice shall
22 be from a separate district of the State. Each district shall
23 remain as presently constituted until otherwise provided by Statute.
24 The terms of office of the Justices of the Supreme Court shall be

1 six years and shall commence on the second Monday of January
2 following their election. Those appointed or elected to fill
3 vacancies shall assume office immediately upon qualifying for the
4 office. Each Justice, at the time of his or her election or
5 appointment, shall have attained the age of thirty years, shall have
6 been a qualified elector in the district for at least one year
7 immediately prior to the date of filing or appointment, and shall
8 have been a licensed practicing attorney or judge of a court of
9 record, or both, in Oklahoma for five years preceding his or her
10 election or appointment and shall continue to be a duly licensed
11 attorney while in office to be eligible to hold the office. No
12 person may be appointed to the Supreme Court if that person is a
13 national of any country other than the United States. The Justices
14 shall choose from among their members a Chief Justice and a Vice
15 Chief Justice.

16 SECTION 4. The Ballot Title for the proposed Constitutional
17 amendment as set forth in SECTIONS 1, 2, and 3 of this resolution
18 shall be in the following form:

19 BALLOT TITLE

20 Legislative Referendum No. _____ State Question No. _____

21 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

22 This measure amends the Oklahoma Constitution in Section 17 of
23 Article 5, Section 3 of Article 6, and Section 2 of Article 7.

24 The measure prohibits the Governor, Lieutenant Governor,

Members of the Legislature, and Oklahoma Supreme Court Justices
from being a national of any country other than the United
States.

SHALL THE PROPOSAL BE APPROVED?

FOR THE PROPOSAL — YES _____

AGAINST THE PROPOSAL — NO _____

SECTION 5. The Chief Clerk of the House of Representatives,
immediately after the passage of this act, shall prepare and file
one copy thereof, including the Ballot Title set forth in SECTION 4
hereof, with the Secretary of State and one copy with the Attorney
General.

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