

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

HOUSE JOINT
RESOLUTION 1055

By: Osburn

AS INTRODUCED

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 4 of Article VI of the Constitution of the State of Oklahoma and by adding a new Section 36; making the State Superintendent of Public Instruction an appointed position; providing process for appointment; providing process for removal; 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 4 of Article VI of the Constitution of the State of Oklahoma to read as follows:

Section 4. A. The term of office of the Governor, Lieutenant Governor, State Auditor and Inspector, Attorney General, State Treasurer, and Commissioner of Labor ~~and Superintendent of Public Instruction~~ shall be four (4) years from the second Monday of

1 January next after their election. The said officers shall be
2 eligible to immediately succeed themselves except as otherwise
3 provided in this section.

4 B. 1. No person shall be eligible to serve as Governor for a
5 period of time in excess of eight (8) years. Such years need not be
6 consecutive. Any years served by a person serving as Governor for
7 less than a full term to fill a vacancy in such office shall not be
8 included in the eight-year limitation set forth herein.

9 2. Notwithstanding the provisions of this amendment, any person
10 serving as Governor at the time of passage of this amendment shall
11 be eligible to complete the term of office to which he or she was
12 elected but shall not be eligible to serve as Governor for a period
13 of time in excess of eight (8) years, excluding years served for
14 less than a full term to fill a vacancy in such office. The
15 provisions of this paragraph shall apply regardless of whether such
16 years were served prior to or after passage of this amendment.

17 C. No person shall be eligible to serve as Lieutenant Governor,
18 State Auditor and Inspector, Attorney General, State Treasurer,
19 Commissioner of Labor or Superintendent of Public Instruction for a
20 period of time in excess of eight (8) years. Such years need not be
21 consecutive. Any years served by a person elected or appointed to
22 serve less than a full term to fill a vacancy in any such office
23 shall not be included in the limitations set forth herein. Any
24 person serving in such position at the time of passage of this

1 amendment shall be eligible to complete the term for which he or she
2 has been elected and shall be eligible to serve an additional eight
3 (8) years thereafter, notwithstanding the provisions of this
4 amendment.

5 D. The Legislature is hereby authorized to enact laws to
6 implement the provisions of subsections B and C of this section.

7 E. Beginning November 1, 2034, the position of State
8 Superintendent of Public Instruction shall be appointed in
9 accordance with Section 36 of Article VI of the Oklahoma
10 Constitution.

11 SECTION 2. The Secretary of State shall refer to the people for
12 their approval or rejection, as and in the manner provided by law,
13 the following proposed amendment to the Constitution of the State of
14 Oklahoma by adding a new Section 36 to Article VI thereof, to read
15 as follows:

16 A. ~~Beginning after the officer currently elected to the~~
17 ~~position of State Superintendent of Public Instruction has served~~
18 ~~their maximum terms, or is removed from office, or has resigned~~
19 ~~their position~~ November 1, 2034, the State Superintendent of Public
20 Instruction shall be appointed using the following process:

21 1. The Speaker of the Oklahoma House of Representatives shall
22 provide a list of six nominees for the position to the Governor.
23 The Governor shall appoint one of the six nominees from the list to
24 serve as the State Superintendent of Public Instruction;

2. The Oklahoma State Senate shall vote whether to confirm the Governor's appointee; and

3. Should the Senate fail to confirm the Governor's appointee by a two-thirds (2/3) vote, then the Governor shall select a new appointee from the original lists of nominees.

B. The State Superintendent of Public Instruction may be removed from office by either:

1. A two-thirds (2/3) vote of the members elected to and constituting each chamber of the Legislature to remove the State Superintendent of Public Instruction; or

2. By order of the Governor and two-thirds (2/3) vote of one chamber of the Legislature to remove the State Superintendent of Public Instruction.

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

BALLOT TITLE

Legislative Referendum No. _____ State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

This measure amends the Oklahoma Constitution in Section 4 of Article 6 and adds a new Section 36. The measure creates an appointment and removal process for the State Superintendent of Public Instruction. The process shall consist of the Oklahoma House of Representatives preparing a list of eligible nominees,

1 the Governor selecting a nominee from the list, and the Senate
2 voting whether to confirm the Governor's selection. Should the
3 Senate fail to confirm the Governor's selection by a two-thirds
4 (2/3) vote, then the Governor shall make a new selection from
5 the original provided list. The State Superintendent of Public
6 Instruction may be removed from office by a two-thirds (2/3)
7 vote of each chamber of the Legislature, or by order of the
8 Governor and a two-thirds (2/3) vote of one chamber of the
9 Legislature. This process shall not take effect until November
10 1, 2034.

11 SHALL THE PROPOSAL BE APPROVED?

12 FOR THE PROPOSAL — YES _____

13 AGAINST THE PROPOSAL — NO _____

14 SECTION 4. The Chief Clerk of the House of Representatives,
15 immediately after the passage of this resolution, shall prepare and
16 file one copy thereof, including the Ballot Title set forth in
17 SECTION 3 hereof, with the Secretary of State and one copy with the
18 Attorney General.

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