

1 **SENATE FLOOR VERSION**

2 February 28, 2018

3 COMMITTEE SUBSTITUTE
4 FOR
5 SENATE JOINT
6 RESOLUTION NO. 65

By: Fields

7 [Joint Resolution - Oklahoma Constitution - cabinet
8 secretary - ballot title - filing]
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11 BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE
12 2ND SESSION OF THE 56TH OKLAHOMA LEGISLATURE:

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

17 Section 23. No member of the Legislature shall, during the term
18 for which ~~he was~~ elected, be appointed or elected to any office or
19 commission in the State, which shall have been created, or the
20 emoluments of which shall have been increased, during ~~his~~ the term
21 of office, nor shall any member receive any appointment from the
22 Governor, the Governor and Senate, or from the Legislature, during
23 the term for which ~~he shall have been~~ elected, nor shall any member,
24 during the term for which he shall have been elected, or within two

1 years thereafter, be interested, directly or indirectly, in any
2 contract with the State, or any county or other subdivision thereof,
3 authorized by law passed during the term for which ~~he shall have~~
4 ~~been~~ elected; provided, neither the provisions of this section nor
5 any other provision of the Oklahoma Constitution shall prohibit a
6 member of the Legislature from being appointed by the Governor to
7 serve as a cabinet secretary, upon completion of the term of office
8 or upon resignation as a member of the Legislature.

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

12 BALLOT TITLE

13 Legislative Referendum No. _____ State Question No. _____

14 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

15 This measure amends Section 23 of Article 5 of the Oklahoma
16 Constitution. This section prohibits members of the Legislature
17 from being appointed or elected to certain positions during
18 certain time periods. This measure would allow a member of the
19 Legislature to be appointed by the Governor as a cabinet
20 secretary, upon completion of the legislator's term or upon
21 resignation as a member of the Legislature.

22 SHALL THE PROPOSAL BE APPROVED?

23 FOR THE PROPOSAL - YES _____

24 AGAINST THE PROPOSAL - NO _____

1 SECTION 3. The President Pro Tempore of the Senate shall,
2 immediately after the passage of this resolution, prepare and file
3 one copy thereof, including the Ballot Title set forth in SECTION 2
4 hereof, with the Secretary of State and one copy with the Attorney
5 General.

6 COMMITTEE REPORT BY: COMMITTEE ON RULES
7 February 28, 2018 - DO PASS AS AMENDED
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