

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 SENATE JOINT  
4 RESOLUTION 7

By: Holt

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 the Oklahoma  
10 Constitution by adding a new Section 26A to Article  
11 X; prohibiting city, town or township from becoming  
indebted or contractually obligated without certain  
approval; providing that provisions cumulative to  
other provisions; providing ballot title; and  
directing filing.

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14 BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE  
15 1ST SESSION OF THE 55TH OKLAHOMA LEGISLATURE:

16 SECTION 1. 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 Article X of the Oklahoma  
19 Constitution by adding a new Section 26A to read as follows:

20 Section 26A. A. No city, town or township of the State of  
21 Oklahoma shall be allowed to become indebted or contractually  
22 obligated, in any manner, or for any purpose, unless such  
23 indebtedness or obligation is expressly approved by:  
24

1 1. The affirmative vote of a majority of the elected members of  
2 the governing body of the city, town or township;

3 2. The endorsement of an officer of the city, town or township  
4 to whom the governing body of the city, town or township has, by the  
5 affirmative vote of a majority of its elected members, delegated the  
6 power to approve such an indebtedness or obligation on behalf of the  
7 city, town or township; or

8 3. The assent of a majority of the voters thereof voting at an  
9 election to be held for the purpose of approving such indebtedness  
10 or obligation.

11 B. This section is intended to be cumulative of and in addition  
12 to Section 26 of this article in regard to the indebtedness of  
13 cities, towns, and townships. Nothing herein is intended to  
14 nullify the limitations imposed on cities, towns, and townships by  
15 Section 26 of this article in relation to indebtedness that exceeds,  
16 in any year, the income and revenue provided for such year.

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

20 BALLOT TITLE

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

22 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

23 This measure amends the State Constitution. It amends Article

24 10. It adds a new Section 26A. This section would not let a

1 city, town or township become indebted except under certain  
2 conditions. It would also not let a city, town or township  
3 become obligated under a contract except under one of three  
4 conditions. The conditions are listed. The first condition is  
5 if the governing body approves the action by a vote of more than  
6 half the members. The second condition is if an officer to whom  
7 this power has been delegated issues a verified endorsement.  
8 The third condition is if more than half of the voters voting at  
9 an election approve the action. This section would be in  
10 addition to the provisions of Section 26 of Article 10. This  
11 section would not change the limitations in Section 26 applying  
12 to indebtedness that exceeds, in any year, the income and  
13 revenue provided for such year.

14 SHALL THE PROPOSAL BE APPROVED?

15 FOR THE PROPOSAL - YES \_\_\_\_\_

16 AGAINST THE PROPOSAL - NO \_\_\_\_\_

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

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23 55-1-962 MJM 1/9/2015 3:15:07 PM  
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