By: Sparks, Schulz, Treat, Thompson, David, Floyd, Matthews, Leewright, Bice, Scott, Shaw, Rader, Fry, Dossett, Ikley-Freeman, Brooks, Pittman, Bass, Murdock, Silk, Smalley, McCortney, Pederson, Bergstrom, Daniels, Boggs, Holt, Fields, Simpson, Stanislawski, Griffin, Yen, Dugger, Jech, Rosino, Kidd, Sykes, Paxton, Pugh and Allen of the Senate

and

McCall, Martin and Montgomery of the House

[ Joint Resolution - Oklahoma Constitution - Revenue Replacement Endowment Fund - ballot title - filing ]

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 56TH 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 the Oklahoma Constitution by adding a new Section 44 to Article X to read as follows:

Section 44. A. There is hereby created in the State Treasury an endowment fund to be designated the “Revenue Replacement
Endowment Fund” to support the operation of state government. The endowment fund principal shall consist of annual deposits of at least five percent (5%) of the total collections of the gross production tax for each fiscal year levied on the production of oil and gas prior to any other apportionment of the gross production tax, income and investment return on endowment fund principal, and any other deposits and apportionments from other sources as may be provided by law. The Legislature may direct that any amount above five percent (5%) be deposited for a fiscal year. Funds deposited in the endowment fund shall be invested in the types of instruments in which the State Treasurer is authorized by law to invest.

B. There is hereby created in the State Treasury a revolving fund to be designated the “Revenue Replacement Revolving Fund”. The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of deposits from the Revenue Replacement Endowment Fund and any other deposits as the Legislature may direct. Subject to the provisions of this subsection, all funds accruing to the credit of the revolving fund are hereby appropriated and may be budgeted and expended for fiscal years beginning July 1, 2017, in the same manner as the General Revenue Fund is expended; provided, no monies in the revolving fund may be used for debt service payments due on bonds or other financing instruments issued by the State of Oklahoma, counties, municipalities, authorities,
commissions, political subdivisions or any other governmental entities.

C. Beginning on July 1, 2018, and on July 1 every year thereafter, no more than four percent (4%) of the balance of the Revenue Replacement Endowment Fund shall be transferred from the Endowment Fund into the Revenue Replacement Revolving Fund.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 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. It will add a new Section 44 to Article 10. It will create an endowment fund to be used for state government expenses. At least five percent (5%) of the gross production tax will fund the endowment fund every year. The funds will be invested. Every year no more than four percent (4%) of the funds in the endowment fund will be taken out. This amount will go to a fund that can be spent on state government like general revenue. However, it cannot be spent on debt service on bonds.

SHALL THE PROPOSAL BE APPROVED?

FOR THE PROPOSAL — YES
AGAINST THE PROPOSAL — NO
SECTION 3. The President Pro Tempore of the Senate shall, immediately after the passage of this resolution, prepare and file one copy thereof, including the Ballot Title set forth in SECTION 2 hereof, with the Secretary of State and one copy with the Attorney General.

Passed the Senate the 14th day of March, 2018.

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Presiding Officer of the Senate

Passed the House of Representatives the ___ day of __________, 2018.

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Presiding Officer of the House of Representatives