

Enrolled.

House Concurrent Resolution No. 18. — By Hindle, Robertson and Stovall.

A Resolution Authorizing The
Submission Of A Proposed A-
mendment To The Constitution
To The People For Their Approval
Or Rejection, For The Purpose Of
Amending Section 9 Of Article
10, Providing For A Special State
Levy For Public Schools.

Be It Resolved By The Senate And The House Of Representatives Of
The Ninth Legislature Of The State Of Oklahoma In Regular
Session Assembled:

That the State Election Board is hereby instructed to prepare and submit to the voters of this State for their adoption or rejection at the next general or special election the following proposed amendment to Section 9, Article 10, of the Constitution of the State of Oklahoma to read as follows:

Sec. 9. Except as herein otherwise provided, the total taxes, on an ad valorem basis, for all purposes, State, County, Township, City or Town, and the School District Taxes, shall not exceed in any one year thirty-one and one-half (31½) mills on the dollar, to be divided as follows:

State levy, not more than three and one-half mills; County levy, not more than eight mills; provided, that any county may levy not exceeding two mills additional for aid to the common schools of the county, and the aid to said common schools shall be apportioned as provided by law; township levy, not more than five mills; city or town levy, not more than ten mills; school district levy not more than five (5) mills on the dollar for school district purposes, for support of common schools. Provided that the aforesaid annual rate for school purposes may be increased by any school district by an amount not to exceed two mills on the dollar valuation, on condition that a majority of the voters thereof voting at an election vote for said increase.

Provided further, that a State levy, on an ad valorem basis, sufficient to provide for a fund equal to at least Fifteen Dollars (\$15.00) per child per annum in average daily attendance shall be made by the State Board Of Equalization, and the total taxes for all purposes and maximum State levy of three and one

half ($3\frac{1}{2}$) mills may be exceeded for this purpose only. From the fund there shall be annually apportioned by the State Treasurer to the various counties upon recommendation of the State Superintendent as to attendance, a sum equal to Fifteen Dollars (\$15.00) per child in average daily attendance during the preceding fiscal year and the County Treasurer shall apportion this fund to the several districts on the same basis. No money shall ever be appropriated out of this fund for any other purpose.

Adopted by the House of Representatives this 31st day of March, 1923.

Henry J. Egan

Speaker of the House of Representatives.

Adopted by the Senate this 31st day of March, 1923.

McDuff

President of the Senate.

Approved this the 6th day of April, 1923.

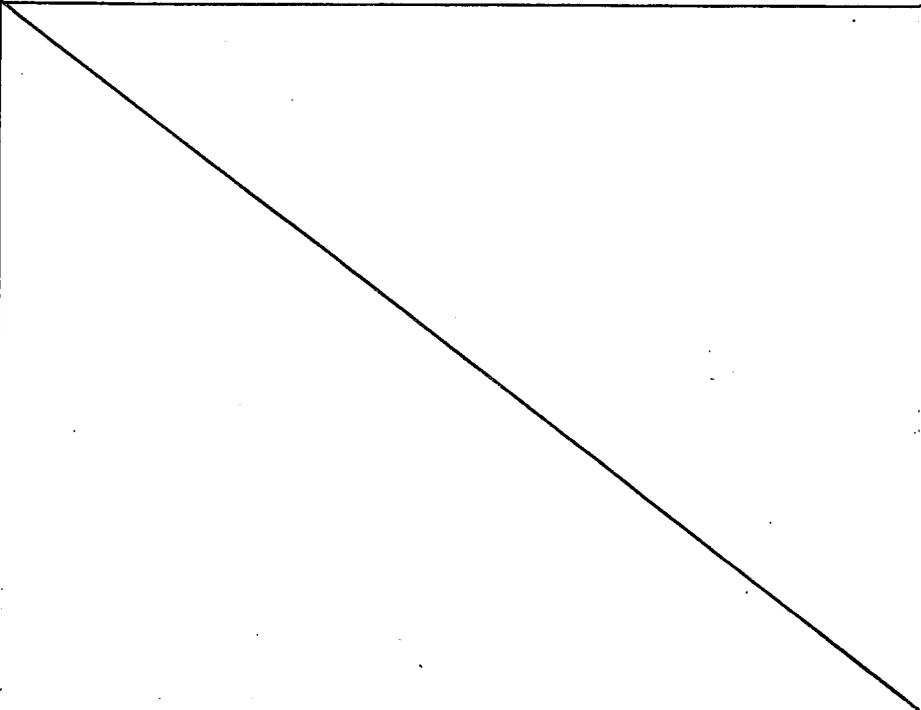
G. F. Milton

Governor of the State of Oklahoma.

Correctly
Correctly

A. M. McCallum by M. R.

Chairman of Committee on Enrolling and Engrossing



THE ATTORNEY GENERAL
OF THE
STATE OF OKLAHOMA

JH:AM

OKLAHOMA CITY
AUGUST 31, 1923

Hon. W. C. McAlester,
Secretary, State Election Board,
S U I N D I W O,

Dear Sir:

Receipt is acknowledged of your letter of August 24 requesting that this office furnish you with ballot titles for the measures referred to and set out in the proclamation calling the election, for the submission of these various amendments.

We submit herewith the following titles for each act in the order given in your letter and for your convenience I am setting each title out on a separate sheet.

You further request the advice of this office as to whether or not there is any rule governing the order in which these measures shall be placed on the ballot.

There is no provision of law stating how these measures shall appear or in what order they shall appear upon the ballot. It is therefore the opinion of the Attorney General that such arrangement is discretionary with the State Election Board.

Very respectfully yours,

FOR THE ATTORNEY GENERAL.

JOHN BARRY
Assistant Attorney General.

gl.

IV.

The gist of the proposed amendment is;

"That section 9 of the Constitution be amended limiting ad valorem tax to $31\frac{1}{2}$ mills, as follows; State, $3\frac{1}{2}$; County, 8, and 2 mills additional for aid of common schools; Township, 5 ; City or town, 10; School District, 5, providing that the School District may increase not to exceed 10 mills; provided that a state levy creating a fund equal to \$15.00 per child in daily school attendance be made and authorizing the appropriation of same."

August 24, 1923.

Hon. George F. Short,
Attorney General,
B U I L D I N G.

Dear Sir:

Attached, hereto, is a Proclamation, issued by the Governor, calling a Special Election on five state questions, election to be held October 2nd.

I request that you furnish ballot titles for these measures. Is there any provision of law, which outlines the order in which these measures should be placed on the ballot? If so, please advise.

Yours very truly,

JWC:S

Secretary.

A PROCLAMATION.

WHEREAS, the Legislature of the State of Oklahoma, in the Ninth regular session thereof, proposed, by House Concurrent Resolution, Senate Joint Resolution, House Joint Resolution, and by Act of the Legislature, certain proposed amendments to the Constitution of the State of Oklahoma which said amendments were directed to be submitted to the qualified electors of the State of Oklahoma, as follows, to-wit:

FIRST, the proposed amendment directed to be submitted by Senate Joint Resolution No. 4, entitled, "A RESOLUTION, providing for the submission of a proposed Amendment to the Constitution, authorizing the enactment of appropriate legislation providing for the compulsory compensation of employees, and their dependents, in case of death, or permanent, or partial disability," same being an amendment to Section 7, Article 23, of the Constitution of the State of Oklahoma, and repealing existing Section 7 of said Article 23; said joint resolution being Chapter 249 of the Session Laws of Oklahoma, 1923.

SECOND, a proposed amendment to and in lieu of Section 3, Article 6, of the Constitution of the State of Oklahoma entitled, "A RESOLUTION authorizing the submission of a proposed amendment to the Constitution to the people for their approval or rejection, said proposed amendment being an amendment to Section 3, Article 6, of the Constitution of the State of Oklahoma," same being Chapter 250, Session Laws of Oklahoma, 1923, said amendment eliminating the word "Male" from the qualification of persons eligible to election or appointment to all executive State offices.

THIRD, a proposed amendment to the Constitution of the State of Oklahoma relating to "soldier bonus", being "A proposed Constitution Amendment, entitled: A Constitutional Amendment to the Constitution of the State of Oklahoma, by adding to said Constitution, an Article to be known and designated as Article 26, said Article Authorizes and Provides for the Industrial Rehabilitation and Equalized Compensation or Farm or Home Aid to all Soldiers and Certain Dependents of Deceased Soldiers who Served Honorably, from the State of Oklahoma, in the War between the United States and the German Empire and Its Allies, Prescribing Qualifications of Those Who shall Receive such Loan or Cash Compensation, Fixing the Amount of such Loan or Compensation and Creating a Commission to be known as the "Soldiers' State Aid Commission", and Defining the Powers and Duties of said Commission, Authorizing the Issuance and Prescribing the Character and Amount of Bonds to be Issued, and Creating a Special Fund from the Proceeds thereof, to Carry out the Purpose of this Act, and Providing how said Bonds shall be Issued and Sold, and Providing Ways and Means by which the Interest on said Bonds shall be Paid when Due, and the Bonds Themselves Paid at Maturity, "same being Chapter 267, Session Laws of Oklahoma, 1923; said proposed amendment providing in substance that each person who enlisted or was Inducted and served honorably from the State of Oklahoma, in the military or naval forces of the United States, including nurses, between the 6th day of April, 1917 and the 11th day of November, 1918, excluding welfare workers of the Red Cross, Young Mens Christian Association, Young Womens Christian Association,

Jewish Welfare, Knights of Columbus, Welfare Board, War Camp or Community Service, the Salvation Army, and like organizations; also excluding dishonorably discharged service men and those who sought to avoid service because of conscientious objections thereto and those guilty of fraud or wilful violation or evasion of the Selective Service Act, or of the rules and regulations of the War Department, and those who did civilian work at civilian pay and excluding time of taking training in student army training corps, and those receiving compensation of a like nature from other states.

AND, providing that in case of death of any beneficiary above named the benefits of this amendment to go to the dependents of the beneficiary in the following order: First, Wife; second, Child or Children; third, Mother; fourth, Father; creating a commission to carry out and enforce the amendment, consisting of the Governor, Secretary of State, State Treasurer, the Attorney General, and the Adjutant General of the State of Oklahoma; providing a secretary and assistant secretary at salaries not to exceed \$3600.00 and \$2400.00 per annum respectively.

Said amendment provides for the issuing of vouchers by said commission to be approved by the State Auditor and warrant issued against the State Treasury to be paid out of said Soldiers' Bonus Fund; providing aid in the matter of acquiring a home not exceeding a maximum sum of \$2000.00, and providing the option of cash compensation. Said amendment further provides for the issuing of bonds of the State of Oklahoma in the sums of \$25,000,000.00 and \$30,000,000.00 conditioned as follows:

The \$25,000,000.00 issue to provide the compensation authorized by this amendment, said bonds to bear five per cent interest, and not to exceed twenty years maturity, providing for the loan of said funds upon bond of the United States or of the State of Oklahoma, or on other security; the said \$30,000,000.00 bond issue provided in said amendment to be used for the purpose of creating a loan fund for the benefit of the beneficiaries of said amendment, said bonds to bear five per cent annual interest to mature within twenty-five years from date of issuance said bonds to be secured by the assets of the loans made to soldiers and the credit and resources of the State of Oklahoma, and pledged to the punctual payment of the principal and interest of the said bonds.

Said amendment further provides an annual tax, for the ensuing twenty years, of one mill upon all property of the State, subject to ad valorem tax; and additional income tax on a graduated scale of from five to twenty-five mills on the dollar of net income, in excess of certain exemptions named in said proposed amendment.

FOURTH; a resolution authorizing the submission of a proposed amendment to the Constitution to the people for their approval or rejection, for the purpose of amending Section 9 of Article 10, providing a special State levy for public schools, being Chapter 288 of the Session Laws of Oklahoma, 1923, said proposed amendment providing the total ad valorem taxes for state, county, township, city, town and school district shall not exceed $31\frac{1}{2}$ mills on the dollar in any year, provided same be apportioned as follows:

State, not more than $3\frac{1}{2}$ mills;

County, not more than 8 mills, and 2 mills additional for aid to common schools;

Township levy, not more than 5 mills;

City or town, not more than 10 mills;

School district, not more than 5 mills, and providing the annual rate for school purposes may be increased in any school district not exceeding 10 mills by a majority vote of the qualified electors voting therefor. Providing for the increase of State levy sufficient to provide \$15.00 per school child in average daily attendance for the support and maintenance of the schools of the State, the same may be in excess of the State levy of $3\frac{1}{2}$ mills for school purposes only.

FIFTH, a proposed amendment to the Constitution entitled "An Act proposing an amendment to the Constitution of the State of Oklahoma by adding to Article 14 another Section to be known as Section 4." Said Section providing, in substance that the Legislature shall provide for the payment of all lawful claims and demands against the Depositors' Guaranty Fund, growing out of insolvent banks, failed prior to the adjournment of the Ninth Legislature, the same to be paid out of moneys in the State Treasury from fines, penalties, forfeitures, licenses and privileges, and not by a direct ad valorem tax, or tax as a substitute for ad valorem tax, payments thereof to be made in five equal annual installments under regulations prescribed by the Legislature.

NOW, THEREFORE, in order to carry out the intent and purposes of the Legislature in the matter of submitting said proposed amendments to the Constitution, above set out, I, J.C. Walton, Governor of the State of Oklahoma, by virtue of the authority in me vested, do hereby proclaim and call a special election to be held under the direction of the State Election Board of the State of Oklahoma, in each and every voting precinct in said State, wherein and whereat, by proper ballot title each of the above propositions and questions shall be submitted to the qualified electors of the State of Oklahoma for their approval or rejection; said election to be held on Tuesday,
(day of the week)

the Second day of October, In the year
of our Lord One Thousand Nine Hundred and Twenty-three.

In witness whereof I have hereunto set my hand as Governor
of the State of Oklahoma, and have caused to be affixed hereunto,
the Great Seal of the State of Oklahoma, at the Capitol of the
State of Oklahoma, this the 13th day of August, In the year of
our Lord, One Thousand Nine Hundred and Twenty-three, and of the
Independence of the United States of America, the One Hundred and
Forty-Eighth.

Attest:

J. C. WALTON
Governor of the State of Oklahoma.

R. A. SNEED
Secretary of State.

(GREAT SEAL)

TO THE HONORABLE STATE ELECTION BOARD
OF THE STATE OF OKLAHOMA:

I, R. A. Sneed, the undersigned Secretary of State, of the State of Oklahoma, do hereby certify that, on the 22nd day of August, 1923, there was filed in the office of the Secretary of State, of the State of Oklahoma, Initiative Petition No. 79, State Question No. 119.

I further certify that after said Initiative Petition No. 79, State Question No. 119, was filed, I caused due and legal notice of the filing thereof to be published as required by law and, thereafter, in pursuance of said notice and pursuant to a full hearing thereon, I found that said Initiative Petition No. 79, State Question No. 119, was in all things sufficient and in compliance with the Constitution and Laws of the State of Oklahoma, relating to such proceedings.

I further certify that I found that there were forty-four thousand one hundred and five (44,105) legal signers on said petitions and that the same constituted more than eight (8) percent of the legal voters, voting at the last general election held in the State of Oklahoma and that the same was, therefore, sufficient.

I further certify that a true and correct copy of Initiative Petition No. 79, State Question No. 119 is hereto attached; also attached hereto is copy of ballot title therefor, as duly filed in the office of the Secretary of State and approved by the Attorney General.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Oklahoma to be hereto attached, this the 25th day of September, 1923.

R. A. SNEED
Secretary of State.

By UNA LEE ROBERTS
Assistant Secretary of State.

A PROCLAMATION.

WHEREAS, the Legislature of the State of Oklahoma, in the Ninth regular session thereof, proposed, by House Concurrent Resolution, Senate Joint Resolution, House Joint Resolution, and by Act of the Legislature, certain proposed amendments to the Constitution of the State of Oklahoma which said amendments were directed to be submitted to the qualified electors of the State of Oklahoma, as follows, to-wit:

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Jewish Welfare, Knights of Columbus, Welfare Board, War Camp or Community Service, the Salvation Army, and like organizations; also excluding dishonorably discharged service men and those who sought to avoid service because of conscientious objections thereto and those guilty of fraud or wilful violation or evasion of the Selective Service Act, or of the rules and regulations of the War Department, and those who did civilian work at civilian pay and excluding time of taking training in student army training corps, and those receiving compensation of a like nature from other states.

AND, providing that in case of death of any beneficiary above named the benefits of this amendment to go to the dependents of the beneficiary in the following order: First, Wife; second, Child or Children; third, Mother; fourth, Father; creating a commission to carry out and enforce the amendment, consisting of the Governor, Secretary of State, State Treasurer, the Attorney General, and the Adjutant General of the State of Oklahoma; providing a secretary and assistant secretary at salaries not to exceed \$3600.00 and \$2400.00 per annum respectively.

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The \$25,000,000.00 issue to provide the compensation authorized by this amendment, said bonds to bear five per cent interest, and not to exceed twenty years maturity, providing for the loan of said funds upon bond of the United States or of the State of Oklahoma, or on other security; the said \$30,000,000.00 bond issue provided in said amendment to be used for the purpose of creating a loan fund for the benefit of the beneficiaries of said amendment, said bonds to bear five per cent annual interest to mature within twenty-five years from date of issuance said bonds to be secured by the assets of the loans made to soldiers and the credit and resources of the State of Oklahoma, and pledged to the punctual payment of the principal and interest of the said bonds.

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NOW, THEREFORE, in order to carry out the intent and purposes of the Legislature in the matter of submitting said proposed amendments to the Constitution, above set out, I, J.C. Walton, Governor of the State of Oklahoma, by vertue of the authority in me vested, do hereby proclaim and call a special election to be held under the direction of the State Election Board of the State of Oklahoma, in each and every voting precinct in said State, wherein and whereat, by proper ballot title each of the above propositions and questions shall be submitted to the qualified electors of the State of Oklahoma for their approval or rejection; said election to be held on Tuesday,
(day of the week)

the Second day of October, in the year
of our Lord One Thousand Nine Hundred and Twenty-three.

In witness whereof I have hereunto set my hand as Governor
of the State of Oklahoma, and have caused to be affixed hereunto,
the Great Seal of the State of Oklahoma, at the Capitol of the
State of Oklahoma, this the 13th day of August, in the year of
our Lord, One Thousand Nine Hundred and Twenty-three, and of the
Independence of the United States of America, the One Hundred and
Forty-Eighth.

Attest:

J. C. WALTON
Governor of the State of Oklahoma.

R. A. SNEED
Secretary of State.

(GREAT SEAL)