

ENROLLED

SENATE JOINT RESOLUTION NO.16

BY: WHEELER

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO THE CONSTITUTION OF OKLAHOMA TO BE KNOWN AS ARTICLE XIII-B, CREATING A BOARD OF REGENTS OF OKLAHOMA COLLEGES, PROVIDING FOR THE APPOINTMENT OF ITS MEMBERS, AND FIXING THE POWERS, RESTRICTIONS, DUTIES AND COMPENSATION THEREOF, PLACING THE MANAGEMENT AND CONTROL OF CERTAIN STATE INSTITUTIONS IN SAID BOARD OF REGENTS, PROVIDING FOR PAYMENT OF THE EXPENSES OF SAID BOARD; AND PROVIDING FOR SUBMISSION OF SAID PROPOSED AMENDMENT AT A SPECIAL ELECTION.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE TWENTY-FIRST LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That the following amendment to the Constitution of the State of Oklahoma be, and the same is hereby proposed, said amendment to be known as Article XIII-B of said Constitution. The Secretary of State shall refer said proposed amendment to the people for their approval or rejection, as and in the manner provided by law. The proposed amendment reads as follows:

Article XIII-B, Oklahoma Constitution:

Section 1. There is hereby created a Board to be known as the Board of Regents of Oklahoma Colleges, and shall consist of nine (9) members to be appointed by the Governor, by and with the consent of the Senate. The Governor shall appoint one (1) member to serve for one (1) year, one (1) member to serve for two (2) years, one (1) member to serve for three (3) years, one (1) member to serve for four (4) years, one (1) member to serve for five (5) years, one (1) member to serve for six (6) years, one (1) member to serve for seven (7) years, one (1) member to serve for eight (8) years, and one (1) member to serve for nine (9) years. Provided that one (1) member shall come from each Congressional District and the ninth (9th) member shall be the State Superintendent of Public Instruction. Their successors shall be appointed for a term of nine (9) years, and such appointments shall be made within ninety (90) days after the term expires. Vacancies shall be filled by the Governor within ninety (90) days after the vacancy occurs. Each member of the Board, except the State Superintendent shall receive as compensation the sum of Ten (\$10.00) Dollars per day, not to exceed sixty (60) days in any fiscal year while he is actually engaged in the performance of duties, and he shall also be allowed the necessary travel expenses as approved by the Board and paid in the manner provided by law. The Board shall elect a president and vice-president who shall perform such duties as the Board directs. No executive board meetings shall be held at any time unless such executive session is ordered by a unanimous vote of the Board. The personnel of the Board of Regents of the Oklahoma Colleges shall not include more than two (2) members from any one profession, vocation, or occupation. No member of the Board shall be eligible to be an officer, supervisor, president, instructor, or employee of any of the colleges set forth herein within two (2) years from the date of expiration of his term. Any member who fails to attend a board meeting more than two (2) consecutive meetings without the consent of a majority of the Board, his office shall be declared vacant by the Governor and his successor shall be appointed as provided herein.

SECTION 2. The said Board of Regents of Oklahoma Colleges shall hereafter have the supervision, management and control of the following State Colleges: Central State College at Edmond; East Central State College at Ada; Southwestern Institute of Technology at Weatherford; Southeastern State College at Durant; Northwestern State College at Alva, and the Northeastern State College at Tahlequah, and the power to make rules and regulations governing each of said institutions shall hereafter be exercised by and is hereby vested in the Board of Regents of Oklahoma Colleges created by this Act, and said Board shall appoint or hire all necessary officers, supervisors, instructors, and employees for such institutions.

SECTION 3. The Board of Regents of Oklahoma Colleges shall succeed the present governing board in the management and control of any of the institutions named in the preceding section, and such govern-

ing board shall not hereafter have the management or control of any of said institutions. All records, books, papers and information pertaining to the institutions herein designated shall be transferred to the Board of Regents of Oklahoma Colleges.

SECTION 4. The Oklahoma State Regents for Higher Education are hereby authorized to allocate from the funds allocated for the support of its educational institutions named in this Act, funds sufficient for the payment of the per diem and expenses of the members of the Board of Regents of Oklahoma Colleges, the salaries and expenses of the clerical help of said Board; office expense, and other expenses necessary for the proper performance of the duties of said Board.

SECTION 2. The ballot title for said proposed amendment shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____ State Question No. _____

The gist of the proposition is as follows:

Shall the Constitution of Oklahoma be amended by adding an Article to be known as Article XIII-B, creating a Board of Regents for the following Oklahoma Colleges: Central State College at Edmond; East Central State College at Ada; Southwestern Institute of Technology at Weatherford; Southeastern State College at Durant; Northwestern State College at Alva, and the Northeastern State College at Tahlequah; providing for the appointment of its members and fixing the powers, restrictions, duties and compensation thereof, and providing for payment of the expenses of said Board?

....
: :
.... Yes

Shall the proposed amendment be approved?

....
: :
.... No

SECTION 3. The President Pro Tempore of the Senate shall immediately after the adoption of this Resolution by the Legislature prepare and file one copy of the Resolution, including the above ballot title, with the Secretary of State, and one copy with the Attorney General.

SECTION 4. A special election is hereby ordered to be held throughout the State on the 6th day of July, 1948, at which the proposed amendment to the Constitution of the State of Oklahoma set forth in Section 1 of this Resolution shall be submitted to the people of Oklahoma for their approval or rejection as and in the manner provided by law.

Passed the Senate the 14th day of April, 1947.

J. C. NANCE

President Pro Tem of the Senate

Passed the House of Representatives the 6th day of May, 1947.

C. R. BOARD

Speaker of the House of Representatives

OFFICE OF THE GOVERNOR

Senate Joint Resolution No.16

This Resolution was received by the Governor this 8 day of May, 1947 at 11:45 o'clock A. M.

By Alice McElroy (Title) Sec.

Approved by the Governor of the State of Oklahoma the 16 day of May, 1947.

ROY J. TURNER

Governor of the State of Oklahoma

OFFICE OF SECRETARY OF STATE
Senate Joint Resolution No.16

This Resolution was received by the Secretary of State this 17 day of May, 1947 at 10:00 o'clock A. M.

WILBURN CARTWRIGHT, Secretary of State

By E Kelso

Correctly Enrolled: J. Gladston Emery, Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS

MAC Q. WILLIAMSON
ATTORNEY GENERAL



STATE OF OKLAHOMA
OFFICE OF THE ATTORNEY GENERAL
OKLAHOMA CITY

May 13, 1947

Honorable Wilburn Cartwright
Secretary of State
B U I L D I N G

Dear Sir:

You are hereby notified that pursuant to the discretion and duty lodged in and imposed upon the Attorney General by 34 O. S. 1941 § 9, he has examined the proposed ballot title of Senate Joint Resolution No. 16 of the 21st Legislature of Oklahoma, which, together with a copy of said resolution, was delivered to him on May 12, 1947, by the Honorable James C. Nance, President Pro Tempore of the Senate of said legislature, and from said examination the Attorney General finds that said ballot title is not in legal form and in harmony with the law.

Therefore, pursuant to the provisions of the above section, the Attorney General has prepared and is submitting herewith, same to be filed in your office, a ballot title for said resolution, which, in his opinion, does conform to the law. Said ballot title is as follows:

"BALLOT TITLE

"State Question No. 328

Legislative
/ Referendum No. 93

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

"Shall a proposed amendment to the Constitution of Oklahoma, to be known as Article XIII-B,

creating a Board of Regents for the Central State College at Edmond, Oklahoma, the East Central State College at Ada, Oklahoma, the Southwestern Institute of Technology at Weatherford, Oklahoma, the Southeastern State College at Durant, Oklahoma, the Northwestern State College at Alva, Oklahoma, and the Northeastern State College at Tahlequah;

providing for the appointment of its members, and fixing the powers, restrictions, duties and compensation thereof; and providing for the payment of the expenses of said board,

be approved by the people?

....
.: YES
....

"Shall it be approved?

....
.: NO."
....

We are mailing a copy of this opinion to the Honorable James C. Nance, President Pro Tempore of the State Senate, Purcell, Oklahoma.

Yours very truly

FOR THE ATTORNEY GENERAL

Fred Hansen
First Assistant Attorney General

FH:LW