

Resolution

ENROLLED HOUSE JOINT
RESOLUTION NO. 526

BY: SANDLIN, KELLY, BRADLEY,
HANING, COLLINS (Seminole),
MILLER and HARKEY
(Oklahoma).

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 53, ARTICLE 5, OKLAHOMA CONSTITUTION, AUTHORIZING THE OKLAHOMA LEGISLATURE TO ABSOLVE REAL PROPERTIES OF TAX AND ASSESSMENT CHARGES UNPAID FOR ANY PERIOD EQUAL TO OR GREATER THAN THE PERIOD FIXED BY LAW AUTHORIZING THE TAKING OF TITLE TO REAL PROPERTY BY PRESCRIPTION, AND DIRECTING THE SECRETARY OF STATE TO SUBMIT THE SAME AT THE NEXT GENERAL OR SPECIAL STATE-WIDE ELECTION.

WHEREAS, the State of Oklahoma has reached such maturity that the expense to conveyors of real property to canvass ancient and dilapidated tax rolls back to the beginning to ascertain if all tax charges thereto have been paid, is out of all proportion to the public revenues recoverable; and

WHEREAS, on the other hand, the expense of rebinding the ancient, worn-out, oft-handled, and tattered tax rolls of the earlier tax years in the several counties of this State would be unconscionably and excessively disproportionate to the very few, isolated, and ordinarily unnoticed items of unpaid tax obligations of such earlier years;

THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE TWENTY-FOURTH SESSION OF THE LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That the Secretary of State shall refer to the people of the State of Oklahoma for their approval or rejection, as in the manner provided by law, at the first Special or General election, the following proposed amendment to Section 53 of Article 5, Oklahoma Constitution:

Section 53. Except as to tax and assessment charges against real property remaining delinquent and unpaid for a period of time

Correctly Enrolled: *James D. Seay* Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS

Correctly Enrolled. *Secretary D. J. Seawall* Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS

ENR. H. J. R. NO. 526

Page 2

as long or longer than that provided by law to authorize the taking title to real property by prescription, the Legislature shall have no power to release or extinguish, or to authorize the releasing or extinguishing, in whole or in part, the indebtedness, liabilities, or obligations of any corporation or individual, to this State, or any county or other municipal corporation thereof.

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 a Constitutional Amendment, amending Section 53 of Article 5, Oklahoma Constitution, so as to provide that the Legislature may authorize that tax and assessment charges against real property may be abated and the property absolved thereof after the running of a time period as long or longer than that provided by law authorizing the taking title to real property by prescription, be approved by the people?

Yes

SHALL THE PROPOSED AMENDMENT BE ADOPTED?

No

SECTION 3. The Speaker of the House shall, immediately after the effective date of this Resolution, prepare and file one (1) copy thereof, including said ballot title, with the Secretary of State and one (1) copy with the Attorney General.

Passed the House of Representatives the 16th day of March, 1953.

James C. Nance
Speaker of the House of Representatives

Passed the Senate the 4th day of June, 1953.

George M. Nichols
acting President of the Senate

OFFICE OF THE GOVERNOR

Received by the Governor
this 5 day of June 1953.
at 2:30 O'clock P. M.
F. W. Huley

APPROVED BY THE GOVERNOR of the State of Oklahoma the 8th
day of June, 1953.

John A. Murray
GOVERNOR of the State of Oklahoma

OFFICE OF SECRETARY OF STATE

Received by the Secretary of State
this 8 day of June 1953.
at 4:15 O'clock P. M.
Steph J. Courser
By: _____

lw

Correctly Enrolled: Joseph J. Swartz Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS



MAC O. WILLIAMSON
ATTORNEY GENERAL

STATE OF OKLAHOMA
OFFICE OF THE ATTORNEY GENERAL
OKLAHOMA CITY

July 14, 1953

Honorable John D. Conner
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. 1951 § 9, he has examined the proposed ballot title of Enrolled House Joint Resolution No. 526 of the Regular Session of the Twenty-fourth Legislature of the State of Oklahoma, which, together with a copy of said resolution was delivered to him on July 13, 1953, by the Honorable James C. Nance, Speaker of the House of Representatives, and from said examination 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 measure, which, in his opinion, does conform to the law. Said ballot title is as follows:

BALLOT TITLE

Legislative Referendum No. 107 State Question No. 361

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional Amendment

Amending Section 53, Article 5, Oklahoma Constitution, so as to provide that the Legislature shall have power to release or extinguish, or to authorize the releasing or extinguishing, in whole or in part, tax and assessment charges against real property remaining delinquent and unpaid for a period of time as long or longer than that provided by law to authorize the taking title to real property by prescription,

be approved by the people?

Honorable John D. Conner

7-14-53

2

SHALL THE PROPOSED AMENDMENT BE APPROVED?

.....
: : YES
.....

.....
: : NO.
.....

Yours very truly

FOR THE ATTORNEY GENERAL

Fred Hansen
Fred Hansen
First Assistant Attorney General

FH:LW