

A Resolution

ENROLLED SENATE
JOINT RESOLUTION NO. 3

BY: MISKOVSKY of the Senate
and
McCARTY of the House

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO THE CONSTITUTION OF OKLAHOMA BY ADDING A NEW SECTION TO ARTICLE X TO BE KNOWN AS SECTION 34 OR TO BE GIVEN THE NEXT CONSECUTIVE UNUSED SECTION NUMBER THEREOF; AUTHORIZING CITIES AND TOWNS, BY A MAJORITY VOTE OF THE PROPERTY TAXPAYING VOTERS, TO BECOME INDEBTED IN A LARGER AMOUNT THAN SPECIFIED IN SECTION 26, ARTICLE X OF THE CONSTITUTION FOR THE PURPOSE OF PURCHASING, ACQUIRING, EXTENDING, OR ENLARGING A WATER SUPPLY AND WATER FACILITIES, WHETHER TO BE OWNED EXCLUSIVELY OR NOT; AND PROVIDING FURTHER THAT CITIES AND TOWNS MAY CONTRACT TO BIND INCOME AND REVENUE BEYOND THE FISCAL YEAR IN WHICH THE CONTRACT IS MADE IN A LARGER AMOUNT THAN SPECIFIED IN SECTION 26, ARTICLE X OF THE CONSTITUTION WITHOUT SUBMITTING THE QUESTION TO THE QUALIFIED VOTERS, FOR THE PURCHASE OR SALE OF WATER FROM THE UNITED STATES, THE STATE, OR ANY AGENCY OR SUBDIVISION THEREOF; ORDERING A SPECIAL ELECTION.

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

SECTION 1. The Secretary of State shall refer to the people, for their approval or rejection, as in the manner provided by law, the following proposed amendment to the Constitution of Oklahoma, the same to be known as Section 34, Article X or to be given the next consecutive unused section number thereof.

§ 34. Any incorporated city or town in this State may by a majority of the qualified property taxpaying voters of such city or town, voting at an election to be held for that purpose, be allowed to become indebted in a larger amount than that specified in § 26, Article X, of the Constitution of Oklahoma, for the purpose of purchasing, acquiring, extending, enlarging or repairing a municipal water supply, water reservoir storage space, treatment plants, and water distribution systems, whether to be owned exclusively by such city or town or not; provided, that any such city or town incurring any such indebtedness, as aforesaid, shall have the power to provide for and, before or at the time of incurring such indebtedness, may provide for the collection of an annual tax, in addition to the other taxes provided for by this Constitution, sufficient to pay the

Correctly Enrolled Arthur D. Price Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS

interest on such indebtedness as it falls due, and also to constitute a sinking fund for the payment of the principal thereof within twenty-five (25) years from the time of contracting the same; provided further that incorporated cities and towns may enter into contracts, for the purchase or sale of water, or purchase or lease of water reservoir storage space, binding income and revenue beyond the fiscal year in which the contract is made, in a larger amount than that specified in § 26, Article X, of the Constitution and without having submitted the question to a vote of the qualified voters for the purchase or sale of water or purchase or lease of water reservoir storage space from the United States of America, the State of Oklahoma, any agency or authority thereof, or any subdivision of the State.

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

BALLOT TITLE

Legislative Referendum No. 114 State Question No. 373

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional Amendment

Amending Article X of the Constitution by adding a new Section at the end thereof, providing that cities and towns may, by a majority of the qualified property taxpaying voters, become indebted in a larger amount than specified in Section 26, Article X for a municipal water supply and water facilities, whether to be owned exclusively by such city or town or not; and providing further that cities and towns may contract to bind revenue beyond the fiscal year in which the contract is made, without a vote of the qualified voters, for the purchase or sale of water from the United States, the State, or any subdivision thereof,

be approved by the people?

Correctly Enrolled Arthur L. Price Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS

YES

SHALL THE PROPOSED AMENDMENT BE APPROVED?

NO

SECTION 3. The President of the Senate shall, immediately after the adoption of this Resolution, prepare and file one (1) copy of the Resolution, including the ballot title, with the Secretary of State and one (1) copy with the Attorney General.

SECTION 4. A special election is hereby ordered to be held throughout the State on the third day of July, 1956, at which the proposed amendment to the Constitution of Oklahoma, set forth in Section 1 of this Resolution, shall be submitted to the people for their approval or rejection.

Passed the Senate the 24th day of May, 1955.

Pink Williams,
President of the Senate

Passed the House of Representatives 23d day of May, 1955.

Acting Glen Ham
Speaker of the House of Representatives

Correctly Enrolled Arthur L. Pucci Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS



MAC Q. WILLIAMSON
ATTORNEY GENERAL

STATE OF OKLAHOMA
OFFICE OF THE ATTORNEY GENERAL
OKLAHOMA CITY

June 1, 1955

Honorable Andy Anderson
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 to Enrolled Senate Joint Resolution No. 3 of the Regular Session of the Twenty-fifth Legislature of the State of Oklahoma, which, together with a copy of said resolution, was delivered to him on May 31, 1955, by the Honorable Pink Williams, President of the Senate, 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. 114 State Question No. 373

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional Amendment

Amending Article X, Oklahoma Constitution, by adding new section at end thereof, providing that cities and towns may, by majority vote of qualified property taxpaying voters, become indebted in larger amount than specified in Section 26, Article X for municipal water supply and water facilities, whether owned exclusively thereby or not; and providing cities and towns may contract to bind revenue beyond fiscal year in which the contract is made, without vote of qualified voters,

Hon. Andy Anderson

6-1-55

2

for purchase or sale of water from the United States, the State, or any subdivision thereof, be approved by the people?

..... YES

SHALL THE PROPOSED AMENDMENT BE APPROVED?

..... NO.

Yours very truly

FOR THE ATTORNEY GENERAL

Fred Hansen
Fred Hansen
First Assistant Attorney General

FH:LW

APPROVED BY ATTORNEY GENERAL 6-1-1955
CSK