

An Act

ENROLLED HOUSE JOINT
RESOLUTION NO. 543.

BY: MORGAN, BYNUM, KARDOKUS,
CONVERSE, KARNES, McCUE,
CAMP, ETLING, TINKER, BERNARD,
AVEY, SHIPLEY, ODOM
(McIntosh), VANDIVER, ODOM
(Wagoner), LANCE, SHIBLEY
and SPRAKER

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION, A PROPOSED AMENDMENT OF SECTION 3, OF ARTICLE XXVII, OKLAHOMA CONSTITUTION; AUTHORIZING MANUFACTURERS, DISTILLERS, RECTIFIERS, BOTTLERS, WINEMAKERS, BREWERS OR IMPORTERS OF ALCOHOLIC BEVERAGES TO SELL TO OKLAHOMA LICENSED WHOLESALERS OF THEIR CHOICE.

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

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 Article XXVII of the Constitution of Oklahoma, by amending Section 3 thereof, to read as follows:

ARTICLE XXVII

§3. The Legislature shall enact laws providing for the strict regulation, control, licensing, and taxation of the manufacture, sale, distribution, possession, and transportation of alcoholic beverage consistent with the provisions of this Amendment. Provided, that any manufacturer, or subsidiary of any manufacturer who markets his product solely through a subsidiary or subsidiaries, a distiller, rectifier, bottler, wine-maker, brewer, or importer of alcoholic beverage, bottled or made in a foreign country, either within or without this State, shall sell such beverages only to those distributors licensed as wholesale distributors, and all laws passed by the Legislature under the authority of the Article shall be consistent with this provision.

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 _____

authorizing manufacturers, distillers, rectifiers, bottlers, winemakers, brewers or importers of alcoholic beverages to sell to Oklahoma licensed wholesalers of their choice be approved by the people?

YES

SHALL THE PROPOSED AMENDMENT BE APPROVED? _____

NO

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

Correctly Enrolled: *Tom Chalk* Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS

Passed the House of Representatives the 13th day of June, 1961.

Don Fahey
Speaker of the House of Representatives.

Passed the Senate the 27th day of July, 1961.

George Nigh
President of the Senate.

Correctly Enrolled: Samuel S. White Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS

OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State

this 28 day of July, 1961,

at 12:45 o'clock P. m.

William N. Christian

BY: A Jones

11507-100401
This is for Gen Election

MAC Q. WILLIAMSON
ATTORNEY GENERAL



STATE OF OKLAHOMA
OFFICE OF THE ATTORNEY GENERAL
OKLAHOMA CITY
August 1, 1961

Honorable William N. Christian
Secretary of State
B U I L D I N G

Dear Sir:

You are hereby advised that on July 28, 1961, the Attorney General received from Louise Stockton, Chief Clerk of the House of Representatives, a duly authenticated copy of Enrolled House Joint Resolution No. 543 of the regular session of the 23rd Legislature of the State of Oklahoma, wherein is set forth a proposed amendment of Section 3 of Article 27 of the Oklahoma Constitution, together with a proposed ballot title. Pursuant to the duty imposed upon him by 34 O. S. 1951 § 9, the Attorney General has examined said ballot title and finds that same is not in legal form and in compliance with the requirements of law related thereto. The Attorney General, therefore, submits the following ballot title, same being in legal form and in harmony with the law.

BALLOT TITLE

LEGISLATIVE REFERENDUM NO. 135 STATE QUESTION NO. 406

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional Amendment

amending Section 3 of Article 27 of the Oklahoma Constitution by striking and eliminating the provisions thereof requiring that manufacturers, distillers, rectifiers, bottlers, wine makers, brewers or importers of alcoholic beverages, shall sell such alcoholic beverages to every licensed

wholesale distributor who desires to purchase the same, on the same price basis and without discrimination,

be approved by the people.

SHALL THE PROPOSED AMENDMENT BE APPROVED?	
	. . .	Yes.
	
	
	. . .	No.
	

In view of the provisions of 34 O. S. 1951 § 9, and the fact that no appeal is authorized to be taken from a ballot title revised and approved by the Attorney General it becomes your duty to forthwith transmit to the Secretary of the State Election Board an attested copy of the pending proposition including such approved title.

Yours very truly,

FOR THE ATTORNEY GENERAL

Sam H. Lattimore

SAM H. LATTIMORE
Assistant Attorney General

SHL:br