

WARNING

"It is a felony for anyone to sign an initiative or referendum petition with any name other than his own, or knowingly to sign his name more than once for the measure, or to sign such petition when he is not a legal voter."

PETITION FOR REFERENDUM

TO THE HONORABLE HENRY BELLMON,
GOVERNOR OF THE STATE OF OKLAHOMA:

We the undersigned citizens and legal voters of the state of Oklahoma, respectfully order that Senate Bill No. 56 entitled, "AN ACT RELATING TO ELECTIONS; AMENDING 51 O. S. 1961, Sec. 10; REPEALING AUTHORITY OF GOVERNOR TO FILL VACANCIES IN THE OFFICES OF CONGRESS, IN THE BOARDS OF COUNTY COMMISSIONERS, IN THE DISTRICT COURTS, AND IN THE SUPERIOR COURTS; AMENDING 26 O. S. 1961, Sec. 548 and Sec. 163-A; PROVIDING FOR A SPECIAL ELECTION TO FILL VACANCIES IN THE UNITED STATES SENATE, IN DISTRICT COURTS, AND IN SUPERIOR COURTS; AND REPEALING 51 O. S. 1961, Sec. 12, AUTHORIZING THE GOVERNOR TO FILL VACANCY IN THE UNITED STATES SENATE BY APPOINTMENT.", passed by the 29th Legislature of the State of Oklahoma at the regular session of said legislature, shall be referred to the people of the state for their approval or rejection at the regular election to be held on the 3rd day of November, 1964, and each for himself says: I have personally signed this petition; I am a legal voter of the state of Oklahoma; my residence and post office are correctly written after my name.

Referendum petition shall be filed with the Secretary of State not more than ninety (90) days after the final adjournment of the session of the legislature which passed the bill on which the referendum is demanded.

The question we herewith submit to our fellow voters is: Shall the following bill of the legislature be approved?

ENROLLED SENATE BILL NO. 56

AN ACT RELATING TO ELECTIONS; AMENDING 51 O. S. 1961, §10; REPEALING AUTHORITY OF GOVERNOR TO FILL VACANCIES IN THE OFFICES OF CONGRESS, IN THE BOARDS OF COUNTY COMMISSIONERS, IN THE DISTRICT COURTS, AND IN THE SUPERIOR COURTS; AMENDING 26 O. S. 1961, §548 AND §163a; PROVIDING FOR A SPECIAL ELECTION TO FILL VACANCIES IN THE UNITED STATES SENATE, IN DISTRICT COURTS, AND IN SUPERIOR COURTS; AND REPEALING 51 O. S. 1961, §12, AUTHORIZING THE GOVERNOR TO FILL VACANCY IN THE UNITED STATES SENATE BY APPOINTMENT.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

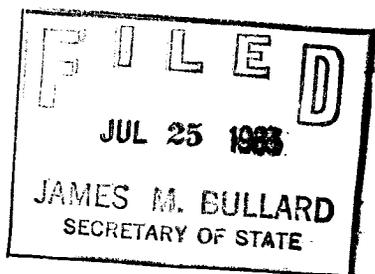
SECTION 1. 51 O. S. 1961, §10, is hereby amended to read as follows:

§10. All vacancies in office, except in offices of the members of the legislature, members of the board of county commissioners in their respective counties, members of the House of Representatives from Oklahoma in the Congress of the United States of America, members of the Senate of the United States of America, Judges of the District Courts, and Judges of the Superior Courts, shall be filled by appointment:

First. In state offices by the governor.

Second. In county offices, in newly organized counties where no election has been held, by the Governor.

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Third. In all other county and township offices, except the board of county commissioners, by the board of county commissioners.

SECTION 2. 26 O. S. 1961, §548, is hereby amended to read as follows:

§548. Whenever a vacancy shall occur in the office of member of the House of Representatives or United States Senator from Oklahoma in the Congress of the United States of America, in the District Courts, or in the Superior Courts, such vacancy shall be filled at a special election to be called by the Governor within thirty days after the occurrence of such vacancy. Such special election shall be called by writ of election or by proclamation of the Governor, and in such writ of election or proclamation he shall fix the date of such special election, the dates of the primary elections incident to such special election, the date and hour of the close of the filing period, and other details of the election.

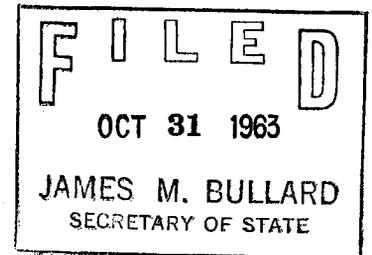
SECTION 3. 26 O. S. 1961, §163a, is hereby amended to read as follows:

§163a. If special elections are held to fill vacancies in the Senate or the House of Representatives of the Congress of the United States, in the District Courts, or in the Superior Courts, the special primary election and the runoff primary election for any such election shall be held on days fixed by the Governor in his proclamation calling such elections, which proclamation shall be issued at least fifteen days before the day of such special primary election, which special primary election shall be set for and held on a day not later than thirty days following day of issuance of said proclamation. Said proclamation shall provide for an interval of at least two weeks between the special primary and the runoff primary, and likewise at least two weeks between the runoff primary and the special election. Such special primary elections and runoff primary elections shall be conducted under the laws applicable to regular primary and run off primary elections.

SECTION 4. 51 O. S. 1961, §12, is hereby repealed.



STATE OF OKLAHOMA
OFFICE OF THE ATTORNEY GENERAL
OKLAHOMA CITY



CHARLES NESBITT
ATTORNEY GENERAL

October 31, 1963

Honorable James M. Bullard
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. 1961 § 9, he has examined the proposed ballot title of State Question No. 420, Referendum Petition No. 17, which, together with a copy of said question and petition, was delivered to him on October 31, 1963 by the Honorable William R. Burkett, one of the proponents of said question and petition, and from said examination finds that said ballot title is in legal form and in harmony with the law. Said proposed ballot title is as follows:

BALLOT TITLE

STATE QUESTION NO. 420

REFERENDUM PETITION NO. 17

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall Senate Bill Number 56 of the Twenty-ninth Oklahoma Legislature,

Relating to appointments and elections, amending 26 O.S. 1961 Sec. 548, and 51 O.S. 1961 Secs. 10 and 12, repealing the authority of the Governor to fill vacancies in the offices of District Judge, Superior Judge and United States Senator by appointment, and providing for special elections to fill such vacancies,

be approved by the people?

.....
. . . YES
.....

SHALL SENATE BILL NUMBER 56 BE APPROVED.

.....
. . . NO
.....

Very truly yours,

FOR THE ATTORNEY GENERAL

Fred Hansen
FRED HANSEN
Assistant Attorney General

FH:mr