

# Resolution

ENROLLED HOUSE JOINT  
RESOLUTION NO. 502

BY: HUTCHENS (David) and  
SPELOSKY of the House

and

TERRILL of the Senate.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT OF SECTION 10 OF ARTICLE VI OF THE CONSTITUTION OF THE STATE OF OKLAHOMA; AUTHORIZING AND DIRECTING THE LEGISLATURE TO CREATE A STATE PARDON AND PAROLE BOARD WITH SUCH COMPOSITION, MEMBERSHIP QUALIFICATIONS, TERMS OF OFFICE, COMPENSATION OF MEMBERS, POWERS AND DUTIES AND OTHER PROVISIONS AS MAY BE NECESSARY TO EFFECTUATE THE PURPOSES OF SAID SECTION 10; PROVIDING THAT THE PARDON AND PAROLE BOARD AS PRESENTLY CONSTITUTED SHALL CONTINUE TO PERFORM ITS DUTIES; PROVIDING FOR A BALLOT TITLE; AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE THIRTY-FIRST 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 of Section 10 of Article VI of the Constitution of the State of Oklahoma, to read as follows:

Section 10. The Legislature is hereby authorized and directed to create a State Pardon and Parole Board, with such composition, membership qualifications, terms of office, compensation of members, powers and duties and other provisions as may be necessary to effectuate the purposes of this section.

The Governor shall have the power to grant, after conviction and after favorable recommendation by a majority vote of the said Board, commutations, pardons and paroles for all offenses, except cases of impeachment, upon such conditions and with such restrictions and limitations as he may deem proper, subject to such regulations as may be prescribed by law. The Governor shall have power to grant after conviction, reprieves, or leaves of absence not to exceed sixty (60) days, without the action of said Board.

Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS

Correctly Enrolled: *C. H. Spearman*

SECTION 2. The Pardon and Parole Board as presently constituted shall continue to perform its duties until the Legislature shall create the State Pardon and Parole Board as provided for herein.

SECTION 3. The ballot title for the proposed constitutional amendment as set forth in SECTION 1 of this Resolution 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 10 of Article VI of the Constitution of the State of Oklahoma, authorizing and directing the Legislature to create a State Pardon and Parole Board with such composition, membership qualifications, terms of office, compensation of members, powers and duties and other provisions as may be necessary to effectuate the purposes of said Section 10,

be approved by the people?

YES

SHALL THE PROPOSED AMENDMENT BE APPROVED?

NO

SECTION 4. The Speaker of the House of Representatives shall, immediately after the effective date 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.

SECTION 5. A special election is hereby ordered to be held throughout the State of Oklahoma on the date of the next statewide primary election, at which time 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.

Correctly Enrolled: *C. H. Spelman*

Passed the House of Representatives the 8th day of May, 1967.

*Carl Albert*

Speaker

of the House of Representatives.

Passed the Senate the 4th day of May, 1967.

*Anthony M. Messad*  
Acting President of the Senate.

Correctly Enrolled: *C. H. Sanderson* Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS

OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State this 9

day of May 1967,

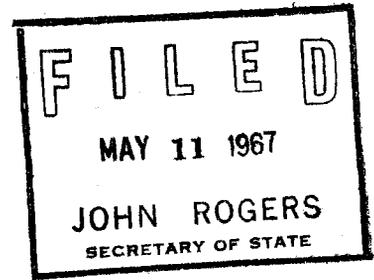
at 4:25 o'clock P. M.

*John Rogers*  
By: *A. Jones*



THE ATTORNEY GENERAL  
OF OKLAHOMA

Oklahoma City, Okla. 73105



G. T. BLANKENSHIP  
ATTORNEY GENERAL

May 10, 1967

Honorable John Rogers  
Secretary of State  
State Capitol Building  
Oklahoma City, Oklahoma

Dear Mr. Rogers:

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 to Enrolled House Joint Resolution No. 502 of the 1st regular session of the 31st Oklahoma Legislature, which, together with a copy of said resolution, was delivered to him on May 10, 1967, and from said examination finds that said ballot title is not in legal form, nor in harmony with the law. Therefore, the Attorney General submits the following ballot title which, in his opinion, is in legal form and in harmony with the law.

BALLOT TITLE

Legislative Referendum No. 162 State Question No. 446

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional Amendment

amending Section 10, Article VI of the Constitution of the State of Oklahoma by repealing a portion of said section which provides for a constitutional Pardon and Parole Board and substituting in lieu thereof a provision authorizing and directing the Legislature to create a State Pardon and Parole Board, with such composition, qualifications, terms,

Mr. Rogers - (2)  
May 10, 1967

compensation, powers and duties and such other provisions as may be necessary to effectuate the purposes of said Section 10,

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

YES  
 NO

Inasmuch as 34 O.S. 1961, § 9, supra, expressly provides that

"no appeal shall be allowed as to ballot titles of constitutional or legislative enactments proposed by the Legislature which ballot titles have been approved or revised by the Attorney General.",

it is your duty, under the provisions of said section, to immediately

"transmit to the Secretary of the State Election Board an attested copy of the pending proposition, including such approved title."

Yours very truly,



G. T. Blankenship  
Attorney General

GTB/yr