

# Resolution

ENROLLED HOUSE JOINT  
RESOLUTION NO. 1049

BY: SPEARMAN and HOLADAY of the House  
and  
BAGGETT of the Senate

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO SECTION 5 OF ARTICLE I OF THE OKLAHOMA CONSTITUTION; PROVIDING THAT SEGREGATION OF CHILDREN IN PUBLIC SCHOOLS OF THE STATE OF OKLAHOMA ON ACCOUNT OF RACE, CREED, COLOR OR NATIONAL ORIGIN IS PROHIBITED; PROVIDING FOR BALLOT TITLE; AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 2ND SESSION OF THE 32ND OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection a proposed amendment to Section 5 of Article I of the Oklahoma Constitution to read as follows:

§ 5. Provisions shall be made for the establishment and maintenance of a system of public schools, which shall be open to all the children of the state and free from sectarian control; and said schools shall always be conducted in English: Provided, that nothing herein shall preclude the teaching of other languages in said public schools: And provided, further, that segregation of children in public schools of the State of Oklahoma on account of race, creed, color or national origin is prohibited.

SECTION 2. The ballot title for the amendment to the Constitution of the State of Oklahoma proposed in Section 1 of this Resolution shall be in the following form: \_\_\_\_\_

Correctly Enrolled: *W. G. Patterson*, Acting Chairman, Committee on Engrossed and Enrolled Bills

BALLOT TITLE

Legislative Referendum No. \_\_\_\_\_ State Question No. \_\_\_\_\_

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional Amendment

amending Section 5 of Article I of the Constitution of the State of Oklahoma; providing that segregation of children in public schools of the State of Oklahoma on account of race, creed, color or national origin is prohibited

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 copy thereof, including the ballot title set forth in Section 2 hereof, with the Secretary of State and one copy with the Attorney General.

SECTION 4. A special election is hereby ordered to be held throughout the State of Oklahoma on the date of the next statewide runoff primary election, at which time the proposed amendment to the Constitution of the State of Oklahoma, as 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 *S. J. Patterson, Acting Chairman,* COMMITTEE ON ENGROSSED AND ENROLLED BILLS

Passed the House of Representatives the 31st day of March, 1970.

*Rex Linn*

Speaker of the House of Representatives.

Passed the Senate the 26th day of March, 1970.

*acty* *Tom Paine*

President of the Senate.

OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State this 1st

day of April, 1970,

at 3:05 o'clock P. M.

By: J. Adams

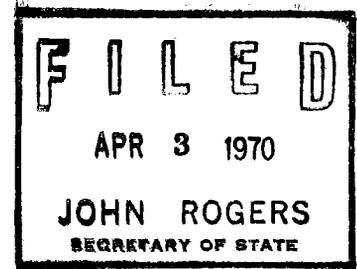
Correctly Enrolled: *S. & C. Raymond*, Acting Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS



THE ATTORNEY GENERAL  
OF OKLAHOMA

Oklahoma City, Okla. 73105

April 3, 1970



G. T. BLANKENSHIP  
ATTORNEY GENERAL

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. Supp.1969, § 9, he has examined the proposed ballot title to Enrolled House Joint Resolution No. 1049 of the 2nd regular session of the 32nd Oklahoma Legislature, which, together with a copy of said Resolution was delivered to him on April 1, 1970, and from said examination finds that said ballot title, as set out below and in said Resolution, is in legal form and harmony with the law.

BALLOT TITLE

Legislative Referendum No. 183 State Question No. 475

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional Amendment

amending Section 5 of Article I of the  
Constitution of the State of Oklahoma;  
providing that segregation of children  
in public schools of the State of  
Oklahoma on account of race, creed,  
color or national origin is prohibited

be approved by the people?

[ ] YES

SHALL THE PROPOSED AMENDMENT BE APPROVED?

[ ] NO

Honorable John Rogers  
April 3, 1970 (2)

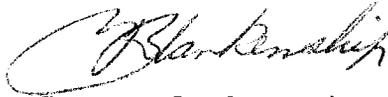
Inasmuch as 34 O.S. Supp.1969, § 9, supra, expressly provides that

"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."

Sincerely,



G. T. Blankenship  
Attorney General

GTB/km