

Resolution

ENROLLED HOUSE JOINT
RESOLUTION NO. 1033

BY: ROBINSON of the House

and

FIELD, BAGGETT and McSPADDEN
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 THE CONSTITUTION OF THE STATE OF OKLAHOMA; ADDING A NEW SECTION TO ARTICLE X THEREOF TO BE DESIGNATED AS ARTICLE X, SECTION 39; AUTHORIZING A DULY ORGANIZED AND AUTHORIZED HOSPITAL DISTRICT TO ISSUE BONDS IN SUMS PROVIDED BY MAJORITY OF TAXPAYING VOTERS IN A HOSPITAL DISTRICT FOR PURPOSE OF BUILDING, OPERATING AND MAINTAINING DISTRICT HOSPITAL; PROVIDING FOR INTEREST ON BONDS; PROVIDING PROCEDURE FOR SALE OF BONDS; AUTHORIZING SPECIAL ANNUAL RECURRING AD VALOREM TAX UPON APPROVAL BY MAJORITY OF ELECTORS IN THE HOSPITAL DISTRICT AT ELECTION CALLED FOR THAT PURPOSE; PROVIDING FOR EXCHANGE, PAYMENT, MATURITY AND MAXIMUM AMOUNT OF BONDS; PROVIDING FOR APPROPRIATE LEGISLATION; PROVIDING A 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, as and in the manner provided by law, the following proposed amendment to the Constitution of Oklahoma, said amendment to be a new section, to be numbered Section 39 of Article X thereof, as follows:

Section 39. (a) The Legislature may provide by general law for the organization, government and operation of hospital districts embracing one or more counties or parts of a county or counties within such a hospital district.

(b) Any duly organized and authorized hospital district as now or hereafter defined by law may issue, by and with the consent of the majority of the qualified taxpaying voters of said hospital district voting on the question at an election held for the purpose, bonds in sums provided by such majority at such election for the

Correctly Enrolled. James Stoutenger Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS

purpose of building, operating and maintaining a district hospital within said hospital district holding the election.

(c) Such bonds shall bear interest at a rate not to exceed the rate provided by general law enacted by the Legislature and shall be sold only at public sale after twenty (20) days' advertisement in a newspaper having a bona fide circulation in the hospital district issuing such bonds; provided, however, that the said hospital district may exchange such bonds for bonds of like amount, rate of interest, and length of issue.

(d) To provide for the payment of all such bonds outstanding, principal, and interest as they mature, the hospital district may, upon approval by a majority vote of the qualified electors of the district voting at an election called for that purpose, levy a special, annual, recurring ad valorem tax, upon the property within the district, payable annually, in a total amount not to exceed ten (10) mills on the dollar, in addition to the legal rate permitted, on the real and personal taxable property therein; provided, however, the hospital district may, from time to time, suspend the collection of such annual levy when not required for the payment of its bonds; and provided further, however, that in no event shall the real and personal taxable property in any city or town be subject to a special tax in excess of ten (10) mills for bonds issued hereunder.

(e) There shall be pledged to the payment of principal and interest of the bonds herein authorized to be issued: (1) Any net proceeds from operation of the district hospital as the board of directors of the hospital district shall deem not to be necessary to the future operation and maintenance of said hospital; (2) Any monies available from other funds of the hospital district not otherwise obligated; and (3) The proceeds of any tax which may be imposed for such purposes.

(f) Such bonds shall be serial, maturing annually after three (3) years from date of issue, and shall be paid as they mature, and

Correctly Enrolled: *James B. Young* Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS

no such bonds shall be issued for a period longer than thirty (30) years; provided, however, the hospital district may in its discretion schedule the payment of principal over such period so that when added to the interest there will be approximately level annual payments of principal and interest.

(g) The hospital district may, upon approval by a majority vote of the qualified electors of the district voting at an election called for that purpose, levy an annual recurring ad valorem tax not to exceed five (5) mills upon the property within the district, for the operation and maintenance of district hospitals, including purchase and rental of equipment.

(h) The board of directors of the hospital district shall exercise jurisdiction over the sale or exchange of any such bonds voted by the electors at an election held for that purpose and shall expend economically the funds so provided.

(i) The Legislature shall enact appropriate legislation pertaining to procedure, terms and necessary covenants for issuance of said bonds herein authorized and pertaining to the establishment, operation and regulation of such district hospitals and hospital districts, and all expenditures of the proceeds of the levies herein authorized shall be made in accordance with laws heretofore or hereafter enacted concerning such district hospitals and hospital districts. Nothing herein shall prohibit other levies for public hospitals and hospital districts or the use of other public funds for such purposes. The provisions hereof shall be self-executing.

SECTION 2. The ballot title for the proposed constitutional 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 the creation of hospital districts by law and
authorizing a duly organized and authorized hospital _____

Correctly Enrolled James B. Stanger, Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS

district to issue bonds in sums provided by a majority of taxpaying voters in a hospital district for purposes of building, operating and maintaining a district hospital; providing for interest on the bonds; providing procedure for sale of bonds; authorizing a special, annual, recurring ad valorem tax upon the property within the hospital district not to exceed ten (10) mills on the dollar after approval of a majority of the qualified electors of a hospital district voting at an election called for that purpose; providing for exchange, maturity, and maximum outstanding amount of bonds; authorizing a five-mill tax for operation after approval by the voters of the district at an election and providing for appropriate legislation

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. *James Blumgard* Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS

Passed the House of Representatives the 8th day of April, 1970.

Rep. Pinnett

Speaker of the House of Representatives.

Passed the Senate the 6th day of April, 1970.

Leah A. Keene
Acting President of the Senate.

OFFICE OF THE SECRETARY OF STATE

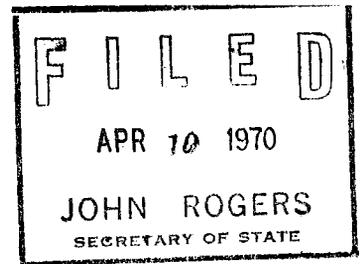
Received by the Secretary of State this 9th
day of April, 1970,
at 12:30 o'clock P. M.
By John Rogers

Correctly Enrolled: *James Blumgard* Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS



THE ATTORNEY GENERAL
OF OKLAHOMA

Oklahoma City, Okla. 73105



G. T. BLANKENSHIP
ATTORNEY GENERAL

April 10, 1970

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. 1033 of the 2nd Regular Session of the 32nd Oklahoma Legislature, which, together with a copy of said Resolution, was delivered to him on April 9, 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. 184 State Question No. 476

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional Amendment

authorizing the creation of hospital districts by law and authorizing a duly organized and authorized hospital district to issue bonds in sums provided by a majority of taxpaying voters in a hospital district for purposes of building, operating and maintaining a district hospital; providing for interest on the bonds; providing procedure for sale of bonds; authorizing a special, annual, recurring ad valorem tax upon the property within the hospital district not to exceed ten (10) mills on the dollar after approval of a majority of the qualified electors of a hospital district voting at an election called for that purpose; providing for exchange, maturity, and maximum outstanding amount of bonds; authorizing a five-mill tax for operation after approval by the voters of the district at an election and providing for appropriate legislation,

be approved by the people?

Mr. Rogers

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April 10, 1970

SHALL THE PROPOSED AMENDMENT BE APPROVED:

YES

NO

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
G. T. Blankenship
Attorney General

GTB:ch