

# A Resolution

ENROLLED SENATE JOINT  
RESOLUTION NO. 22

BY: YOUNG of the SENATE

and

HANCOCK of the HOUSE

Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS

(Enrolled in accordance with Senate Bill No. 116 of the Twenty-seventh Legislature)

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO SECTION 27 OF ARTICLE II OF THE CONSTITUTION OF THE STATE OF OKLAHOMA REQUIRING PERSONS TO TESTIFY OR PRODUCE EVIDENCE TENDING TO ESTABLISH GUILT OF OTHERS ALTHOUGH SELF-INCRIMINATING; PROVIDING FOR IMMUNITY OF PERSONS SO TESTIFYING OR PRODUCING EVIDENCE; REPEALING LAWS IN CONFLICT; PROVIDING FOR A BALLOT TITLE; AND ORDERING A SPECIAL ELECTION.

Correctly Enrolled:

*J. R. McLain*

1 ENGROSSED SENATE JOINT  
2 RESOLUTION NO. 22

BY: YOUNG of the SENATE

and

3 HANCOCK of the HOUSE

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6  
7 A JOINT RESOLUTION DIRECTING THE SECRETARY  
8 OF STATE TO REFER TO THE PEOPLE FOR THEIR  
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11 TUTION OF THE STATE OF OKLAHOMA REQUIRING  
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16 DUCING EVIDENCE; REPEALING LAWS IN CONFLICT;  
17 PROVIDING FOR A BALLOT TITLE; AND ORDERING  
18 A SPECIAL ELECTION.

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21  
22 BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF  
23 THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

24 SECTION 1. The Secretary of State shall refer to the people  
25 for their approval or rejection, as and in the manner provided by  
26 law, the following proposed amendment to Section 27 of Article II  
27 of the Constitution of the State of Oklahoma:

28 § 27. Any person having knowledge or possession of facts that  
29 tend to establish the guilt of any other person or corporation  
30 charged with an offense against under the laws of the state, shall  
31 not be excused from giving testimony or producing evidence, when  
32 legally called upon so to do, on the ground that it may tend to  
33 incriminate him under the laws of the state; but no person shall be  
34 prosecuted or subjected to any penalty or forfeiture for or on  
35 account of any transaction, matter, or thing concerning which he  
36 may so testify or produce evidence. All other provisions of the  
Constitution or the laws of this state in conflict with the  
provisions of this constitutional amendment are hereby expressly  
repealed.

SECTION 2. The ballot title for the proposed constitutional  
amendment set forth in Section 1 of this Resolution shall be in the

Correctly Enrolled:  
Chairman, Committee on Engrossed and Enrolled Bills

Correctly Enrolled:

Chairman, Committee on Engrossed and Enrolled Bills

Correctly Engrossed:

1 following form:

2 BALLOT TITLE

3 Legislative Referendum No. 188

State Question No. 482

4 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

5 Shall a constitutional amendment

6 amending Section 27 of Article II of the Constitution of the  
7 State of Oklahoma to provide that persons may be required to  
8 testify or produce evidence tending to establish the guilt of  
9 others although incriminating as to themselves and providing  
10 for immunity from prosecution, penalty or forfeiture for persons  
11 so required to testify or produce evidence

12 be approved by the people?

13  Yes

14 SHALL THE PROPOSED AMENDMENT BE APPROVED?

15  No

16 SECTION 3. The President Pro Tempore of the Senate shall,  
17 immediately after the adoption of this Resolution, prepare and file  
18 one copy thereof, including the above ballot title, with the  
19 Secretary of State, and one copy with the Attorney General.

20 SECTION 4. The proposed amendment to the Constitution of the  
21 State of Oklahoma as set forth in Section 1 of this Resolution shall  
22 be submitted to the people of Oklahoma at the next special election  
23 for their approval or rejection as and in the manner provided by law.

24 Passed the Senate the 20th day of May, 1971.

25  
26  
27 *Walter John Rogers*  
28 Walter John Rogers President of the Senate

29 Passed the House of Representatives the 7<sup>th</sup> day of June  
30 1971.

31  
32 *Frank M. Ford*  
33 Frank M. Ford Speaker Pro Tempore of the House of  
34 Representatives

35 ENGR. S. J. R. NO. 22

36 bh  
81-01  
1576

Correctly Enrolled: *J.R.M.C.*  
Chairman, Committee on Engrossed and Enrolled Bills  
Correctly Engrossed: *J.R.M.C.*  
Chairman, Committee on Engrossed and Enrolled Bills

Correctly Enrolled: John R. McLean, Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS

(Enrolled in accordance with Senate Bill No. 116 of the Twenty-seventh Legislature)

ENR. S. J. R. NO. 22

Passed the Senate the 20th day of May, 1971, and correctly enrolled the 8th day of June, 1971.

John Payne  
Acting President Pro Tempore of the Senate

Passed the House of Representatives the 8th day of June, 1971.

Rep. Prince  
Speaker of the house of Representatives

OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State this 10th

day of June, 19 71,

at 9:20, o'clock A. M.

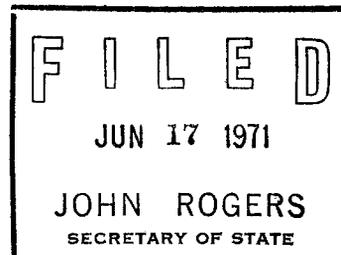
By: John Rogers

rp

STATE  
OF  
OKLAHOMA  
**THE ATTORNEY GENERAL**  
LARRY DERRYBERRY  
STATE CAPITOL, OKLAHOMA CITY, OKLAHOMA 73105, TELEPHONE 405/521-3205



June 14, 1971



Hon. John Rogers  
Secretary of State  
State Capitol Building  
Oklahoma City, Oklahoma 73105

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. 1970, §9, he has examined the proposed ballot title to Enrolled Senate Joint Resolution No. 22, of the first regular session of the 33rd Oklahoma Legislature, which, together with a copy of said Resolution, was delivered to him on June 10, 1970, and from said examination finds that the said ballot title, as set forth below, is in legal form and harmony with the law and does accurately reflect the gist of said proposal. The ballot title to Enrolled Senate Joint Resolution No. 22 reads, as follows:

BALLOT TITLE

Legislative Referendum Petition 188 State Question No. 482

Shall a Constitutional Amendment:

amending Section 27 of Article II of the Constitution of the State of Oklahoma to provide that persons may be required to testify or produce evidence tending to establish the guilt of others although incriminating as to themselves and providing for immunity from prosecution, penalty, or forfeiture for persons so required to testify or produce evidence

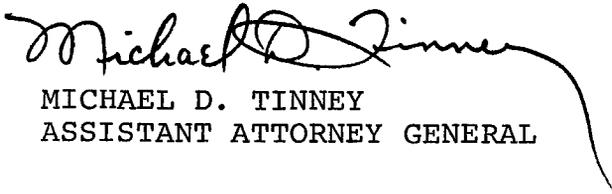
be approved by the people?

Page Two  
Hon. John Rogers  
Secretary of State  
June 14, 1971

SHALL THE PROPOSED AMENDMENT BE APPROVED?      YES        
NO     

Yours very truly,

FOR THE ATTORNEY GENERAL

  
MICHAEL D. TINNEY  
ASSISTANT ATTORNEY GENERAL

MDT:cw