

# Resolution

ENROLLED SENATE  
JOINT  
RESOLUTION NO. 38

BY: HOWARD of the SENATE

and

ELDER of the HOUSE

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO SECTION 1 OF ARTICLE III OF THE CONSTITUTION OF THE STATE OF OKLAHOMA; PROVIDING FOR QUALIFICATIONS OF ELECTORS; REMOVING RESIDENCE REQUIREMENTS; PROVIDING FOR DISQUALIFICATION OF FELONS, RESIDENTS OF PENAL INSTITUTIONS AND RESIDENTS OF INSTITUTIONS FOR MENTAL ILLNESS OR MENTAL RETARDATION; PROVIDING A BALLOT TITLE; DIRECTING DISTRIBUTION; AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 34TH 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 of Section 1, Article III of the Constitution of the State of Oklahoma, to read as follows:

§ 1. Qualified electors of this state shall be citizens of the United States, residents of the state who are the age of eighteen (18) years or over and have such other qualifications as may be prescribed by law. No person shall be a qualified elector of this state who is adjudged guilty of a felony, subject to such exceptions as the Legislature may prescribe; nor shall any person be a qualified elector of this state who is detained in a penal or correctional institution, who is a patient in an institution for mental retardation, or who has been committed, by final and nonreviewable judicial order, to an institution for mental illness.

SECTION 2. The Ballot Title for the proposed Constitutional amendment as set forth in SECTION 1 of this Resolution shall be in the following form:

Correctly Enrolled: *John R. McCune*, 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 1 of Article III of the Constitution of the State of Oklahoma by removing residence requirements and providing other requirements may be required for prospective electors and permitting residents of mental institutions not committed by final and nonreviewable judicial order to vote in elections

be approved by the people?

YES

SHALL THE PROPOSED AMENDMENT BE APPROVED?

NO

SECTION 3. The President Pro Tempore of the Senate shall, immediately after the effective date 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 primary election or special election, whichever occurs first, 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.

Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS

Correctly Enrolled: *John R. McCune*

Passed the Senate the 8th day of April, 1974.

*acting* James E. Lane  
President of the Senate

Passed the House of Representatives the 2nd day of April, 1974.

Wm P. Wittes  
Speaker of the House of Representatives

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

OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State this 9th

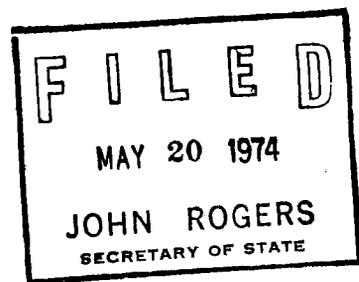
day of April, 1974,

at 4:15 o'clock P. M.

By John Rogers

STATE  
OF  
OKLAHOMA  
**THE ATTORNEY GENERAL**  
**LARRY DERRYBERRY**

STATE CAPITOL, OKLAHOMA CITY, OKLAHOMA 73105, TELEPHONE 405/521-3921



April 10, 1974

The Honorable 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. 1971, §9, he has examined the proposed Ballot Title for Enrolled Senate Joint Resolution No. 38, of the Second Regular Session of the 34th Oklahoma Legislature, which, together with a copy of said Resolution was delivered to him on April 9, 1974, and from said examination finds that the submitted Ballot Title is in legal form and harmony with the law and does accurately and fully reflect the gist of said proposal. Therefore the following Ballot Title is approved for Enrolled Senate Joint Resolution No. 38 and reads, as follows:

BALLOT TITLE

Legislative Referendum 203 State Question No. 503

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a constitutional amendment:

Amending Section 1 of Article III of the Oklahoma  
Constitution by removing durational residence require-  
ments and providing the Oklahoma Legislature may pre-

The Honorable John Rogers  
May 16, 1974  
Page Two

scribe other qualifications for prospective electors and permitting residents of mental institutions not committed by final and non-reviewable judicial order to vote in elections, be approved by the people?

YES

SHALL THE PROPOSED AMENDMENT BE APPROVED?

NO

Very truly yours,

  
LARRY DERRYBERRY

ATTORNEY GENERAL OF OKLAHOMA



MIKE D. MARTIN  
ASSISTANT ATTORNEY GENERAL

MDT/bl