

# Resolution

ENROLLED SENATE  
JOINT  
RESOLUTION NO. 22

BY: LUTON, BRECKINRIDGE, SMALLEY  
and FUNSTON of the SENATE

and

ODOM, ATKINS, SANDLIN, WIXSON,  
CAMPBELL, GOODEN, ANDERSON,  
HOLADAY, KEATING, CUMMINGS,  
DENMAN, RIGGS, PRENTICE, FORD,  
THORNHILL, CAMP, WILLIAMSON,  
BEZDOSKA, DOORNBOS, TAGGART,  
COTNER and BOREN 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 ARTICLE VI OF THE OKLAHOMA CONSTITUTION BY THE ADDITION OF A NEW SECTION 36, PROVIDING FOR EXECUTIVE REORGANIZATION; PROVIDING FOR THE POWERS AND DUTIES OF THE GOVERNOR CONCERNING CERTAIN EXECUTIVE DEPARTMENTS; PROVIDING POWERS AND DUTIES OF THE LEGISLATURE; PROVIDING FOR REPEAL OF CONFLICTING CONSTITUTIONAL PROVISIONS OR LAWS; PROVIDING A BALLOT TITLE; 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 to Article VI of the Oklahoma Constitution by the addition of a new Section 36, to read as follows:

§ 36. All executive and administrative departments, agencies, boards and commissions of the executive branch of the state government, other than those created by the Constitution, governing boards of institutions of higher education, and those agencies, boards and commissions expressly created to have a temporary duration, boards, agencies or entities regulating professions or occupations not funded from the General Revenue Fund of the State Treasury shall be allocated by the Legislature among not more than twenty executive departments during the next regular legislative session following

Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS

Correctly Enrolled:

*John R. McCune*

approval of this amendment. Thereafter, subject to the Constitution and laws of this state the Governor by executive order may consolidate, transfer and abolish executive departments other than those created by the Constitution or of temporary duration and rearrange, transfer and abolish the functions, powers and duties of executive departments other than those created by the Constitution or of temporary duration. Provided further, nothing herein shall be construed to restrict the power of the Legislature to consolidate, transfer or abolish any statutory agencies, boards or commissions at any subsequent session of the Legislature after the next regular session following approval of this amendment.

All such executive orders shall be issued within fifteen calendar days after the convening of a regular legislative session. The Governor shall deliver a message and recommendations on executive reorganization and management to both houses of the Legislature each regular legislative session within fifteen calendar days after the Legislature convenes. Any executive order concerning executive departments will become effective sixty legislative days from the day on which the order is submitted to the Legislature if approved during the sixty legislative days by a majority vote of those elected to and constituting the membership of each house of the Legislature. The Legislature shall have the authority to amend, by a majority vote of those elected to and constituting the membership of each house, any proposal contained in the executive order concerning executive departments. All executive orders concerning executive departments will be compiled, dated, numbered and filed in a manner which shall be prescribed by the Legislature.

All laws, parts of laws or Constitutional provisions in conflict herewith are hereby repealed. The Legislature is hereby empowered to pass such laws as are necessary to vitalize the provisions of this section. Nothing in this measure shall be construed to abolish any elective office in this state.

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:

BALLOT TITLE

Legislative Referendum No. 205 State Question No. 505

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment amending Article VI of the Oklahoma Constitution by adding a new Section 36 to provide for executive reorganization by the Legislature into not more than twenty departments other than Constitutional departments, temporary agencies or certain regulatory entities, and empowering the Governor thereafter to consolidate, transfer and abolish executive departments and their functions, powers and duties subject to approval or amendment by the Legislature; providing for the repeal of conflicting Constitutional provisions and laws; and providing for implementation of this amendment

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 above 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

*John R. McClure*

Correctly Enrolled:

Passed the Senate the 14th day of May, 1974.

*Thomas A. Lane*  
Acting President of the Senate

Passed the House of Representatives the 7th day of May, 1974.

*Wm P. Willis*  
Speaker of the House of Representatives

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

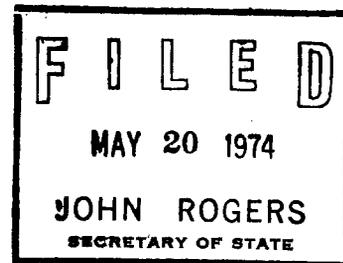
OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State this 16<sup>th</sup>  
day of May, 1974,  
at 10:00 o'clock A. M.

By: *John Rogers*

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

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



May 17, 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. 22, of the Second Regular Session of the 34th Oklahoma Legislature, which, together with a copy of said Resolution was delivered to him on May 15, 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. 22 and reads, as follows:

BALLOT TITLE

Legislative Referendum 205 State Question No. 505

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a constitutional amendment:

amending Article VI of the Oklahoma Constitution by  
adding a new Section 36 to provide for executive  
reorganization by the Legislature into not more than  
twenty departments other than Constitutional departments,  
temporary agencies or certain regulatory entities, and

The Honorable John Rogers  
May 17, 1974  
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empowering the Governor thereafter to consolidate,  
transfer and abolish executive departments and their  
functions, powers and duties subject to approval or  
amendment by the Legislature; providing for the repeal  
of conflicting Constitutional provisions and laws; and  
providing for implementation of this amendment  
be approved by the people?

YES

SHALL THE PROPOSED AMENDMENT BE APPROVED?

NO

Yours very truly,

  
LARRY DERRYBERRY  
ATTORNEY GENERAL OF OKLAHOMA

  
MIKE D. MARTIN  
ASSISTANT ATTORNEY GENERAL

MDM/bl