

ENROLLED HOUSE JOINT RESOLUTION NO. 1025
ENACTED BY THE SECOND REGULAR SESSION OF
THE THIRTY-SIXTH LEGISLATURE OF OKLAHOMA

NUMBERED BY THE SECRETARY OF STATE:
LEGISLATIVE REFERENDUM NO. 224, STATE QUESTION NO. 531

RECEIVED: March 15, 1978

A Resolution

ENROLLED HOUSE
JOINT
RESOLUTION NO. 1025

BY: DRAPER, DUCKETT and VAUGHN
of the HOUSE

and

CATE of the SENATE

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE A PROPOSED AMENDMENT TO THE OKLAHOMA CONSTITUTION; REPEALING ARTICLE III THEREOF AND ESTABLISHING A NEW ARTICLE III; REDUCING REQUIRED QUALIFICATIONS OF ELECTOR TO BEING UNITED STATES CITIZEN, OVER AGE OF EIGHTEEN, WHO IS BONA FIDE RESIDENT OF STATE; ELIMINATING CERTAIN CONDITIONS FOR RESIDENCY OF MEMBERS OF UNITED STATES ARMY OR NAVY; REQUIRING LEGISLATURE TO CREATE STATE ELECTION BOARD CHARGED WITH SUPERVISION OF SUCH ELECTIONS AS LEGISLATURE DIRECTS; PROVIDING FOR A MANDATORY PRIMARY SYSTEM; PROVIDING FOR THE HOLDING AND CONDUCTING OF ELECTIONS; ELIMINATING LITERACY TEST REQUIREMENTS FOR ELECTOR REGISTRATION; AUTHORIZING LEGISLATURE TO PROVIDE FOR ELECTION REGISTRATION; ELIMINATING REQUIREMENT OF CERTIFICATION OF NOMINEES FOR OFFICE OF PRESIDENTIAL ELECTOR; AUGMENTING RIGHT OF PEOPLE TO PLACE NONPARTISAN CANDIDATES FOR OFFICE, INCLUDING OFFICE OF PRESIDENTIAL ELECTOR; PROVIDING FOR FREE AND EQUAL ELECTIONS BUT ELIMINATING ELECTOR'S PRIVILEGE FROM ARREST; ELIMINATING REQUIREMENT THAT UNDER CERTAIN CONDITIONS LEGISLATURE MUST PROVIDE FOR ELECTION OF UNITED STATES SENATORS AS FOR ELECTION OF ELECTIVE OFFICERS; PROVIDING BALLOT TITLE; AND DIRECTING FILING.

Correctly Enrolled: *J. P. M. Murray* Vice Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS

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

1 ENGROSSED HOUSE JOINT
2 RESOLUTION NO. 1025

BY: DRAPER, DUCKETT and
VAUGHN

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8 STATE TO REFER TO THE PEOPLE A PROPOSED AMENDMENT
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26 OFFICE, INCLUDING OFFICE OF PRESIDENTIAL ELECTOR;
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28 ELIMINATING ELECTOR'S PRIVILEGE FROM ARREST;
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30 CONDITIONS LEGISLATURE MUST PROVIDE FOR ELECTION
31 OF UNITED STATES SENATORS AS FOR ELECTION OF
32 ELECTIVE OFFICERS; PROVIDING BALLOT TITLE; AND
33 DIRECTING FILING.

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36
37 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
38 1ST SESSION OF THE 36TH OKLAHOMA LEGISLATURE:

39 SECTION 1. The Secretary of State shall refer to the people for
40 their approval or rejection, as and in the manner provided by law,
41 the following proposed amendment of the Constitution of the State of
42 Oklahoma, repealing Article III of the Oklahoma Constitution and
43 establishing in lieu thereof a new Article to be known as Article III
44 of the Oklahoma Constitution which will read as follows:

45 Section 1. Subject to such exceptions as the Legislature may
46 prescribe, all citizens of the United States, over the age of

Correctly Engrossed: *John R. Draper*
Chairman, Committee on Engrossed and Collected Bills
Correctly Enrolled: *John R. Draper*
Vice Chairman, Committee on Engrossed and Collected Bills

1 eighteen (18) years, who are bona fide residents of this state, are
2 qualified electors of this state.

3 Section 2. The Legislature shall create a State Election Board
4 to be charged with the supervision of such elections as the
5 Legislature shall direct. Not more than a majority of the members of
6 said Board shall be selected from the same political party.

7 Section 3. The Legislature may enact laws providing for a
8 mandatory primary system which shall provide for the nomination of
9 all candidates in all elections for federal, state, county and
10 municipal offices, for all political parties, except for the office
11 of Presidential Elector, the candidates for which shall be nominated
12 by the recognized political parties at their conventions. The
13 Legislature also shall enact laws providing that citizens may, by
14 petition, place on the ballot the names of independent, nonpartisan
15 candidates for office, including the office of Presidential Elector.

16 Section 4. The Legislature shall prescribe the time and manner
17 of holding and conducting all elections, and enact such laws as may
18 be necessary to detect and punish fraud in such elections. The
19 Legislature may provide by law for the registration of electors
20 throughout the state and, when it is so provided, no person shall
21 vote at any election unless he shall have registered according to
22 law.

23 Section 5. All elections shall be free and equal. No power,
24 civil or military, shall ever interfere to prevent the free exercise
25 of the right of suffrage, and electors shall, in all cases, except for
26 treason, felony, and breach of the peace, be privileged from arrest
27 during their attendance on elections and while going to and from the
28 same.

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

32 BALLOT TITLE

33 Legislative Referendum No. _____ State Question No. _____

34 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

35 Shall a Constitutional amendment
36

Correctly Enrolled: *[Signature]*
Chairman, Committee on Enrolled Bills
Correctly Enrolled: *[Signature]*
Vice Chairman, Committee on Enrolled Bills
Correctly Enrolled: *[Signature]*
Chairman, Committee on Enrolled Bills

1 amending Oklahoma Constitution by repealing Article III
2 thereof, establishing new Article III, reducing
3 required qualifications of elector to being United
4 States citizen, over age of eighteen (18), who is bona
5 fide resident of state; eliminating certain conditions
6 for residency of members of United States Army or Navy;
7 requiring Legislature to create State Election Board
8 charged with certain duties, in lieu of election board
9 with unspecified duties; eliminating literacy test
10 requirements for elector registration; authorizing
11 Legislature to provide for elector registration;
12 eliminating requirement of certification of nominees
13 for office of Presidential Elector; augmenting right of
14 people to place nonpartisan candidates on ballot by
15 requiring Legislature to provide for placement of
16 independent, nonpartisan candidates for office,
17 including office of Presidential Elector; maintaining
18 free and equal elections; eliminating elector's
19 privilege from arrest; and eliminating requirement that
20 under certain conditions Legislature must provide for
21 election of United States Senators as for election of
22 elective officers

23 be approved by the people?

24 SHALL THE PROPOSED AMENDMENT BE APPROVED?

25 YES, FOR THE AMENDMENT

26 NO, AGAINST THE AMENDMENT

27 SECTION 3. The Chief Clerk of the House of Representatives
28 shall, immediately after the effective date of this Resolution,
29 prepare and file one copy thereof, including the Ballot Title set
30 forth in SECTION 2 hereof, with the Secretary of State and one copy
31 with the Attorney General.
32

Correctly Enrolled: *John M. Manning*
Chairman, Committee on Engrossed and Enrolled Bills
Correctly Imprinted: *Robert H. Young*
Chairman, Committee on Engrossed and Enrolled Bills

1 Passed the House of Representatives the 28th day of March, 1977.

7 Wm. P. Walker
8 Speaker of the House of
9 Representatives.

9 Passed the Senate the 14 day of March, 1978.

14 Adm. Phil Lambert
15 President of the Senate.

Correctly Enrolled: John K. Manning, Jr.
Vice Chairman, Committee on Engrossed and Enrolled Bills

Correctly Engrossed: Robert H. Johnson
Chairman, Committee on Engrossed and Enrolled Bills

Correctly Enrolled: John P. Manning, Jr., Vice Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS
(Enrolled in accordance with Senate Bill No. 116 of the Twenty-seventh Legislature)

Passed the House of Representatives the 28th day of March, 1977.

Wm P. Willis
Speaker of the House of Representatives.

Passed the Senate the 14th day of March, 1978.

acting [Signature]
President of the Senate.

OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State this 15th

day of March, 1978,

at 2:55, o'clock P. M.

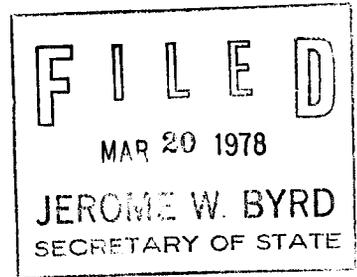
By: Jerome W. Boyd

STATE
OF
OKLAHOMA
THE ATTORNEY GENERAL
LARRY DERRYBERRY

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



March 20, 1978



The Honorable Jerome W. Byrd
Secretary of State
State Capitol Building
Oklahoma City, Oklahoma 73105

Dear Mr. Byrd:

You are hereby notified that pursuant to the discretion and duty lodged in and imposed upon the Attorney General by 34 O.S. Supp. 1977, §9, he has examined the proposed ballot title to Legislative Referendum ~~224~~ 224, as contained in Enrolled House Joint Resolution No. 1025, and from said examination finds that the said ballot title is not in legal form and harmony with the law. In accordance with 34 O.S. Supp. 1977, §9, the Attorney General hereby submits the following amended ballot title.

BALLOT TITLE

A.E.W.
Legislative Referendum ~~224~~ No. 224 State Question No. 531

Shall a Constitutional Amendment:

amending Oklahoma Constitution by repealing Article III thereof, establishing new Article III, reducing qualifications of elector to being United States citizen, over age of eighteen (18), who is bona fide resident of state; eliminating certain conditions for residency of members of United States Army or Navy; requiring Legislature to create State Election Board charged with certain duties; providing mandatory primary system; eliminating literacy test requirements for elector registration; authorizing Legislature to provide for elector registration; eliminating certification

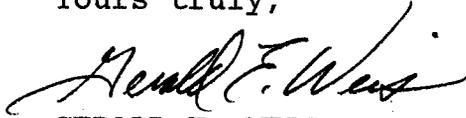
of nominees for office of Presidential Elector; requiring Legislature to provide that citizens may by petition place on ballot independent, nonpartisan candidates for office, including office of Presidential Elector; maintaining free and equal elections; eliminating elector's privilege from arrest; and eliminating requirement that under certain conditions Legislature must provide for election of United States Senators as for election of elective officers

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

FOR THE AMENDMENT	YES	<input type="checkbox"/>
AGAINST THE AMENDMENT	NO	<input type="checkbox"/>

Yours truly,



GERALD E. WEIS
ADMINISTRATIVE ASSISTANT ATTORNEY GENERAL

GEW:cw