

ENROLLED SENATE JOINT RESOLUTION NO. 58
ENACTED BY THE SECOND REGULAR SESSION OF
THE THIRTY-SEVENTH LEGISLATURE OF OKLAHOMA

NUMBERED BY THE SECRETARY OF STATE
LEGISLATIVE REFERENDUM NO. 226, STATE QUESTION NO. 544

RECEIVED: MARCH 19, 1980

A Resolution

ENROLLED SENATE
JOINT
RESOLUTION NO. 58

BY: TINSLEY, HOWARD, PIERCE,
GILES and CAPPS of the
SENATE

and

FEDDERSEN, HOPKINS,
COMBS, RIEGER, HILL,
HARBIN, KENNEDY, DUCKETT,
STEPHENSON, BRADLEY,
BAUGHMAN and HOOPER of
the HOUSE

A JOINT RESOLUTION DIRECTING THE SECRETARY OF
STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR
REJECTION AN AMENDMENT OF ARTICLE X, BY ADDING A
NEW SECTION 39; AUTHORIZING THE LEGISLATURE TO
STATUTORILY RECEIVE, ADMINISTER AND DISBURSE
FEDERAL TRANSPORTATION FUNDS FOR STATE PURPOSES,
INCLUDING AIR, RAILROAD AND PUBLIC TRANSPORTATION,
TERMINALS, WATERWAYS, AIRPORTS AND PORT
FACILITIES; AND PROVIDING FOR STATE TAXATION AND
EXPENDITURE OF PUBLIC FUNDS; PROVIDING BALLOT
TITLE; AND DIRECTING FILING.

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)

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JOINT
2 RESOLUTION NO. 58

BY: TINSLEY, HOWARD, PIERCE,
GILES and CAPPS

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19 TITLE; AND DIRECTING FILING.

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BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE
2ND SESSION OF THE 37TH 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 Article X of the Constitution of
the State of Oklahoma by adding a new Section 39, to read as follows:

Section 39. The Legislature is authorized, notwithstanding any
other provision of this Constitution, to provide by law for the
receipt, administration and disbursement of funds from the United
States of America to plan, develop, promote, supervise, support, own,
operate or provide grants for safe and adequate transportation and
services, public and private, including, but not limited to, air
transportation, railroads, public transportation, terminals,
waterways, airports and port facilities, and to exercise the power of
taxation and to allow for the expenditure of public funds of the
state or any political subdivision thereof in connection therewith.

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:

Chairman, Committee on Engrossed and Enrolled Bills

Correctly Enrolled:

Chairman, Committee on Engrossed and Enrolled Bills

Correctly Engrossed:

BALLOT TITLE

Legislative Referendum No. _____ State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment adopting a new Section 39, Article X, of the Oklahoma Constitution, to allow the state to receive federal funds for transportation purposes and authorizing the Legislature to provide by law for the receipt, administration, and disbursement of said funds, and permitting the Legislature to exercise the power of taxation and to allow for expenditure of state funds in connection therewith be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

- YES, FOR THE AMENDMENT
NO, AGAINST THE AMENDMENT

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.

Passed the Senate the 28th day of February, 1980.

ACTING Phil Watson
President of the Senate

Passed the House of Representatives the 18th day of March 1980.

Speaker Pro Tempore of the House of Representatives

Correctly Enrolled: Chairman, Committee on Engrossed and Enrolled Bills
Correctly Engrossed: Chairman, Committee on Engrossed and Enrolled Bills

Correctly Enrolled: Joe R. McClure, Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS
(Enrolled in accordance with Senate Bill No. 116 of the Twenty-seventh Legislature)

Passed the Senate the 28th day of February, 1980, and correctly enrolled the 18th day of March, 1980.

ACTING Herold H. Brown
President of the Senate

Passed the House of Representatives the 18th day of March, 1980.

Mike Murphy
Speaker *pro Tempore* of the House of Representatives

OFFICE OF THE GOVERNOR

Received by the Governor this _____
day of _____, 19____,
at _____, o'clock _____ M.
By: _____

Approved by the Governor of the State of Oklahoma the _____ day of _____, 19____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State this 19th
day of March, 1980,
at 5:00, o'clock PM.
By: Estelle M. Phillips

BEFORE THE SECRETARY OF STATE, STATE OF OKLAHOMA

IN THE MATTER OF PROPOSED BALLOT)
TITLE OF STATE QUESTION NUMBER 544,)
LEGISLATIVE REFERENDUM NUMBER 226)

FILED

MAR 24 1980

TO: THE HONORABLE JEANETTE EDMONDSON,
SECRETARY OF STATE, STATE OF OKLAHOMA
State Capitol Building
Oklahoma City, Oklahoma 73105

OKLAHOMA SECRETARY
OF STATE

NOTICE OF NONCONFORMING BALLOT TITLE

You are hereby notified that pursuant to the provisions of 34 O.S. Supp. 1975, § 9, that the Attorney General has examined and considered the proposed ballot title to State Question Number 544, as proposed in Legislative Referendum Number 226. The ballot title as proposed therein, reads as follows:

BALLOT TITLE

Legislative Referendum No. _____ State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

ADOPTING A NEW SECTION 39, ARTICLE X, OF THE OKLAHOMA CONSTITUTION, TO ALLOW THE STATE TO RECEIVE FEDERAL FUNDS FOR TRANSPORTATION PURPOSES AND AUTHORIZING THE LEGISLATURE TO PROVIDE BY LAW FOR THE RECEIPT, ADMINISTRATION, AND DISBURSEMENT OF SAID FUNDS, AND PERMITTING THE LEGISLATURE TO EXERCISE THE POWER OF TAXATION AND TO ALLOW FOR EXPENDITURE OF STATE FUNDS IN CONNECTION THEREWITH

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

YES - FOR THE AMENDMENT

NO - AGAINST THE AMENDMENT

It is the opinion of the Attorney General that the Ballot Title to State Question Number 544, as proposed in Legislative Referendum Number 226, as above set forth, is defective and is not in harmony with the law of the State of Oklahoma; that the Ballot Title as proposed insufficiently sets forth the gist of the proposition in language that may be readily understood by persons not engaged in the practice of law.

Therefore, pursuant to 34 O.S. Supp. 1975, § 9(B), the Attorney General has prepared and hereby files the following

Ballot Title which conforms to and is in harmony with the law of this State, to-wit:

BALLOT TITLE

Legislative Referendum No. 226

State Question No. 544

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

ADOPTING A NEW SECTION 39 OF ARTICLE 10 OF THE OKLAHOMA CONSTITUTION TO ALLOW THE LEGISLATURE, NOTWITHSTANDING ANY OTHER PROVISION OF THIS CONSTITUTION, TO LEVY TAXES AND PROVIDE BY LAW FOR THE USE AND SPENDING OF FEDERAL, STATE, COUNTY AND MUNICIPAL FUNDS FOR PUBLIC AND PRIVATE TRANSPORTATION AND SERVICES, NOT LIMITED TO AIRLINES, AIRPORTS, RAILROADS, TERMINALS, WATERWAYS, PORT FACILITIES, AND PUBLIC TRANSPORTATION

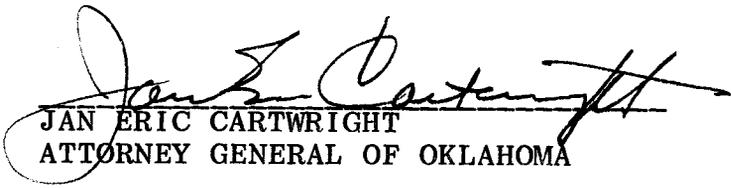
be adopted by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

YES - FOR THE AMENDMENT

NO - AGAINST THE AMENDMENT

The Secretary of State is hereby directed to substitute the last above stated Ballot Title in lieu of the Ballot Title proposed by the party submitting State Question Number 544, as contained in Legislative Referendum Number 226.


JAN ERIC CARTWRIGHT
ATTORNEY GENERAL OF OKLAHOMA

CERTIFICATE OF MAILING

This is to certify that on this 24th day of March, 1980, a true and correct copy of the above and foregoing Notice of Non-conforming Ballot Title was mailed to: Lee Slater, Secretary, Oklahoma State Senate, State Capitol Building, Oklahoma City, Oklahoma 73105.


JAN ERIC CARTWRIGHT