

ENROLLED HOUSE JOINT RESOLUTION NO. 1047
ENACTED BY THE SECOND REGULAR SESSION OF
THE THIRTY-SEVENTH LEGISLATURE OF OKLAHOMA

NUMBERED BY THE SECRETARY OF STATE
LEGISLATIVE REFERENDUM NO. 227, STATE QUESTION NO. 545

RECEIVED: MARCH 20, 1980

A Resolution

ENROLLED HOUSE
JOINT
RESOLUTION NO. 1047

BY: TOWNSEND, ELDER,
HENRY, McCALEB,
McCORKELL, THOMPSON
(Mick), CRAIGHEAD,
WILSON, HILL, DAVIS
(Frank) and COLE of
the HOUSE

and

CLIFTON of the SENATE

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO THE OKLAHOMA CONSTITUTION BY ADDING A NEW SECTION TO ARTICLE X THEREOF, TO BE DESIGNATED AS ARTICLE X, SECTION 27B; AUTHORIZING CERTAIN MUNICIPALITIES AND COUNTIES TO PLEDGE REVENUES FOR PUBLIC TRANSPORTATION SYSTEMS; REQUIRING ELECTIONS; AUTHORIZING JOINT VENTURES; ALLOWING BONDS WITH CERTAIN LIMITATIONS OR ADDITIONAL TAXATION; AUTHORIZING ENACTMENT OF ORDINANCES OR RESOLUTIONS; DECLARING SECTION INDEPENDENT AND CUMULATIVE; AUTHORIZING JOINT OPERATION AND OWNERSHIP; PROVIDING AN EXCEPTION; PROVIDING BALLOT TITLE; AND DIRECTING FILING.

Correctly Enrolled: _____, 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. 1047

BY: TOWNSEND, ELDER, HENRY,
McCALEB, McCORKELL,
3 THOMPSON (Mick),
4 CRAIGHEAD, WILSON, HILL,
DAVIS (Frank) and COLE of
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6 and

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12 A JOINT RESOLUTION DIRECTING THE SECRETARY OF
13 STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR
14 REJECTION A PROPOSED AMENDMENT TO THE OKLAHOMA
15 CONSTITUTION BY ADDING A NEW SECTION TO ARTICLE X
16 THEREOF, TO BE DESIGNATED AS ARTICLE X, SECTION
17 27B; AUTHORIZING CERTAIN MUNICIPALITIES AND
18 COUNTIES TO PLEDGE REVENUES FOR PUBLIC
19 TRANSPORTATION SYSTEMS; REQUIRING ELECTIONS;
20 AUTHORIZING JOINT VENTURES; ALLOWING BONDS WITH
21 CERTAIN LIMITATIONS OR ADDITIONAL TAXATION;
22 AUTHORIZING ENACTMENT OF ORDINANCES OR
23 RESOLUTIONS; DECLARING SECTION INDEPENDENT AND
24 CUMULATIVE; AUTHORIZING JOINT OPERATION AND
25 OWNERSHIP; PROVIDING AN EXCEPTION; PROVIDING
26 BALLOT TITLE; AND DIRECTING FILING.

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24 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
25 2ND SESSION OF THE 37TH OKLAHOMA LEGISLATURE:

26 SECTION 1. The Secretary of State shall refer to the people for
27 their approval or rejection, as and in the manner provided by law,
28 the following proposed amendment to the Constitution of the State of
29 Oklahoma. Article X of the Constitution of the State of Oklahoma is
30 hereby amended by the addition of Section 27B:

31 Section 27B. Any incorporated municipality or county in Oklahoma
32 may individually or jointly, after approval of the proposition by a
33 majority of the qualified electors voting in an election in each said
34 municipality or county, contract and pledge revenues for a term of
35 years with other municipalities or counties, the State of Oklahoma,
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Chairman, Committee on Engrossed and Enrolled Bills
Correctly Engrossed:
Chairman, Committee on Engrossed and Enrolled Bills
Correctly Engrossed:

1 other states, the United States of America, or any other governmental
2 subdivision or agency of any of them, for the purpose of supporting a
3 Regional Transportation District responsible for (1) supplying public
4 transportation, constructing, acquiring, or operating public
5 transportation facilities or (2) contracting with private or public
6 agencies, corporations, associations or companies. Any one or more
7 municipalities or counties in Oklahoma may, after approval of the
8 proposition by a majority of the qualified electors voting in an
9 election in each said municipality or county, issue bonds payable
10 over a period not to exceed thirty (30) years and secured by revenues
11 derived from the sale of public transportation services or said
12 municipalities or counties may levy and dedicate additional taxes, as
13 authorized by the Legislature, for the joint construction,
14 acquisition, repair, extension or improvement of said transportation
15 facilities and services; and thereafter enact ordinances and
16 resolutions giving effect to the provisions of this section. This
17 section shall be independent and shall not be limited by or limit
18 other existing provisions of the Constitution relating to municipal
19 or county financing, nor shall it be exclusive as to other agencies
20 of the State of Oklahoma authorized by law to incur indebtedness. In
21 addition to the other powers enumerated by this Constitution,
22 municipalities and counties and Regional Transportation Districts are
23 hereby authorized to jointly exercise all such powers necessary to
24 create, operate and own public transportation facilities and the
25 state is hereby authorized to provide federal, state, local or
26 private funds for public transportation facilities and services
27 directly or through local or regional public or private agencies,
28 corporations, associations or companies as provided by law. Nothing
29 in this section shall authorize the construction or maintenance of
30 municipal, county or state streets, roads or highways.

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

34 BALLOT TITLE

35 Legislative Referendum No. _____ State Question No. _____
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Correctly Engrossed: Chairman, Committee on Engrossed and Enrolled Bills

1 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

2 Shall a Constitutional amendment
3 amending Article X of the Constitution of the State of
4 Oklahoma by the addition of a new Section 27B, which
5 will authorize municipalities and counties, if approved
6 at an election, to enter into Regional Transportation
7 Districts, which shall have the power to contract,
8 pledge revenues, and issue bonds if approved at an
9 election or levy taxes as authorized by the Legislature
10 for public transportation services and facilities, and
11 shall be authorized to enter into joint efforts with
12 other governmental bodies and authorizes joint
13 operation and ownership of transportation facilities by
14 municipalities and counties and Regional Transportation
15 Districts

16 be approved by the people?

18 SHALL THE PROPOSED AMENDMENT BE APPROVED?

19 YES, FOR THE AMENDMENT

20 NO, AGAINST THE AMENDMENT

22 SECTION 3. The Chief Clerk of the House of Representatives
23 shall, immediately after the effective date of this Resolution,
24 prepare and file one copy thereof, including the Ballot Title set
25 forth in SECTION 2 hereof, with the Secretary of State and one copy
26 with the Attorney General.

Correctly Enrolled:
Chairman, Committee on Engrossed and Enrolled Bills

Correctly Engrossed:
Chairman, Committee on Engrossed and Enrolled Bills

1 Passed the House of Representatives the 11th day of February,
2 1980.

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6 James P. Rogan
7 Speaker of the House of
Representatives

8 Passed the Senate the 19 day of March 1980.

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12 ACTING Alfred J. Sweeney
13 President of the Senate
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Correctly Engrossed:
Chairman, Committee on Engrossed and Enrolled Bills

Correctly Enrolled: _____, 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 11th day of February, 1980.

Mike Mansfield
Speaker ~~Pro Tempore~~ of the House of Representatives

Passed the Senate the 19th day of March, 1980.

Atley Ray Boatsman
President of the Senate

OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State this 20th
day of March, 1980,
at 12:30, o'clock PM.

By: Estel M. Shipps

BEFORE THE SECRETARY OF STATE, STATE OF OKLAHOMA

IN THE MATTER OF PROPOSED BALLOT)
TITLE OF STATE QUESTION NUMBER 545,)
LEGISLATIVE REFERENDUM NUMBER 227)

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 545, as proposed in Legislative Referendum Number 227. 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

AMENDING ARTICLE X OF THE CONSTITUTION OF THE STATE OF OKLAHOMA BY THE ADDITION OF A NEW SECTION 27B, WHICH WILL AUTHORIZE MUNICIPALITIES AND COUNTIES, IF APPROVED AT AN ELECTION, TO ENTER INTO REGIONAL TRANSPORTATION DISTRICTS, WHICH SHALL HAVE THE POWER TO CONTRACT, PLEDGE REVENUES, AND ISSUE BONDS IF APPROVED AT AN ELECTION OR LEVY TAXES AS AUTHORIZED BY THE LEGISLATURE FOR PUBLIC TRANSPORTATION SERVICES AND FACILITIES, AND SHALL BE AUTHORIZED TO ENTER INTO JOINT EFFORTS WITH OTHER GOVERNMENTAL BODIES AND AUTHORIZES JOINT OPERATION AND OWNERSHIP OF TRANSPORTATION FACILITIES BY MUNICIPALITIES AND COUNTIES AND REGIONAL TRANSPORTATION DISTRICTS

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 545, as proposed in Legislative Referendum Number 227, 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. 227

State Question No. 545

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

ADDING A NEW SECTION 27B OF ARTICLE 10 OF THE OKLAHOMA CONSTITUTION WHICH SHALL, WITHOUT LIMITATION OF EXISTING CONSTITUTIONAL PROVISIONS ON MUNICIPAL OR COUNTY FINANCING, ALLOW MUNICIPALITIES AND COUNTIES, UPON VOTER APPROVAL, TO INDIVIDUALLY OR JOINTLY PLEDGE REVENUES WITH OTHER GOVERNMENTS OR THEIR AGENCIES, ISSUE REVENUE BONDS OR LEVY ADDITIONAL TAXES FOR THE SUPPORT OF A REGIONAL TRANSPORTATION DISTRICT WHICH SUPPLIES OR CONTRACTS WITH PUBLIC OR PRIVATE CORPORATIONS AND AGENCIES FOR JOINT PUBLIC TRANSPORTATION FACILITIES AND SERVICES AND, IN ADDITION, TO ALLOW THE STATE TO PROVIDE FEDERAL, STATE OR LOCAL FUNDS DIRECTLY OR THROUGH LOCAL OR REGIONAL PUBLIC OR PRIVATE CORPORATIONS AND AGENCIES FOR PUBLIC TRANSPORTATION FACILITIES AND SERVICES; PROVIDED, NOTHING HEREIN SHALL AUTHORIZE THE CONSTRUCTION OR MAINTENANCE OF STREETS, ROADS OR HIGHWAYS

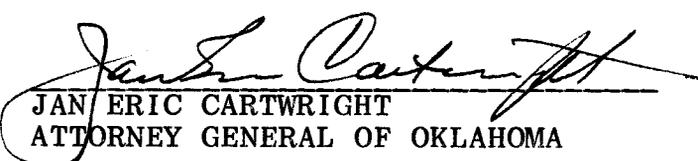
be adopted by the people?

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 545, as contained in Legislative Referendum Number 227.


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: Richard Huddleston, Chief Clerk, House of Representatives, State Capitol Building, Oklahoma City, Oklahoma 73105.


JAN ERIC CARTWRIGHT