

ENROLLED HOUSE JOINT RESOLUTION NO. 1010
ENACTED BY THE SECOND REGULAR SESSION OF
THE THIRTY-EIGHTH LEGISLATURE OF OKLAHOMA
NUMBERED BY THE SECRETARY OF STATE
LEGISLATIVE REFERENDUM NO. 234, STATE QUESTION NO. 557
RECEIVED: MARCH 10, 1982

Resolution

ENROLLED HOUSE
JOINT
RESOLUTION NO. 1010

BY: HOPKINS of the HOUSE
and
YORK 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 TO BE DESIGNATED 27B; PROVIDING FOR THE INDEBTEDNESS OF CERTAIN POLITICAL SUBDIVISIONS; ALLOWING PUBLICLY-OWNED BUILDING, ROAD, STREET AND HIGHWAY IMPROVEMENTS UNDER CERTAIN CONDITIONS; PROVIDING BALLOT TITLE; AND DIRECTING FILING. —

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 1ST SESSION OF THE 38TH 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 the Constitution of the State of Oklahoma. Article X of the Oklahoma Constitution is hereby amended by the addition of Section 27B to read as follows:

Section 27B. A. Any incorporated city or town or any county, after obtaining approval by a majority of the qualified electors voting on the proposition in an election, may become indebted and issue general obligation bonds for the purpose of construction, acquisition, repair, maintenance, expansion, reconstruction, traffic control, or other improvement of publicly-owned buildings, roads, streets, highways, public ways, or rights-of-way. The city, town or county may thereafter enact ordinances or resolutions giving effect to the provisions of this section.

B. Any city, town or county incurring indebtedness requiring the assent of the voters pursuant to this section shall provide, before or at the time of incurring such indebtedness, for the collection of

Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS

Correctly Enrolled:

R. F. ...

Correctly Enrolled: *R. J. Whitson* Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS

an annual tax on the valuation of the taxable property therein in addition to the other taxes provided for by this Constitution. The tax shall be sufficient to pay the interest on the indebtedness as it falls due and to constitute a sinking fund for the payment of the principal thereof within thirty (30) years from the time of contracting the indebtedness.

C. This section shall be independent of and shall not be limited by or limit Sections 26, 27 or 27A of the Article of the Oklahoma Constitution or statutes relating to improvements of roads, streets, highways, public ways or rights-of-way, or relating to indebtedness of a city, town or county, nor shall it be exclusive as to other agencies of the State of Oklahoma, authorized by law to incur indebtedness. The provisions of this section are self-executing.

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. _____ State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment amending Article X of the Oklahoma Constitution by adding a new Section 27B thereto, authorizing a city, town or county, after obtaining approval of a majority of the qualified electors at an election, to become indebted and issue general obligation bonds for the purpose of construction or improvement of publicly-owned buildings, roads, streets, highways, public ways and rights-of-way; providing for the collection of an annual tax to pay the interest on the indebtedness and provide for a sinking fund to pay the principal within thirty (30) years; and providing that Section 27B shall be independent of and not limit any other

Correctly Enrolled: *R.A. Smith* — Chairman, COMMITTEE ON ENGROSSED AND ENROLLED BILLS

constitutional provisions and shall be self-executing
be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

YES, FOR THE AMENDMENT

NO, AGAINST THE AMENDMENT

SECTION 3. The Chief Clerk of the House of Representatives 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 House of Representatives the 10th day of March, 1981.

Sam Rayburn
Speaker of the House of Representatives

Passed the Senate the 9th day of March, 1982.

ACTING *William M. A. Buckley*
President of the Senate

OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State this 10th
day of March, 1982,
at 2:55, o'clock P. M.

Jeannette B. Edmunds
By: _____

BEFORE THE SECRETARY OF STATE, STATE OF OKLAHOMA

IN THE MATTER OF PROPOSED BALLOT)
TITLE OF STATE QUESTION NUMBER 557,)
LEGISLATIVE REFERENDUM NUMBER 234)

FILED

MAR 12 1982

**OKLAHOMA SECRETARY
OF STATE**

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

NOTICE OF NONCONFORMING BALLOT TITLE

You are hereby notified that, pursuant to the provisions of 34 O.S. Supp. 1975, § 9, the Attorney General has examined and considered the proposed ballot title to State Question Number 557, as proposed in Legislative Referendum Number 234. The ballot title as proposed therein, reads as follows:

BALLOT TITLE

Legislative Referendum No. 234 State Question No. 557

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

amending Article X of the Oklahoma Constitution by adding a new Section 27B thereto, authorizing a city, town or county, after obtaining approval of a majority of the qualified electors at an election, to become indebted and issue general obligation bonds for the purpose of construction or improvement of publicly-owned buildings, roads, streets, highways, public ways and rights-of-way; providing for the collection of an annual tax to pay the interest on the indebtedness and providing for a sinking fund to pay the principal within thirty (30) years; and providing that Section 27B shall be independent of and not limit any other constitutional provision and shall be self-executing

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 557, as proposed in Legislative Referendum Number 234, as above set forth, is defective and is not in harmony with the law of the State of Oklahoma. 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. 234

State Question No. 557

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional amendment

providing that when cities, towns and counties borrow money for construction or maintenance of public buildings, streets and roads, the constitutional limitations otherwise existing on their power to borrow shall be altered by extending the maximum term permitted for such debts from 25 to 30 years, by reducing the vote margin needed, in some cases, to authorize such debts from 3/5's to a simple majority of electors, and by permitting such debts to be incurred in amounts exceeding the generally applicable ceiling on debts of cities, towns and counties, which ceiling limits total debt to no more than 5% of the assessed value of the property in the city, town or county and to no more than the amount of income and revenue for the city, town or county during the year the money is borrowed,

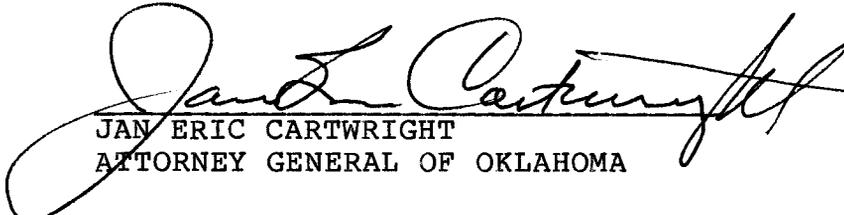
be adopted by the people?

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 557, as contained in Legislative Referendum Number 234.


JAN ERIC CARTWRIGHT
ATTORNEY GENERAL OF OKLAHOMA

CERTIFICATE OF MAILING

This is to certify that on this 12th day of March, 1982, a true and correct copy of the above and foregoing Notice of Non-conforming Ballot Title was mailed to:

Richard Huddleston
Chief Clerk, Administrator
House of Representatives
State Capitol Building
Oklahoma City, OK 73105


JAN ERIC CARTWRIGHT

mag