

ENROLLED SENATE JOINT RESOLUTION NUMBER 26
ENACTED BY THE SECOND REGULAR SESSION OF THE
THIRTY-NINTH LEGISLATURE OF THE STATE OF OKLAHOMA
NUMBERED BY THE SECRETARY OF STATE
LEGISLATIVE REFERENDUM NUMBER 245, STATE QUESTION NUMBER 578
RECEIVED: APRIL 25, 1984

Resolution

ENROLLED SENATE
JOINT
RESOLUTION NO. 26

BY: ROZELL of the SENATE
and
FRIED and VIRTUE 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 SECTION 32 OF ARTICLE X OF THE CONSTITUTION OF THE STATE OF OKLAHOMA, WHICH RELATES TO STATE PUBLIC COMMON SCHOOL BUILDING EQUALIZATION FUND; DELETING OBSOLETE LANGUAGE; REMOVING LIMIT ON AMOUNT PAID TO OR FOR ANY SCHOOL DISTRICT FROM FUND; GRANTING LEGISLATURE AUTHORITY TO ESTABLISH A FORMULA FOR PAYMENTS FROM FUND; PROVIDING BALLOT TITLE; DIRECTING FILING; AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 39TH 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 Section 32 of Article X of the Constitution of the State of Oklahoma to read as follows:

Section 32. For the purpose of providing buildings for school districts, there is hereby established a State Public Common School Building Equalization Fund in which shall be deposited (1) such monies as may be designated or provided for such purpose by the Legislature, other than ad valorem taxes, and (2) ~~any royalties, bonuses, rentals, or other monies derived from oil and gas leases on lands that have been or may be granted by the United States to the State for the use and benefit of the common schools, or lands that are or may be held by the Commissioners of the Land Office for the use and benefit of the common schools, the proceeds of the sale of easements, improvements and sand and gravel on any such lands, the proceeds of all property that shall fall to the State by escheat, and penalties for unlawful holding of real estate by corporations, and capital gains on assets of the permanent school fund; provided, that if such disposition and use of money from any such sources shall be declared invalid, the validity of other provisions of this section shall not be affected thereby.~~ The State Public Common School Building Equalization Fund shall be administered by the State Board of Education, until otherwise provided by the Legislature. Such Fund shall be used to aid school districts in acquiring buildings, under such regulations as may be prescribed by the administering agency, unless otherwise provided by law, but and the amount paid therefrom to or for any school district during any twenty-year period shall not be more than the amount by which Four Hundred Dollars (\$400.00) per pupil in average daily attendance during the immediately preceding fiscal year exceeds ten per centum (10%) of the districts then existing net assessed valuation shall be determined by a formula established by the Legislature. The administering agency is authorized to accept grants-in-aid from the federal government for building purposes.

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 Section 32 of Article X which provides for state Public Common School Building Equalization Fund; deleting invalid language; removing limit on amount paid to or for any school district from fund; and granting the Legislature authority to establish a formula for payments to or for any school district from fund

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 passage 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.

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.

Correctly Enrolled

John R. McLean

Passed the Senate the 19th day of April, 1984.

ACTING

President

Robert C. Callahan

of the Senate

Passed the House of Representatives the 24th day of April, 1984.

acting

Speaker

of the House of
Representatives

Boyd V. Vanathen

OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State this 25th

April day of _____, 1984,

at 2:00 o'clock P. M.

By: Estelle M. Phillips



MICHAEL C. TURPEN
ATTORNEY GENERAL
STATE OF OKLAHOMA
STATE CAPITOL, OKLAHOMA CITY, OKLAHOMA 73105

June 11, 1984

The Honorable Jeanette B. Edmondson
Secretary of State
State Capitol Building
Oklahoma City, Oklahoma 73105

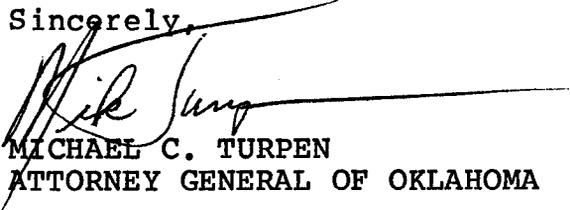
Re: Ballot Title for Legislative Referendum No. 245
State Question No. 578

Dear Secretary Edmondson:

The Attorney General has received your letter dated June 7, 1984, requesting review of the subject ballot title as required by 34 O.S.Supp.1983, § 9.

The Attorney General has reviewed your proposed official ballot title for Legislative Referendum No. 245, State Question No. 578, and finds that the title is in legal form and in harmony with the law, and does hereby so certify.

Sincerely,


MICHAEL C. TURPEN
ATTORNEY GENERAL OF OKLAHOMA

:lmd

RECEIVED

JUN 12 1984

OKLAHOMA SECRETARY
OF STATE