

ENROLLED SENATE JOINT RESOLUTION NUMBER 25  
ENACTED BY THE SECOND REGULAR SESSION OF THE  
42ND LEGISLATURE OF THE STATE OF OKLAHOMA  
NUMBERED BY THE SECRETARY OF STATE

STATE QUESTION NUMBER 638  
LEGISLATIVE REFERENDUM NUMBER 286

RECEIVED: May 17, 1990

# Resolution

ENROLLED SENATE  
JOINT  
RESOLUTION NO. 25

BY: FORD and GARDENHIRE of the  
SENATE

and

PAULK and BOECKMAN 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 8 OF ARTICLE XXVIII OF THE CONSTITUTION OF THE STATE OF OKLAHOMA, WHICH RELATES TO ALCOHOLIC BEVERAGE LAWS AND ENFORCEMENT; PROHIBITING STATE AGENCIES FROM ENGAGING IN ALCOHOLIC BEVERAGE BUSINESS, WITH CERTAIN EXCEPTION; ALLOWING LEGISLATURE TO ENACT CERTAIN LAWS; 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 42ND 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 8 of Article XXVIII of the Constitution of the State of Oklahoma to read as follows:

Section 8. The State of Oklahoma, or any political subdivision thereof, or any board, commission, ~~agent, or employee or agency~~ thereof, is hereby prohibited from engaging in any phase of the alcoholic beverage business, including the manufacture, sale, transportation, or distribution thereof, at wholesale or retail, and the maintenance, ownership, or operation of warehouses or alcoholic beverage stores; except that if the voters of a county in which a state lodge is located approve retail sale of alcoholic beverages by the individual drink for on-premises consumption, and if the State Legislature enacts legislation approving such sales in any such lodges located in any such counties, then such sales are authorized. The Legislature may enact laws restricting the involvement of officers and employees of the state and political subdivisions thereof in the alcoholic beverage business.

Provided, that nothing herein shall prohibit the sale of alcoholic beverages legally confiscated as provided by law.

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:

This measure would change Section 8 of Article 28 of the State Constitution. At present, most employees of the state are not allowed to work in any phase of the alcoholic beverage business. At present, there are some workers who can work in this type of business in some state lodges. At present, no state board or commission can engage in any phase of this business. This measure would not allow agencies of the state, except for certain state lodges, to engage in the alcoholic beverage business. It would allow the Legislature to enact laws to restrict the employees of the state from being involved in the alcoholic beverage business.

SHALL THIS AMENDMENT BE APPROVED BY THE PEOPLE?

YES, FOR THE AMENDMENT

NO, AGAINST THE AMENDMENT

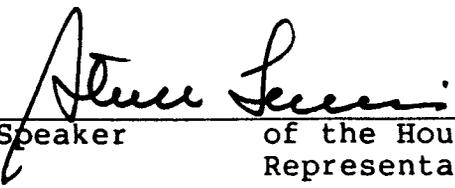
SECTION 3. The President Pro Tempore of the Senate shall, immediately after the passage of this resolution, prepare and file one copy thereof, including the Ballot Title set forth in SECTION 2 hereof, with the Secretary of State and one copy with the Attorney General.

SECTION 4. A special election is hereby ordered to be held throughout the State of Oklahoma on the date of the next statewide runoff primary election 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.

Passed the Senate the 9th day of May, 1990.

  
\_\_\_\_\_  
President of the Senate  
Pro Tempore

Passed the House of Representatives the 16th day of May, 1990.

  
\_\_\_\_\_  
Speaker of the House of  
Representatives

OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State this \_\_\_\_\_

17<sup>th</sup> day of May, 1990,

at 2:20 o'clock P. M.

Hannah D. Atkins

By: \_\_\_\_\_