

ENROLLED HOUSE JOINT RESOLUTION NO. 1079
ENACTED BY THE SECOND REGULAR SESSION OF THE
43RD LEGISLATURE OF THE STATE OF OKLAHOMA
NUMBERED BY THE SECRETARY OF STATE

STATE QUESTION NUMBER 646
LEGISLATIVE REFERENDUM NUMBER 290

Received: May 14, 1992

Resolution

ENROLLED HOUSE
JOINT
RESOLUTION NO. 1079

BY: SMITH (Bill) of the HOUSE

and

CAPPS 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 ARTICLE X OF THE CONSTITUTION OF THE STATE OF OKLAHOMA BY ADDING A NEW SECTION 9E, WHICH RELATES TO REVENUE AND TAXATION; AUTHORIZING CERTAIN MILLAGE LEVY TO MAINTAIN COOPERATIVE EXTENSION OFFICE FOR FIELD-BASED PROGRAMS IN EACH COUNTY; REQUIRING VOTER APPROVAL OF SUCH LEVY AND SPECIFYING PROCEDURES THEREFOR; SPECIFYING AMOUNT OF LEVY; PROVIDING THAT LEVY BE RECURRING UNTIL REPEALED AND PROVIDING PROCEDURES THEREFOR; REQUIRING SUCH OFFICES TO BE MAINTAINED AS PROVIDED BY LAW; RESTRICTING AREA IN WHICH REVENUES MAY BE SPENT; PROVIDING THAT OTHER LEVIES OR USE OF OTHER PUBLIC FUNDS FOR SUCH OFFICE NOT PROHIBITED; PROVIDING BALLOT TITLE; AND DIRECTING FILING.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 2ND SESSION OF THE 43RD 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 Article X of the Constitution of the State of Oklahoma by adding a new Section 9E to read as follows:

Section 9E. A. For the purpose of maintaining or aiding in maintaining an Oklahoma cooperative extension office for field-based programs in each county in the state, an additional levy may be made annually, when such levy is approved by a majority of the registered voters of the county voting on the question at an election called for such purpose by the board of county commissioners or by initiative petition signed by not less than ten percent (10%) of the registered voters of the county. Such levy shall not exceed the lesser of:

1. One (1) mill on the dollar of the assessed valuation of the county; or
2. The fraction of one (1) mill on the dollar of the assessed valuation of the county which would provide the amount of revenue necessary to maintain the county's share of the total funding of the cooperative extension office in such county. Such fraction shall be specified in the resolution of the board of county commissioners or the initiative petition which calls for the election and shall not be changed except at a later election.

B. If the additional mill levy provided for in subsection A of this section is approved by a majority of the voters voting at the election, an additional annual recurring ad valorem tax levy shall be made each fiscal year until repealed by a majority of the registered voters of the county voting on the question at an election called for such purpose by the board of county commissioners or by initiative

petition signed by not less than ten percent (10%) of the registered voters of the county.

C. Such Oklahoma cooperative extension office for field-based programs shall be maintained as now or hereafter provided by law. All revenues received from the additional levy shall be spent in the county where such levy was approved. Nothing herein shall be construed to prohibit other levies or the use of other public funds for such extension office.

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 amend the Oklahoma Constitution. It would add a new Section 9E to Article 10. It would allow an annual property tax levy for a county to maintain an Oklahoma cooperative extension office for field-based programs. The levy could only be made if approved by a majority of the voters of the county. The levy must be sufficient to meet the county's share of the total funding of the cooperative extension office, but could not, in any event, be more than one mill on the dollar value of property. The levy would be made annually until repealed by the voters of the county. The office would be maintained as provided by law. All tax revenues from the levy would have to be spent in the county where the levy was approved. Other public funds could also be used for the office.

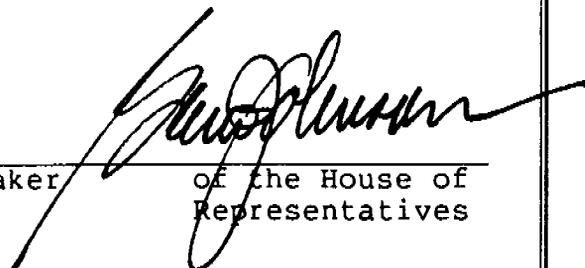
SHALL THIS AMENDMENT BE APPROVED BY THE PEOPLE?

YES, FOR THE AMENDMENT

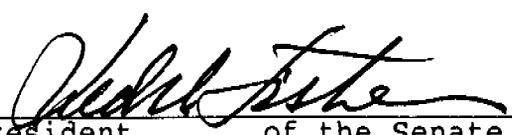
NO, AGAINST THE AMENDMENT

SECTION 3. The Chief Clerk of the House of Representatives, immediately after the passage of this resolution, shall 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 13th day of May, 1992.


Speaker of the House of
Representatives

Passed the Senate the 13th day of May, 1992.

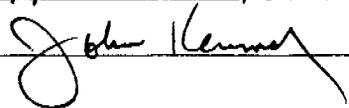

ACTING President of the Senate

OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State this 14th

day of May, 1992

at 11:25, o'clock P. M.

By: 



OFFICE OF THE SECRETARY OF STATE
101 STATE CAPITOL
OKLAHOMA CITY, OKLAHOMA 73105

John Kennedy
Secretary of State
405-521-3911

David Walters
Governor

May 14, 1992

The Honorable David Walters
Governor, State of Oklahoma
Room 212, State Capitol
Oklahoma City, Oklahoma, 73105

Dear Governor Walters:

You are hereby notified that House Joint Resolution Number 1079 has been designated as State Question Number 646, Legislative Referendum Number 290.

Pursuant to the provisions of 34 O.S. 1991, Section 9 and 12, I herewith transmit a duly authenticated copy of House Joint Resolution Number 1079, filed with this office May 14, 1992.

Sincerely,

John Kennedy
Secretary of State

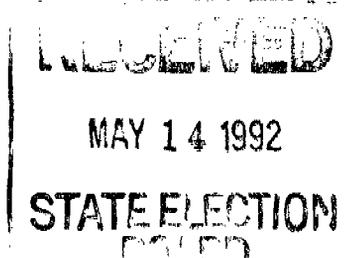
JK/kj

SWC 5/14/92



OFFICE OF THE SECRETARY OF STATE
101 STATE CAPITOL
OKLAHOMA CITY, OKLAHOMA 73105

John Kennedy
Secretary of State
405-521-3911



David Walters
Governor

May 14, 1992

The Honorable Lance Ward
Secretary, State Election Board
State Capitol, Room 3
Oklahoma City, Oklahoma 73105

Dear Mr. Ward:

You are hereby notified that House Joint Resolution Number 1079 has been designated as State Question Number 646, Legislative Referendum Number 290.

Pursuant to the provisions of 34 O.S. 1991, Section 9, I herewith transmit a duly authenticated copy of House Joint Resolution Number 1079, filed with this office May 14, 1992.

Sincerely,

John Kennedy
Secretary of State

JK/kj

FILED

JUN 26 1992

STATE OF OKLAHOMA

EXECUTIVE DEPARTMENT

OKLAHOMA SECRETARY
OF STATE

EXECUTIVE PROCLAMATION

Pursuant to 34 Okla. Stat., Section 12 (1991), it is hereby proclaimed:

WHEREAS, the Honorable John Kennedy, Secretary of State of the State of Oklahoma has notified this Office in writing that State Question No. 647, Legislative Referendum No. 291 has been accepted and its title agreed upon through Enrolled House Bill No. 2139 ordering that the proposed Oklahoma Health Care Provider Act be submitted on the date of the next statewide general election to the people for their approval or rejection, and

WHEREAS, the Secretary of State has notified this Office in writing that State Question No. 650, Legislative Referendum No. 294 has been accepted and its title agreed upon through Enrolled House Bill No. 2074 ordering that the proposed Oklahoma Charity Games Act be submitted on the date of the next statewide general election to the people for their approval or rejection, and

WHEREAS, the Secretary of State has notified this Office in writing that State Question 645, Legislative Referendum No. 289; State Question No. 646, Legislative Referendum, No. 290; State Question No. 648, Legislative Referendum No. 292; and State Question 649, Legislative Referendum No. 293, each have been accepted and their titles agreed upon through Enrolled Senate Joint Resolution No. 28; Enrolled House Joint Resolution No. 1079; Enrolled Senate Joint Resolution No. 21; and Enrolled House Joint Resolution No. 1076 respectively, and

WHEREAS, Section 3 of Article 5 of the Oklahoma Constitution confers upon the Governor the power to establish elections for matters referred to the people for their approval or disapproval,

NOW THEREFORE, I, DAVID WALTERS, do hereby proclaim

1. The gist of State Question No. 647, Legislative Referendum No. 291 is as follows:

This measure enacts new laws. The laws impose taxes on health care providers to pay for health care programs. Under the laws, hospitals would pay a tax of 1.83% on some revenue. Nursing homes and similar facilities would pay

\$3.00 per patient day. Some facilities for the mentally retarded would pay 10% of certain revenue. Retail pharmacies would collect a 1.8% tax on prescription drug sales. The laws create a grant program for some residents of nursing homes and similar facilities. The program is funded by the taxes on the nursing homes and similar facilities. The program would be run by the State Department of Human Services. The laws require that health care and assistance program reforms be developed. The laws create an interim task force to help develop those reforms and make other recommendations.

2. The gist of State Question No. 650, Legislative Referendum No. 294 is as follows:

This measure enacts new laws that allow and regulate charity games. Charity games are bingo games and breakopen ticket games. The Oklahoma Tax Commission would administer and enforce the laws. The Commission would also issue licenses to organizations, distributors and manufacturers. Certain entities may obtain an exemption from specific provisions of the act. The measure sets limits on the value of prizes for bingo sessions and the cost of breakopen ticket games. The measure imposes a 1.5 cent tax upon each bingo face or bingo set sold. It imposes a 10% tax on the price paid for charity game equipment. The measure provides for distribution of tax and fee proceeds. The measure sets penalties for violation of the act. The measure repeals the present laws regarding bingo.

3. The gist of State Question No. 645, Legislative Referendum No. 289 is as follows:

This measure adds a new section of law to the State Constitution. It adds Section 12 to Article 23. It requires that all proceeds, assets and income of certain public retirement systems be held, invested or disbursed as in trust for a limited purpose. The retirement systems involved include those administered by a state agency. The limited purpose for which the funds are to be held in trust is to provide benefits, refunds, investment management and administrative expenses of any such system. The proceeds, assets and income of such retirement system shall not be used for any other purpose.

4. The gist of State Question No. 646, Legislative Referendum No. 290 is as follows:

This measure would amend the Oklahoma Constitution. It would add a new Section 9E to Article 10. It would allow an annual property tax levy for a county to maintain an Oklahoma cooperative extension office for field-based programs. The levy could only be made if approved by a majority of the voters of the county. The levy must be

sufficient to meet the county's share of the total funding of the cooperative extension office, but could not, in any event, be more than one mill on the dollar value of property. The levy would be made annually until repealed by the voters of the county. The office would be maintained as provided by law. All tax revenues from the levy would have to be spent in the county where the levy was approved. Other public funds could also be used for the office.

5. The gist of State Question No. 648, Legislative Referendum No. 292 is as follows:

This measure amends Sections 6 and 26 of Article 10 of the State Constitution. It adds a new Section 8A to Article 10. It gives counties the option of exempting household goods and certain livestock from ad valorem taxation. The exemption would have to be approved at an election. The election could be called by the board of county commissioners on their own. The election could also be called by the board of county commissioners upon petition signed by at least 25% of the registered voters of the county. The measure would provide for an adjusted millage rate for each taxing entity within an approving county. The adjusted millage rate would make up for revenue lost due to the tax exemption. The measure provides a method to adjust total bond debt capacity of taxing entities in approving counties would remain the same.

6. The gist of State Question No. 649, Legislative Referendum No. 293 is as follows:

This measure amends the State Constitution. It allows the state to become indebted in an amount up to \$350,000,000.00. It allows the Legislature to authorize the issuance of general obligation bonds. Money from the bonds would be used to build, remodel and repair state buildings and make other capital improvements. Monies would also be used to buy land, equipment and furnishings for such buildings. Construction is authorized at more than 20 state colleges and universities. Construction is also authorized by various state departments. The bonds would be repaid in 30 years or less. They would be repaid with monies from some cigarette taxes, taxes imposed to repay the bonds or general revenues. The measure would only become law if voters approve the charity gaming laws and taxes proposed by House Bill 2074.

I do hereby further proclaim that the proposed Oklahoma Health Care Act, 68 O.S. Section 7001 et seq., the proposed Oklahoma Charity Games Act 3A O.S. Section 401 et seq. and the proposed amendments to the Oklahoma Constitution shall be submitted to the qualified electors of the State of Oklahoma for their approval or rejection at an election which shall coincide with the next statewide general election, November 3, 1992.

Copies of this proclamation are hereby directed to the Speaker of the House of Representatives, President Pro Tempore of the Senate, Secretary of the State Election Board and Secretary of State.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of Oklahoma to be affixed at Oklahoma City, Oklahoma, this 25 day of June, 1992.

BY THE GOVERNOR OF THE STATE OF OKLAHOMA

David Walters

ATTEST:

Jamison Thompson
ASSISTANT Secretary of State



OFFICE OF THE SECRETARY OF STATE
101 STATE CAPITOL
OKLAHOMA CITY, OKLAHOMA 73105

John Kennedy
Secretary of State
405-521-3911

David Walters
Governor

June 26, 1992

The Honorable Lance Ward
Secretary, State Election Board
State Capitol
Oklahoma City, Oklahoma 73105

Dear Mr. Ward:

Pursuant to the provisions of Title 34 O.S. 1991, Section 12 and in accordance with the Governor's Proclamation calling for:

State Question Number 645, Legislative Referendum 289
State Question Number 646, Legislative Referendum 290
State Question Number 647, Legislative Referendum 291
State Question Number 648, Legislative Referendum 292
State Question Number 649, Legislative Referendum 293
State Question Number 650, Legislative Referendum 294

to be submitted to the qualified electors of the State of Oklahoma for their approval or rejection at an election which shall coincide with the next statewide general election, November 3, 1992. I hereby submit an attested copy of the pending propositions for the above stated State Questions.

Sincerely,

Tammy M. Thompson
Assistant Secretary of State

TMT/kj

RECEIVED

JUN 26 1992

STATE ELECTION
BOARD



OFFICE OF THE SECRETARY OF STATE
101 STATE CAPITOL
OKLAHOMA CITY, OKLAHOMA 73105

John Kennedy
Secretary of State
405-521-3911

David Walters
Governor

September 28, 1992

Bob Stacy
Oklahoma Press Service
3601 N. Lincoln
Oklahoma City, Oklahoma 73105

Dear Mr. Stacy:

Attached hereto is a copy of the Ballot Titles for:

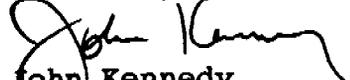
State Question Number 643, Legislative Referendum Number 288
State Question Number 645, Legislative Referendum Number 289
State Question Number 646, Legislative Referendum Number 290
State Question Number 647, Legislative Referendum Number 291
State Question Number 648, Legislative Referendum Number 292
State Question Number 649, Legislative Referendum Number 293
State Question Number 650, Legislative Referendum Number 294

as they will appear on the General Election, November 3, 1992.

This letter is your authority to place legal notices, not less than five (5) days before the election, in two different newspapers of general statewide circulation and in a newspaper of general circulation in each county, if there be such, in compliance with Title 34 O.S. 1992 Supp. §17.

If there are any questions, please feel free to contact Kathy Jekel at the above number or address.

Sincerely,

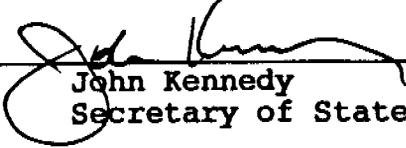

John Kennedy
Secretary of State

JK/kj

PROPOSED AMENDMENTS

**General Election
November 3, 1992**

In compliance with 34 O.S. 17, notice is hereby given of the proposed amendments to the Oklahoma Constitution and the Oklahoma Statutes which will appear on the ballot November 3, 1992.


John Kennedy
Secretary of State

STATE OF OKLAHOMA

EXECUTIVE DEPARTMENT

EXECUTIVE PROCLAMATION

FILED

NOV 30 1992

OKLAHOMA SECRETARY
OF STATE

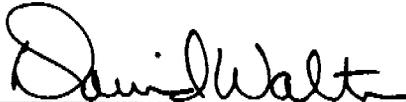
WHEREAS, the Secretary of the Oklahoma State Election Board has certified the results of the General Election conducted in the State of Oklahoma on November 3, 1992 and presented same to the Office of the Governor; and

WHEREAS, the certification presented declares the following votes were cast for State Question Number 646, Legislative Referendum Number 290:

515,893 affirmative votes
763,552 negative votes

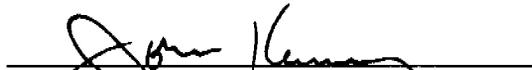
NOW THEREFORE, I, DAVID WALTERS, GOVERNOR OF THE STATE OF OKLAHOMA, by the authority vested in me by 26 O.S. 1991, Section 12-118, hereby proclaim that State Question Number 646, Legislative Referendum Number 290, has failed.

Done this 30th day of November, 1992 in Oklahoma City, Oklahoma.



DAVID WALTERS

ATTEST:



Secretary of State



DEC 01 1992

SECRET

OFFICE OF THE SECRETARY OF STATE
101 STATE CAPITOL
OKLAHOMA CITY, OKLAHOMA 73105

John Kennedy
Secretary of State
405-521-3911

David Walters
Governor

December 1, 1992

The Honorable Lance Ward
Secretary, Oklahoma State
Election Board
State Capitol
Oklahoma City, Oklahoma 73105

Dear Mr. Ward:

Pursuant to the provisions of Title 26 O.S., Section 12-118, and
whereas the Governor has issued proclamations declaring the results
of each state question on the November 3, 1992 General Election,
I hand you herewith a certified copies of each proclamation
declaring the results for:

State Question Number 643, Initiative Petition No. 288
State Question Number 645, Initiative Petition No. 289
State Question Number 646, Initiative Petition No. 290
State Question Number 647, Initiative Petition No. 291
State Question Number 648, Initiative Petition No. 292
State Question Number 649, Initiative Petition No. 293
State Question Number 650, Initiative Petition No. 294

If our office may be of further assistance, please let us know.

Sincerely,

Handwritten signature of Tammy M. Thompson in cursive.

Tammy M. Thompson
Assistant Secretary of State

TMT/kj