

ENROLLED HOUSE BILL 1375

ENACTED BY THE SECOND REGULAR SESSION OF THE
47TH LEGISLATURE OF THE STATE OF OKLAHOMA
NUMBERED BY THE SECRETARY OF STATE

STATE QUESTION NUMBER 698

LEGISLATIVE REFERENDUM NUMBER 325

RECEIVED: MAY 23, 2001

An Act

ENROLLED HOUSE
BILL NO. 1375

By: Plunk of the House

and

Shurden of the Senate

An Act directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 2 of Article V of the Oklahoma Constitution; requiring that fifteen per centum of legal voters is required to propose initiative petitions for legislative measures involving certain activities, occupations, sporting or other entertainment events; providing ballot title; and directing filing _____

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

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 2 of Article V of the Constitution of the State of Oklahoma to read as follows:

Section 2. A. The first power reserved by the people is the initiative, and eight per centum of the legal voters shall have the right to propose any legislative measure, and fifteen per centum of the legal voters shall have the right to propose amendments to the Constitution by petition, ~~and every such.~~ Provided, initiative petitions that propose any legislative measure to abolish any method, practice or procedure for hunting, fishing, or trapping, or to abolish any occupation or sporting or other entertainment event involving livestock, fowl, fish or other animal, domestic or not, shall require fifteen per centum of the legal voters. Every petition shall include the full text of the measure so proposed.

B. The second power is the referendum, and it may be ordered ~~+~~ except as to laws necessary for the immediate preservation of the public peace, health, or safety~~+~~, either by petition signed by five per centum of the legal voters or by the Legislature as other bills are enacted.

C. The ratio and per centum of legal voters hereinbefore stated shall be based upon the total number of votes cast at the last general election for the State office receiving the highest number of votes at such election.

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

BALLOT TITLE

Legislative Referendum No. _____

State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

This measure amends the Oklahoma Constitution. It amends Section 2 of Article 5. It changes the number of legal voters needed to propose an amendment to the law of this state. At present 8% of the legal voters are required to propose a change in the law. This measure will change the number of legal voters to 15%. It would only apply to certain types of laws. It would apply to laws that would do away with methods for hunting, fishing, or trapping. It would also apply to laws that would do away with occupations dealing with animals. Also, it would apply to laws that would do away with sporting or entertainment events dealing with animals.

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 passage of this act, 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 10th day of May, 2001.


Presiding Officer of the House of
Representatives

Passed the Senate the 22nd day of May, 2001.


Presiding Officer of the Senate

OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State this 23rd
day of May 20 01,
at 2:25 o'clock P. M.

By: 



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

May 29, 2001

Mr. Mike Hunter, Secretary of State
Office of the Secretary of State
101 State Capitol Building
Oklahoma City, Oklahoma 73105

The Honorable Stratton Taylor
President Pro Tempore
422 State Capitol Building
Oklahoma City, OK 73105

The Honorable Larry E. Adair
Speaker of the House of Representatives
401 State Capitol Building
Oklahoma City, OK 73105

Re: Ballot Title for State Question No. 698, Legislative Referendum No. 325

Gentlemen:

We have, in accordance with 34 O.S.Supp.2000, § 9(C), reviewed the Ballot Title for the above-referenced State Question and conclude that it is in harmony with the law. As a Title 34 Ballot Title review, this letter does not constitute an Attorney General Opinion on the merits or constitutionality of the underlying proposed changes in the law.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "W.A. Edmondson", is written over a horizontal line.

W.A. DREW EDMONDSON
ATTORNEY GENERAL

FILED

MAY 29 2001

OKLAHOMA SECRETARY
OF STATE