

ENROLLED HOUSE JOINT RESOLUTION 1066
ENACTED BY THE SECOND REGULAR SESSION OF THE
50TH LEGISLATURE OF THE STATE OF OKLAHOMA
NUMBERED BY THE SECRETARY OF STATE

STATE QUESTION NUMBER 733
LEGISLATIVE REFERENDUM NUMBER 341

RECEIVED: April 17, 2006

Resolution

ENROLLED HOUSE
JOINT
RESOLUTION NO. 1066

By: Calvey and Liebmann of the
House

and

Shurden 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 Section 6 of Article XXVIII of the Constitution of the State of Oklahoma; modifying prohibition of sales of alcoholic beverages by package stores on certain days; providing ballot title; and directing filing.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 2ND SESSION OF THE 50TH 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 6 of Article 28 of the Constitution of the State of Oklahoma to read as follows:

Section 6. (a) It shall be unlawful for any retail package store to sell, at retail, any alcoholic beverage:

On the first day of the week, commonly called Sunday;

~~On the day of any National, State, County or City Election, including primary elections, during the hours the polls are open; and~~

On Decoration or Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day.

(b) The voters of any county electing to authorize sales of alcoholic beverages by the individual drink for on-premises consumption under Section 4 hereof may designate as days on which such sales are not authorized, any or all of those days listed in subsection (a) of this section. It shall be unlawful for any licensee or person to make any such sale within any such county on days so designated.

(c) Any licensee or person violating the provisions of this section shall be deemed guilty of a misdemeanor and any license issued pursuant to provisions of this act shall be revoked upon conviction for such sale in violation of this section.

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 amends the Oklahoma Constitution. It amends Article 28. This Article deals with sales of alcoholic beverages. Section 6 of Article 28 bans the sale of alcoholic beverages by package stores on certain days. Package store sales of these beverages are prohibited on election days while the polls are open. This measure would remove the ban on sales on election days. If this measure passes, package stores could sell alcoholic beverages on election days.

SHALL THE PROPOSAL BE APPROVED?

FOR THE PROPOSAL - YES _____

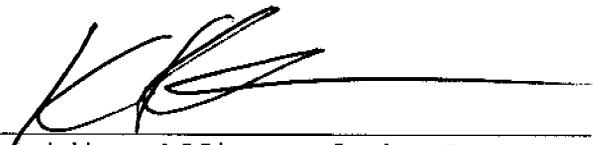
AGAINST THE PROPOSAL - NO _____

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 16th day of March, 2006.

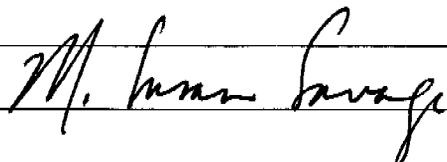

Presiding Officer of the House of
Representatives

Passed the Senate the 12th day of April, 2006.


Presiding Officer of the Senate

OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State this 17th
day of April 2006,
at 3:22, o'clock P. M.

By: 



Brad Henry
Governor

FILED

SEP 01 2006

OKLAHOMA SECRETARY
OF STATE

EXECUTIVE DEPARTMENT

EXECUTIVE PROCLAMATION

I, Brad Henry, Governor of the State of Oklahoma, pursuant to the authority vested in me by Section 3 of Article V and Section 1 of Article XXIV of the Oklahoma Constitution and Section 12 of Title 34 of the Oklahoma Statutes, do hereby order that State Question Number 733, Legislative Referendum Number 341, be submitted to qualified electors of the State of Oklahoma for their approval or rejection at the general election to be held statewide on November 7, 2006.

The substance of the measure is as follows:

This measure amends the Oklahoma Constitution. It amends Article 28. This Article deals with sales of alcoholic beverages. Section 6 of Article 28 bans the sale of alcoholic beverages by package stores on certain days. Package store sales of these beverages are prohibited on election days while the polls are open. This measure would remove the ban on sales on election days. If this measure passes, package stores could sell alcoholic beverages on election days.

Copies of this Executive Proclamation shall be distributed to the Secretary of State, the Speaker of the House of Representatives, the President Pro Tempore of the Senate and the Secretary of the State Election Board. The Secretary of the State Election Board and the secretaries of the appropriate county election boards are hereby directed to take all actions necessary to conduct the aforesaid election.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Oklahoma to be affixed at Oklahoma City, Oklahoma this 1st day of September, 2006.

BY THE GOVERNOR OF THE STATE OF OKLAHOMA



BRAD HENRY





Oklahoma State Election Board

ROOM B-6 • BOX 53156 • STATE CAPITOL • OKLAHOMA CITY, OKLAHOMA 73152 • (405) 521-2391

November 16, 2006

The Honorable Brad Henry
Governor of the State of Oklahoma
Room 212, State Capitol
Oklahoma City, Oklahoma 73105

Dear Governor Henry:

Pursuant to the provisions of 26 O.S. 2001, §12-118, the State Election Board herewith certifies the results of the vote at the General Election on November 7, 2006, on the following measures:

STATE QUESTION NO. 724
LEGISLATIVE REFERENDUM NO. 339

YES: 771,054
NO: 107,294

STATE QUESTION NO. 725
LEGISLATIVE REFERENDUM NO. 340

YES: 464,664
NO: 402,577

STATE QUESTION NO. 733
LEGISLATIVE REFERENDUM NO. 341

YES: 461,615
NO: 417,377

Governor Henry
November 16, 2006
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STATE QUESTION NO. 734
LEGISLATIVE REFERENDUM NO. 342

YES: 540,816
NO: 316,188

Sincerely,



MICHAEL CLINGMAN, Secretary
State Election Board

MC/mf

Receipt of the above hereby is acknowledged on this 16th day of November, 2006.

By: 

Time: 4:10 pm



Brad Henry
Governor

FILED

NOV 29 2006

OKLAHOMA SECRETARY
OF STATE

EXECUTIVE DEPARTMENT

EXECUTIVE PROCLAMATION

I, Brad Henry, Governor of the State of Oklahoma, pursuant to the authority vested in me by the provisions of Section 12-118 of Title 26 of the Oklahoma Statutes and the Certification by the State Election Board, hereby proclaim State Question 733 to have passed. The results of the election held on November 7, 2006, on State Question 733, Legislative Referendum No. 341 are as follows:

Total Votes – 878,992

YES – 461,615

NO – 417,377

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Oklahoma to be affixed at Oklahoma City, Oklahoma this 29 day of November 2006.

BY THE GOVERNOR OF THE STATE OF OKLAHOMA

Brad Henry

Attest:
[Signature]
Secretary of State