



**OKLAHOMA SECRETARY OF STATE**

2300 N. LINCOLN BLVD. ROOM 101

OKLAHOMA CITY, OK 73105-4897

(405) 521-3912

Fax # (405) 521-3771

M. Susan Savage  
Secretary of State

Brad Henry  
Governor

August 6, 2008

Amanda Maxfield Green  
Crowe & Dunlevy  
20 N. Broadway, Suite 1800  
Oklahoma City, Oklahoma 73102

Dear Ms. Green :

This will acknowledge receipt of petition for filing which has been designated as:

**State Question Number 744**  
**Initiative Petition Number 391**

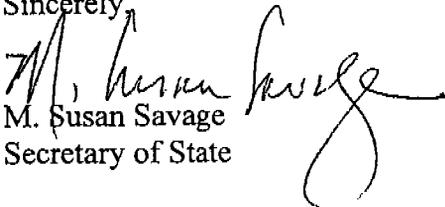
filed this 6th day of August, 2008 at 9:07 a.m.

Pursuant to Title 34 O.S. 2001, Section 8, the signatures for this petition are required to be filed within ninety (90) days after the filing of the petition.

Please be aware that once you file your petition signature pamphlets with this office, we are bound by law to charge for copies. To avoid this charge you may wish to make copies of your signature pages for future references before filing with this office.

If our office may be of further assistance, please do not hesitate to contact the Executive Legislative Division at (405) 522-4564.

Sincerely,

  
M. Susan Savage  
Secretary of State

MSS/kj

**FILED**

**AUG - 6 2008**

**OKLAHOMA SECRETARY  
OF STATE**

State Question No. 744 Initiative Petition No. 391

**WARNING**

**IT IS A FELONY FOR ANYONE TO SIGN AN INITIATIVE OR REFERENDUM PETITION WITH ANY NAME OTHER THAN HIS OWN, OR KNOWINGLY TO SIGN HIS NAME MORE THAN ONCE FOR THE MEASURE, OR TO SIGN SUCH PETITION WHEN HE IS NOT A LEGAL VOTER.**

**INITIATIVE PETITION**

To the Honorable Brad Henry, Governor of Oklahoma: We, the undersigned legal voters of the State of Oklahoma, respectfully order that the following proposed new article to the Constitution shall be submitted to the legal voters of the State of Oklahoma for their approval or rejection at the regular general election, to be held on the 2nd day of November, 2010, (or such earlier special election as may be called by the Governor) and each for himself says: I have personally signed this petition; I am a legal voter of the State of Oklahoma; my residence or post office are correctly written after my name. The time for filing this petition expires ninety days from August 6, 2008. The question we herewith submit to our fellow voters is:

Shall the following proposed new Article XIII-C of the Constitution be approved?

**BALLOT TITLE**

This measure adds a new Article to the Oklahoma Constitution. The Article concerns the amount of money the State provides to support common schools, pre-kindergarten through twelfth grade. The Article requires the State each year to provide an amount of money per pupil that is at least equal to the average of the amounts spent per pupil by the states surrounding Oklahoma: Missouri, Texas, Kansas, Arkansas, Colorado, and New Mexico. If the average of the amounts spent per pupil by the surrounding states decreases for any year, the State must provide the same amount of money per pupil as the previous year. The amount spent per pupil means the amount spent for the day-to-day operations of schools and school districts, including instruction, support services, and non-instruction services, but not including building projects or debt. The Article requires annual reports on education spending and school performance. Common schools must be funded in this manner within three years.

Shall the following proposed new Article XIII-C of the Constitution be approved?

For the proposal - YES

Against the proposal - NO

A "YES" vote is a vote in favor of this measure. A "NO" vote is a vote against this measure.

**BE IT ENACTED BY THE PEOPLE OF OKLAHOMA THAT A NEW ARTICLE XIII-C OF THE OKLAHOMA CONSTITUTION BE APPROVED:**

**AN AMENDMENT TO THE OKLAHOMA CONSTITUTION ADDING AN ARTICLE RELATING TO THE SUPPORT OF COMMON SCHOOLS, PRE-KINDERGARTEN THROUGH TWELFTH GRADE; REPEALING ARTICLE XIII, SECTION 1A OF THIS CONSTITUTION; REQUIRING THE LEGISLATURE TO DESIGNATE AND PROVIDE FUNDS FOR AN ANNUAL STATE PER PUPIL EXPENDITURE IN AN AMOUNT THAT IS AT LEAST EQUAL TO THE AVERAGE OF THE ANNUAL PER PUPIL EXPENDITURES OF THE SURROUNDING STATES; DEFINING "SURROUNDING STATES;" ESTABLISHING THAT THE STATE BOARD OF EQUALIZATION SHALL OBTAIN ANNUALLY FROM EACH SURROUNDING STATE THE MOST RECENTLY DETERMINED ANNUAL PER PUPIL EXPENDITURE FOR THAT STATE; DEFINING**

"EXPENDITURE;" ESTABLISHING THE METHOD BY WHICH THE STATE BOARD OF EQUALIZATION SHALL CALCULATE THE AVERAGE OF THE ANNUAL PER PUPIL EXPENDITURES OF THE SURROUNDING STATES; REQUIRING THE STATE BOARD OF EQUALIZATION ANNUALLY TO CERTIFY TO THE LEGISLATURE THE AVERAGE OF THE PER PUPIL EXPENDITURES OF THE SURROUNDING STATES AND PROVIDING THAT THE AVERAGE SHALL BE THE APPLICABLE ANNUAL STATE PER PUPIL EXPENDITURE; ESTABLISHING THAT THE STATE BOARD OF EQUALIZATION SHALL DETERMINE ANNUALLY THE NUMBER OF PUPILS IN THE STATE WITH REFERENCE TO THE TOTAL STATEWIDE ENROLLMENT FOR THE PRECEDING YEAR; REQUIRING THE STATE BOARD OF EQUALIZATION ANNUALLY TO CERTIFY THE NUMBER OF PUPILS IN THE STATE TO THE LEGISLATURE; SETTING FORTH THE CALCULATION TO DETERMINE THE MINIMUM AMOUNT OF FUNDS THAT THE LEGISLATURE MUST DESIGNATE AND PROVIDE EACH YEAR; PROVIDING THAT IF THE AVERAGE OF THE PER PUPIL EXPENDITURES OF THE SURROUNDING STATES SHOULD DECREASE FROM THE PREVIOUS YEAR, THE LEGISLATURE SHALL APPLY THE PREVIOUS YEAR'S STATE PER PUPIL EXPENDITURE; PROVIDING THAT NO SCHOOL DISTRICT SHALL BE LIMITED TO THE ANNUAL STATE PER PUPIL EXPENDITURE; PROVIDING FOR FULL IMPLEMENTATION OF THESE PROVISIONS WITHIN THREE YEARS; SETTING FORTH THE PROCESS OF IMPLEMENTATION OVER THREE YEARS; PROVIDING THAT THE EDUCATION OVERSIGHT BOARD AND THE OFFICE OF ACCOUNTABILITY SHALL PUBLISH AN ANNUAL REPORT ON THE EXPENDITURE OF COMMON EDUCATION REVENUE, WHICH SHALL INCLUDE REPORTS REGARDING THE EXPENDITURES FOR CLASSROOM INSTRUCTION AND FOR ADMINISTRATIVE COSTS; PROVIDING THAT THE EDUCATION OVERSIGHT BOARD AND THE OFFICE OF ACCOUNTABILITY SHALL ALSO PUBLISH AN ANNUAL REPORT ON STUDENT ACHIEVEMENT RESULTS AND THE OVERALL PERFORMANCE OF COMMON SCHOOLS; PROVIDING THAT THE ARTICLE SHALL NOT CONFLICT WITH ARTICLE X, SECTION 23 OF THE CONSTITUTION; AND PROVIDING FOR THE SEVERABILITY OF INVALID PROVISIONS.

- A. Article XIII, Section 1a of this Constitution is hereby repealed.
- B. The Legislature shall designate and provide funds for the support of common schools, pre-kindergarten through twelfth grade, to provide for an annual State Per Pupil Expenditure in an amount that is at least equal to the average of the annual per pupil expenditures of the surrounding states, subject to the adjustment in paragraph E of this Article. For purposes of this Article, "surrounding states" shall mean Missouri, Texas, Kansas, Arkansas, Colorado, and New Mexico.
- C. The State Board of Equalization shall obtain annually from each of the surrounding states the most recently determined annual per pupil expenditure for that state. For the purposes of this Article, "expenditure," when used in the phrase "per pupil expenditure," shall mean the expenditures for the day-to-day operations of schools and school districts, including instruction, support services, and non-instruction services, but not including capital outlays or debt service expenditures. The State Board of Equalization shall calculate the average of the annual per pupil expenditures of the surrounding states by adding together the six surrounding states' most recently determined annual per pupil expenditures and dividing by six. The State Board of Equalization shall, not more than forty-five (45) days or less than thirty-five (35) days prior to the convening of each regular session of the Legislature, certify the resulting number to the Legislature as the average of the per pupil expenditures of the surrounding states. That average shall, subject to the adjustment contained in paragraph E of this Article, be the applicable annual State Per Pupil Expenditure.
- D. The State Board of Equalization shall determine annually the number of pupils in the State with reference to the total statewide enrollment for the preceding year. The State Board of Equalization shall, not more than forty-five (45) days or less than thirty-five (35) days prior to the convening of each regular session of the Legislature, certify the

number of pupils in the State to the Legislature. The number of pupils in the State multiplied by the annual State Per Pupil Expenditure (as adjusted pursuant to paragraph E of this Article) shall define the minimum amount of funds that the Legislature shall designate and provide each year.

- E. If the average of the annual per pupil expenditures of the surrounding states should decrease from the previous year, the Legislature shall apply the previous year's State Per Pupil Expenditure.
- F. Nothing herein shall be construed as limiting any particular school district to the annual State Per Pupil Expenditure specified herein.
- G. The funding required by paragraph B of this Article shall be fully implemented no later than July 1 of the third fiscal year following the fiscal year in which this Article is approved. For the first fiscal year following the approval of this Article, the annual State Per Pupil Expenditure shall be no less than the State's per pupil expenditure for the previous year plus an additional expenditure equal to 6% of the average of the most recently determined annual per pupil expenditures of the surrounding states. For the second fiscal year following the approval of this Article, the annual State Per Pupil Expenditure shall be no less than the first fiscal year's State Per Pupil Expenditure plus an additional expenditure equal to 6% of the average of the most recently determined annual per pupil expenditures of the surrounding states. For the third fiscal year following the approval of this Article, the annual State Per Pupil Expenditure shall be no less than 100% of the average of the most recently determined annual per pupil expenditures of the surrounding states.
- H. The Education Oversight Board and the Office of Accountability shall publish an annual report on the expenditure of common education revenue, which shall include reports regarding the expenditures for classroom instruction and for administrative costs. The Education Oversight Board and the Office of Accountability shall also publish an annual report on student achievement results and the overall performance of common schools.
- I. Nothing in this Article shall be construed as conflicting with Article X, Section 23 of this Constitution.
- J. In the event any portion of this Article is declared invalid for any reason, the invalid portion shall be severed, and the rest and remainder of the Article shall be saved and given full force and application.

**Name and Address of Proponents:**

Charles Edward Pack, II  
1205 W. 1st St.  
Tahlequah , OK 74464

Richard D. George  
32552 Broadway St.  
Waynoka, OK 73860

Lisa B. Connery, M.D.  
1010 24th Ave. N.W., Suite 110  
Norman, OK 73069



**OKLAHOMA SECRETARY OF STATE**

2300 N. LINCOLN BLVD. ROOM 101

OKLAHOMA CITY, OK 73105-4897

(405) 521-3912

Fax # (405) 521-3771

M. Susan Savage  
Secretary of State

Brad Henry  
Governor

**RECEIVED**

AUG 07 2008

OFFICE OF THE  
GOVERNOR

August 6, 2008

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

Dear Governor Henry:

Please be advised that Amanda Maxfield Green, Crowe & Dunlevy, 20 N. Broadway, Suite 1800, Oklahoma City, OK 73102, filed an initiative petition today with the Secretary of State. This petition is designated as State Question Number 744, Initiative Petition Number 391.

Pursuant to Title 34 O.S., Section 8, the signatures for this petition are required to be filed within ninety (90) days after the filing of the petition. The signature requirement for this petition is 138,970.

If I may be of further assistance, please do not hesitate to contact me.

Sincerely,

  
M. Susan Savage  
Secretary of State

MSS/ks

Enclosure: State Question 744



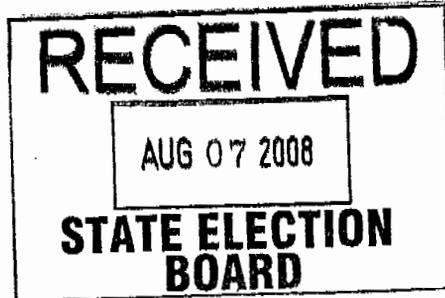
**OKLAHOMA SECRETARY OF STATE**  
2300 N. LINCOLN BLVD. ROOM 101  
OKLAHOMA CITY, OK 73105-4897  
(405) 521-3912  
Fax # (405) 521-3771

M. Susan Savage  
Secretary of State

Brad Henry  
Governor

August 6, 2008

The Honorable Michael Clingman  
Secretary, Oklahoma State Election Board  
Room 3, State Capitol  
Oklahoma City, Oklahoma 73105



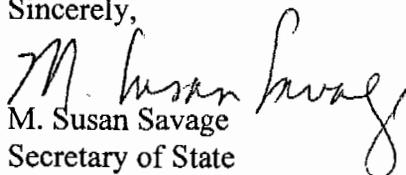
Dear Secretary Clingman:

Please be advised that Amanda Maxfield Green, Crowe & Dunlevy, 20 N. Broadway, Suite 1800, Oklahoma City, OK 73102, filed an initiative petition today with the Secretary of State. This petition is designated as State Question Number 744, Initiative Petition Number 391.

Pursuant to Title 34 O.S., Section 8, the signatures for this petition are required to be filed within ninety (90) days after the filing of the petition. The signature requirement for this petition is 138,970.

If I may be of further assistance, please do not hesitate to contact me.

Sincerely,

  
M. Susan Savage  
Secretary of State

MSS/ks

Enclosure: State Question 744



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**M. Susan Savage**  
Secretary of State

**Brad Henry**  
Governor

August 6, 2008

The Honorable Drew Edmondson  
Attorney General  
313 N.E. 21st  
Oklahoma City, Oklahoma 73105

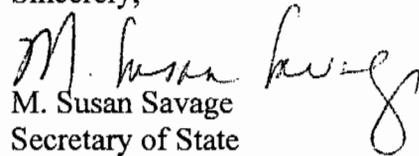
Dear Attorney General Edmondson:

Please be advised that Amanda Maxfield Green, Crowe & Dunlevy, 20 N. Broadway, Suite 1800, Oklahoma City, OK 73102, filed an initiative petition today with the Secretary of State. This petition is designated as State Question Number 744, Initiative Petition Number 391.

Pursuant to Title 34 O.S., Section 8, the signatures for this petition are required to be filed within ninety (90) days after the filing of the petition. The signature requirement for this petition is 138,970.

If I may be of further assistance, please do not hesitate to contact me.

Sincerely,

  
M. Susan Savage  
Secretary of State

MSS/ks

Enclosure: State Question 744



**OKLAHOMA SECRETARY OF STATE**

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OKLAHOMA CITY, OK 73105-4897

(405) 521-3912

Fax # (405) 521-3771

M. Susan Savage  
Secretary of State

Brad Henry  
Governor

October 20, 2008

D. Kent Meyers  
Crowe & Dunlevy  
20 N. Broadway, Suite 1800  
Oklahoma City, Oklahoma 73102

Dear Mr. Meyers:

This letter will acknowledge the receipt of State Question Number 744, Initiative Petition 391 for filing 43 boxes of signature pamphlets.

The boxes of petition pamphlets arrived this 20<sup>th</sup> day of October, 2008 at 10:14 a.m.

This office will notify you as soon as a room has been secured and a date has been set to begin the counting process. As required by law the petition boxes will be sealed. The seals will not be broken until the signature counting process begins.

Pursuant to the provisions of Title 34 O.S. Section 4, an individual from the petition drive must be present for the detaching of the signature sheets and affidavits during the process of counting and binding the signature sheets.

Sincerely,

*M. Susan Savage By [Signature]*

M. Susan Savage  
Secretary of State



**OKLAHOMA SECRETARY OF STATE**

2300 N. LINCOLN BLVD. ROOM 101

OKLAHOMA CITY, OK 73105-4897

(405) 521-3912

Fax # (405) 521-3771

**M. Susan Savage**  
Secretary of State

**Brad Henry**  
Governor

October 21, 2008

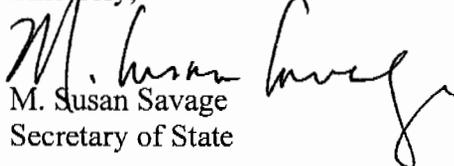
D. Kent Meyers  
Crowe & Dunlevy  
20 N. Broadway Suite 1800  
Oklahoma City Oklahoma 73102

Dear Mr. Meyers:

This letter is to notify you that the counting date for the signatures received on State Question 744, Initiative Petition 391 is scheduled to begin at 1:00 p.m. November 17, 2008 in Room 1011, of the Attorney General's Building at 313 N.E. 21<sup>st</sup> Street, Oklahoma City. The counting process will occur Monday through Friday from 9:00 a.m. until 4:00 p.m. until the signature count is completed. There will be a one hour break for lunch. For reference, the contact information for Room 1011 is (405) 521-2926 or the Attorney General Receptionist is (405) 521-3921.

Pursuant to the provisions of Title 34 O.S. Section 4, an individual from the petition drive must be present for the detaching of the signature sheets and affidavits during the process of counting and binding the signature sheets.

Sincerely,

  
M. Susan Savage  
Secretary of State



**OKLAHOMA SECRETARY OF STATE**

2300 N. LINCOLN BLVD. ROOM 101

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(405) 521-3912

Fax # (405) 521-3771

**M. Susan Savage**  
Secretary of State

**Brad Henry**  
Governor

December 11, 2008

The Honorable James Winchester  
Chief Justice, Oklahoma Supreme Court  
Room 245, State Capitol  
Oklahoma City, Oklahoma 73105

**#106623**

Dear Justice Winchester:

The Secretary of State's (SOS) report to the Supreme Court for State Question 744, Initiative Petition 391 is provided for the Court's review and action.

Pursuant to the provisions of Title 34 O.S., Section 8, the Secretary of State reports the following details:

- The Secretary of State certifies the total signatures counted for State Question 744, Initiative Petition 391 are 234,446.
- Forty-three boxes of signature pamphlets were received on October 20, 2008, from D. Kent Meyers, Crowe & Dunlevy, 20 N. Broadway, Suite 1800, Oklahoma City, OK 73102.
- The Secretary of State began the signature count on November 17, 2008 after the end of the ninety day circulation period because no certification was filed by the proponents indicating early completion. The signature count was concluded on December 9, 2008.
- Individual signature sheets were numbered 1 through 13,783 and were bound in 69 volumes. Volumes 1 through 68 contained 200 signature sheets per volume; Volume 69 contained 183 signatures sheets.
- The Secretary of State affirms that the State Election Board certified a total of 926,462 votes were cast for the state office receiving the highest number of votes in the last general election.

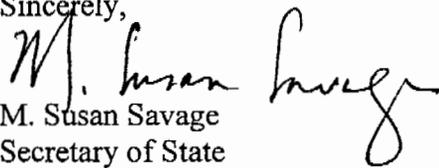
RECEIVED  
DEC 11 2008  
CLERK'S OFFICE

Page 2  
SQ 744, IP 391

Ms. Kathy Jekel, Manager of the SOS Executive/Legislative Division supervised the signature count. Any discrepancies noted during the physical count are enumerated in Attachment A and organized by those signatures included by the SOS in the total count and those not included in the final count.

Please be advised that this office is prepared to provide the Court with additional information or assistance as needed.

Sincerely,

  
M. Susan Savage  
Secretary of State

MSS

Enclosures: Attachment A  
SQ 744, IP 391  
Tabulation Sheets for SQ 744  
Total Votes Cast as certified by Election Board

Cc: Kathy Jekel  
Manager, Executive Legislative Division

Amanda Maxfield Green  
Crowe & Dunlevy  
20 N. Broadway, Suite 1800  
Oklahoma City, Oklahoma 73102

The Honorable Drew Edmondson  
Attorney General  
313 NE 21 Street  
Oklahoma City Oklahoma 73105

## Attachment A

Discrepancies noted are not addressed in the statutory instructions to the SOS. The signatures below are included in the final count, and the information is being provided for the Court's review and final determination.

- 15 signatures on pages 13,618 through 13,626 listed an address of 800 W. Calif., 800 W. California, 800 W. Calif. Ave. or 800 W. California Ave. in OKC.
- 31 signatures on pages 13,627 through 13,637 listed an address of 1225 N. Kate Ave. OKC, or 1225 N. Kate, OKC.
- Page 13,638 has 16 signature lines instead of 20. This appears to be a printer's error.
- Page 13,639, Line 3 indicates an out of state address with a notation of "(OK voter registered – Active Navy)."
- Page 13,640, Line 1, specifies "Homeless" and provides an address of 3743 S.142 E. Ave., Tulsa Ok.
- Page 13,666 included an affidavit stating "I Rowena Murphy accidentally crossed out this page Sept 17<sup>th</sup>" appearing at the top of the affidavit. Rowena Murphy was the circulator for this page.
- On page 13,667 the Circulator failed to list a city or zip code.
- On page 13,668 two different circulators are listed, with one marked through.
- The Circulator addresses on pages 13,669 and 13,670 were marked through and a different address added.
- The signatures on pages 13,687 through 13,702 appear to be in the same handwriting.
- Pages 13,643 through 13,665 were received with tabulations indicated in red ink already on the pages. The Secretary of State's tabulations were completed in blue ink on these pages.
- Various situations occur with notarization of the affidavit on pages 13,703 through 13,727. Those include two different notarizations appearing on the same affidavit, some with one marked out; the notary failing to list an address; two different notary seals appearing on one affidavit, some marked through; two notarizations appearing on the same affidavit by the same notary.
- Various petition pages throughout the bound volumes contain x's, stars, dashes or check marks on both the signature pages and affidavit pages which were on those pages prior to the Secretary of State's tabulation.

The following discrepancies were not included in the final count:

- Signatures from page 13,641 were verified on the affidavit of pages 13,641 and page 13,642. Signatures on page 13,642 were not verified and were not counted.
- Pages 13,671 through 13,684, Circulators signed their own petitions. The signature of the Circulator was not counted.
- On page 13,728, the Affidavit page is crossed out.
- On page 13,729, the Circulator signed the petition and the Notary notarized the petition, however, no signatures or verification of signatures appear on the petition page.
- The Circulator failed to sign the affidavit on pages 13,730 through 13,740.
- Pages 13,741 through 13,748 and pages 13,750 through 13,783 have incomplete notarizations on the affidavit.
- Page 13,749 lacks the circulator signature and the notary signature on the affidavit.



# Oklahoma State Election Board

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

November 16, 2006

The Honorable Susan Savage  
Secretary of State  
Room 101, State Capitol  
Oklahoma City, Oklahoma 73105

**FILED**

**NOV 16 2006**

**OKLAHOMA SECRETARY  
OF STATE**

Dear Ms. Savage:

Subsequent to the November 7, 2006, General Election, I am able to provide the following information.

The State office receiving the highest number of votes at said election was that of Governor, for which the total votes cast were 926,462. Signature requirements for the types of petitions listed below are derived by applying the parenthetical percentages indicated and are valid from November 16, 2006, through November 12, 2008.

Referendum (5%) .....	46,324
Initiative (8%) .....	74,117
Initiative for Constitutional Change (15%) .....	138,970
Rejected Initiative or Referendum Measures (25%) .....	231,616
Formation of New Political Party (5%) .....	46,324

As you are aware, signature requirements for certain types of petitions are based on the total votes cast in the last General Election for President. In the November 2, 2004, General Election, the total votes cast for Presidential Electors were 1,463,758. Signature requirements for the following types of petitions are derived by applying the parenthetical percentages indicated and are valid from November 10, 2004, through November 12, 2008.

Independent Presidential Electors (3%) .....	43,913
Unrecognized Party Presidential Electors (3%) .....	43,913

Sincerely,

MICHAEL CLINGMAN, Secretary  
State Election Board

MC:MF/mf

**FILED**

AUG - 6 2008

OKLAHOMA SECRETARY  
OF STATE

State Question No. 744 Initiative Petition No. 391

**WARNING**

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**INITIATIVE PETITION**

To the Honorable Brad Henry, Governor of Oklahoma: We, the undersigned legal voters of the State of Oklahoma, respectfully order that the following proposed new article to the Constitution shall be submitted to the legal voters of the State of Oklahoma for their approval or rejection at the regular general election, to be held on the 2nd day of November, 2010, (or such earlier special election as may be called by the Governor) and each for himself says: I have personally signed this petition; I am a legal voter of the State of Oklahoma; my residence or post office are correctly written after my name. The time for filing this petition expires ninety days from August 6, 2008. The question we herewith submit to our fellow voters is:

Shall the following proposed new Article XIII-C of the Constitution be approved?

**BALLOT TITLE**

This measure adds a new Article to the Oklahoma Constitution. The Article concerns the amount of money the State provides to support common schools, pre-kindergarten through twelfth grade. The Article requires the State each year to provide an amount of money per pupil that is at least equal to the average of the amounts spent per pupil by the states surrounding Oklahoma: Missouri, Texas, Kansas, Arkansas, Colorado, and New Mexico. If the average of the amounts spent per pupil by the surrounding states decreases for any year, the State must provide the same amount of money per pupil as the previous year. The amount spent per pupil means the amount spent for the day-to-day operations of schools and school districts, including instruction, support services, and non-instruction services, but not including building projects or debt. The Article requires annual reports on education spending and school performance. Common schools must be funded in this manner within three years.

Shall the following proposed new Article XIII-C of the Constitution be approved?

For the proposal        -       YES

Against the proposal -       NO

A "YES" vote is a vote in favor of this measure. A "NO" vote is a vote against this measure.

**BE IT ENACTED BY THE PEOPLE OF OKLAHOMA THAT A NEW ARTICLE XIII-C OF THE OKLAHOMA CONSTITUTION BE APPROVED:**

**AN AMENDMENT TO THE OKLAHOMA CONSTITUTION ADDING AN ARTICLE RELATING TO THE SUPPORT OF COMMON SCHOOLS, PRE-KINDERGARTEN THROUGH TWELFTH GRADE; REPEALING ARTICLE XIII, SECTION 1A OF THIS CONSTITUTION; REQUIRING THE LEGISLATURE TO DESIGNATE AND PROVIDE FUNDS FOR AN ANNUAL STATE PER PUPIL EXPENDITURE IN AN AMOUNT THAT IS AT LEAST EQUAL TO THE AVERAGE OF THE ANNUAL PER PUPIL EXPENDITURES OF THE SURROUNDING STATES; DEFINING "SURROUNDING STATES;" ESTABLISHING THAT THE STATE BOARD OF EQUALIZATION SHALL OBTAIN ANNUALLY FROM EACH SURROUNDING STATE THE MOST RECENTLY DETERMINED ANNUAL PER PUPIL EXPENDITURE FOR THAT STATE; DEFINING**

“EXPENDITURE;” ESTABLISHING THE METHOD BY WHICH THE STATE BOARD OF EQUALIZATION SHALL CALCULATE THE AVERAGE OF THE ANNUAL PER PUPIL EXPENDITURES OF THE SURROUNDING STATES; REQUIRING THE STATE BOARD OF EQUALIZATION ANNUALLY TO CERTIFY TO THE LEGISLATURE THE AVERAGE OF THE PER PUPIL EXPENDITURES OF THE SURROUNDING STATES AND PROVIDING THAT THE AVERAGE SHALL BE THE APPLICABLE ANNUAL STATE PER PUPIL EXPENDITURE; ESTABLISHING THAT THE STATE BOARD OF EQUALIZATION SHALL DETERMINE ANNUALLY THE NUMBER OF PUPILS IN THE STATE WITH REFERENCE TO THE TOTAL STATEWIDE ENROLLMENT FOR THE PRECEDING YEAR; REQUIRING THE STATE BOARD OF EQUALIZATION ANNUALLY TO CERTIFY THE NUMBER OF PUPILS IN THE STATE TO THE LEGISLATURE; SETTING FORTH THE CALCULATION TO DETERMINE THE MINIMUM AMOUNT OF FUNDS THAT THE LEGISLATURE MUST DESIGNATE AND PROVIDE EACH YEAR; PROVIDING THAT IF THE AVERAGE OF THE PER PUPIL EXPENDITURES OF THE SURROUNDING STATES SHOULD DECREASE FROM THE PREVIOUS YEAR, THE LEGISLATURE SHALL APPLY THE PREVIOUS YEAR’S STATE PER PUPIL EXPENDITURE; PROVIDING THAT NO SCHOOL DISTRICT SHALL BE LIMITED TO THE ANNUAL STATE PER PUPIL EXPENDITURE; PROVIDING FOR FULL IMPLEMENTATION OF THESE PROVISIONS WITHIN THREE YEARS; SETTING FORTH THE PROCESS OF IMPLEMENTATION OVER THREE YEARS; PROVIDING THAT THE EDUCATION OVERSIGHT BOARD AND THE OFFICE OF ACCOUNTABILITY SHALL PUBLISH AN ANNUAL REPORT ON THE EXPENDITURE OF COMMON EDUCATION REVENUE, WHICH SHALL INCLUDE REPORTS REGARDING THE EXPENDITURES FOR CLASSROOM INSTRUCTION AND FOR ADMINISTRATIVE COSTS; PROVIDING THAT THE EDUCATION OVERSIGHT BOARD AND THE OFFICE OF ACCOUNTABILITY SHALL ALSO PUBLISH AN ANNUAL REPORT ON STUDENT ACHIEVEMENT RESULTS AND THE OVERALL PERFORMANCE OF COMMON SCHOOLS; PROVIDING THAT THE ARTICLE SHALL NOT CONFLICT WITH ARTICLE X, SECTION 23 OF THE CONSTITUTION; AND PROVIDING FOR THE SEVERABILITY OF INVALID PROVISIONS.

- A. Article XIII, Section 1a of this Constitution is hereby repealed.
- B. The Legislature shall designate and provide funds for the support of common schools, pre-kindergarten through twelfth grade, to provide for an annual State Per Pupil Expenditure in an amount that is at least equal to the average of the annual per pupil expenditures of the surrounding states, subject to the adjustment in paragraph E of this Article. For purposes of this Article, “surrounding states” shall mean Missouri, Texas, Kansas, Arkansas, Colorado, and New Mexico.
- C. The State Board of Equalization shall obtain annually from each of the surrounding states the most recently determined annual per pupil expenditure for that state. For the purposes of this Article, “expenditure,” when used in the phrase “per pupil expenditure,” shall mean the expenditures for the day-to-day operations of schools and school districts, including instruction, support services, and non-instruction services, but not including capital outlays or debt service expenditures. The State Board of Equalization shall calculate the average of the annual per pupil expenditures of the surrounding states by adding together the six surrounding states’ most recently determined annual per pupil expenditures and dividing by six. The State Board of Equalization shall, not more than forty-five (45) days or less than thirty-five (35) days prior to the convening of each regular session of the Legislature, certify the resulting number to the Legislature as the average of the per pupil expenditures of the surrounding states. That average shall, subject to the adjustment contained in paragraph E of this Article, be the applicable annual State Per Pupil Expenditure.
- D. The State Board of Equalization shall determine annually the number of pupils in the State with reference to the total statewide enrollment for the preceding year. The State Board of Equalization shall, not more than forty-five (45) days or less than thirty-five (35) days prior to the convening of each regular session of the Legislature, certify the

number of pupils in the State to the Legislature. The number of pupils in the State multiplied by the annual State Per Pupil Expenditure (as adjusted pursuant to paragraph E of this Article) shall define the minimum amount of funds that the Legislature shall designate and provide each year.

- E. If the average of the annual per pupil expenditures of the surrounding states should decrease from the previous year, the Legislature shall apply the previous year's State Per Pupil Expenditure.
- F. Nothing herein shall be construed as limiting any particular school district to the annual State Per Pupil Expenditure specified herein.
- G. The funding required by paragraph B of this Article shall be fully implemented no later than July 1 of the third fiscal year following the fiscal year in which this Article is approved. For the first fiscal year following the approval of this Article, the annual State Per Pupil Expenditure shall be no less than the State's per pupil expenditure for the previous year plus an additional expenditure equal to 6% of the average of the most recently determined annual per pupil expenditures of the surrounding states. For the second fiscal year following the approval of this Article, the annual State Per Pupil Expenditure shall be no less than the first fiscal year's State Per Pupil Expenditure plus an additional expenditure equal to 6% of the average of the most recently determined annual per pupil expenditures of the surrounding states. For the third fiscal year following the approval of this Article, the annual State Per Pupil Expenditure shall be no less than 100% of the average of the most recently determined annual per pupil expenditures of the surrounding states.
- H. The Education Oversight Board and the Office of Accountability shall publish an annual report on the expenditure of common education revenue, which shall include reports regarding the expenditures for classroom instruction and for administrative costs. The Education Oversight Board and the Office of Accountability shall also publish an annual report on student achievement results and the overall performance of common schools.
- I. Nothing in this Article shall be construed as conflicting with Article X, Section 23 of this Constitution.
- J. In the event any portion of this Article is declared invalid for any reason, the invalid portion shall be severed, and the rest and remainder of the Article shall be saved and given full force and application.

**Name and Address of Proponents:**

Charles Edward Pack, II  
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Richard D. George  
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## SIGNATURES

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

This measure adds a new Article to the Oklahoma Constitution. The Article concerns the amount of money the State provides to support common schools, pre-kindergarten through twelfth grade. The Article requires the State each year to provide an amount of money per pupil that is at least equal to the average of the amounts spent per pupil by the states surrounding Oklahoma: Missouri, Texas, Kansas, Arkansas, Colorado, and New Mexico. If the average of the amounts spent per pupil by the surrounding states decreases for any year, the State must provide the same amount of money per pupil as the previous year. The amount spent per pupil means the amount spent for the day-to-day operations of schools and school districts, including instruction, support services, and non-instruction services, but not including building projects or debt. The Article requires annual reports on education spending and school performance. Common schools must be funded in this manner within three years.

1.	Signature of Legal Voter	Print Name	Address	City	Zip	County
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Vol 1

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STATE QUESTION NO. 744

INITIATIVE PETITION NO. 391

VOLUME NO. 1

Consisting of 200 signature sheets

Numbered 00001 through 00200

with approximately 3,689 signatures

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INITIATIVE PETITION NO. 391

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VOLUME NO. 2

Consisting of 200 signature sheets

Numbered 00201 through 00400

with approximately 3,618 signatures

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QUESTION NO. 744

VE PETITION NO. 391

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Consisting of 200 signature sheets

Numbered 00401 through 00600

with approximately 3,784 signatures

Vol  
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ATE QUESTION NO. 744

PLIATIVE PETITION NO. 391

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Consisting of 200 signature sheets

Numbered 00601 through 00800

with approximately 3,705 signatures

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Consisting of 200 signature sheets

Numbered 801 through 1000

with approximately 3592 signatures

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STATE QUESTION NO. 744

INITIATIVE PETITION NO. 391

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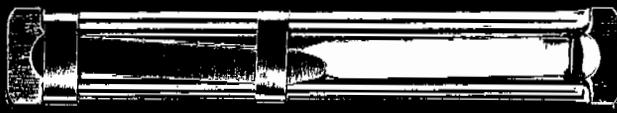
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Consisting of 200 signature sheets

Numbered 1001 through 1200

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E QUESTION NO. 744

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Consisting of 200 signature sheets

Numbered 1201 through 1400

with approximately 3281 signatures

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INITIATIVE PETITION NO. 391

VOLUME NO. 8

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Consisting of 200 signature sheets

Numbered 1401 through 1600

with approximately 3079 signatures

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INITIATIVE PETITION NO. 391

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Consisting of 200 signature sheets

Numbered 1601 through 1800

with approximately 3487 signatures

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Numbered 1801 through 2000

with approximately 3670 signatures



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INITIATIVE PETITION NO. 391

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Consisting of 200 signature sheets

Numbered 2001 through 2200

with approximately 3326 signatures

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INITIATIVE PETITION NO. 391

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Consisting of 200 signature sheets

Numbered 2201 through 2400

with approximately 2914 signatures

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PIATIVE PETITION NO. 391

VOLUME NO. 13

200 consisting of 200 signature sheets

Numbered 2401 through 2600

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ATE QUESTION NO. 744

PROPOSITIVE PETITION NO. 391

VOLUME NO. 14

Consisting of 200 signature sheets

Numbered 2601 through 2800

with approximately 3436 signatures



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Vol  
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Numbered 2801 through 3000

with approximately 2893 signatures

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STATE QUESTION NO. 744

INITIATIVE PETITION NO. 391

VOLUME NO. 16

Consisting of 200 signature sheets

Numbered 3001 through 3200

with approximately 3005 signatures



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QUESTION NO. 744

FIVE PETITION NO. 391

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3,538.+\*+ VOLUME NO. 17

Consisting of 200 signature sheets

Numbered 3201 through 3400

with approximately 3538 signatures



VOL  
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QUESTION NO. 744

IVE PETITION NO. 391

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Consisting of 200 signature sheets

Numbered 3401 through 3600

with approximately 3478 signatures

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QUESTION NO. 744

VE PETITION NO. 391

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Consisting of 200 signature sheets

Numbered 3601 through 3800

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QUESTION NO. 744

IVE PETITION NO. 391

OLUME NO. 20

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Consisting of 200 signature sheets

Numbered 3801 through 4000

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QUESTION NO. 744

TIVE PETITION NO. 391

3,546.\*1 VOLUME NO. 21

Consisting of 200 signature sheets

Numbered 4001 through 4200

with approximately 3546 signatures



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QUESTION NO. 744

VE PETITION NO. 391

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2,861.\*+ VOLUME NO. 22

Consisting of 200 signature sheets

Numbered 4201 through 4400

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Vol  
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STATE QUESTION NO. 744

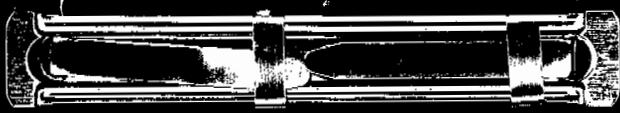
INITIATIVE-PETITION NO. 391

VOLUME NO. 23

Consisting of 200 signature sheets

Numbered 4201 through 4600

with approximately 3412 signatures



Vol.  
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QUESTION NO. 744

IVE PETITION NO. 391

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3,546.+ VOLUME NO. 24

Consisting of 200 signature sheets

Numbered 4601 through 4800

with approximately 3546 signatures

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INITIATIVE PETITION NO. 391

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VOLUME NO. 25

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Consisting of 200 signature sheets

Numbered 4801 through 5000

with approximately 3275 signatures

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Consisting of 200 signature sheets

Numbered 5001 through 5200

with approximately 3213 signatures

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IE QUESTION NO. 744

IATIVE PETITION NO. 391

VOLUME NO. 27

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Consisting of 200 signature sheets

Numbered 5201 through 5400

with approximately 3483 signatures

Vol  
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ATE QUESTION NO. 744

PROPOSITIONAL PETITION NO. 391

VOLUME NO. 28

Consisting of 200 signature sheets

Numbered 5401 through 5600

with approximately 3041 signatures

Vol  
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ATE QUESTION NO. 744

PROPOSITIVE PETITION NO. 391

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Consisting of 200 signature sheets

Numbered 5601 through 5800

with approximately 3259 signatures



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TE QUESTION NO. 744

ATIVE PETITION NO. 391

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VOLUME NO. 30

Consisting of 200 signature sheets

Numbered 5801 through 6000

with approximately 3571 signatures



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ATE QUESTION NO. 744

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VOLUME NO. 31

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Consisting of 200 signature sheets

Numbered 6001 through 6200

with approximately 3341 signatures

Vol  
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STATE QUESTION NO. 744

INITIATIVE PETITION NO. 391

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Consisting of 200 signature sheets

Numbered 6201 through 6400

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THE QUESTION NO. 744

RELATIVE PETITION NO. 391

VOLUME NO. 33

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Consisting of 200 signature sheets

Numbered 6401 through 6600

with approximately 3597 signatures

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QUESTION NO. 744

FIVE PETITION NO. 391

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3,416.+ VOLUME NO. 34

Consisting of 200 signature sheets

Numbered 6601 through 6800

with approximately 3416 signatures

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THE QUESTION NO. 744

RELATIVE PETITION NO. 391

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3,327.\*+ VOLUME NO. 35

Consisting of 200 signature sheets

Numbered 6801 through 7000

with approximately 3327 signatures

Vol  
36

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3,611.\*†

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THE QUESTION NO. 744

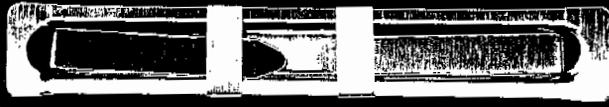
ACTIVE PETITION NO. 391

VOLUME NO. 36

Consisting of 200 signature sheets

Numbered 7001 through 7200

with approximately 3611 signatures



Vol  
37

20.+  
19.+  
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18.+  
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ATE QUESTION NO. 744

TIATIVE PETITION NO. 391

200

3,611.+

VOLUME NO. 37

Consisting of 200 signature sheets

Numbered 7201 through 7400

with approximately 3611 signatures

Vol  
38

200

3,483.\*†

17.+  
15.+  
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19.+  
20.+

IE QUESTION NO. 744

IATIVE PETITION NO. 391

VOLUME NO. 38

Consisting of 200 signature sheets

Numbered 7401 through 7600

with approximately 3483 signatures

Vol  
39

6.+  
20.+  
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19.+  
17.+

TE QUESTION NO. 744

IATIVE PETITION NO. 391

200

3,357.+

VOLUME NO. 39

19.+

Consisting of 200 signature sheets

Numbered 7601 through 7800

with approximately 3357 signatures

Vol  
40

200

3,461.\*+

5.\*+  
20.\*+  
17.\*+  
18.\*+  
17.\*+  
20.\*+  
20.\*+  
17.\*+  
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18.\*+  
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19.\*+  
20.\*+  
20.\*+  
20.\*+  
2.\*+  
10.\*+  
3.\*+

TE QUESTION NO. 744

IATIVE PETITION NO. 391

VOLUME NO. 40

Consisting of 200 signature sheets

Numbered 7801 through 8000

with approximately 3461 signatures

No 1

41

200

2,708.\*+

19.+  
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16.+

ATE QUESTION NO. 744

PROPOSITIVE PETITION NO. 391

VOLUME NO. 41

Consisting of 200 signature sheets

Numbered 8001 through 8200

with approximately 2708 signatures

Vol  
42

17.+  
17.+  
20.+  
20.+  
19.+  
19.+  
20.+  
14.+  
20.+  
20.+  
3.+  
20.+  
20.+  
20.+  
19.+  
15.+  
15.+  
3,588.\*+

200

TE QUESTION NO. 744

ATIVE PETITION NO. 391

VOLUME NO. 42

Consisting of 200 signature sheets

Numbered 8201 through 8400

with approximately 3588 signatures

Vol  
43

14.+  
19.+  
19.+  
18.+  
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18.+  
18.+  
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18.+  
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13.+  
6.+  
20.+

QUESTION NO. 744

IVE PETITION NO. 391

200

3,454.\*+

VOLUME NO. 43

Consisting of 200 signature sheets

Numbered 8401 through 8600

with approximately 3454 signatures

Vol  
44

13.+  
20.+  
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3,593.\*+

200

STATE QUESTION NO. 744

INITIATIVE PETITION NO. 391

VOLUME NO. 44

Consisting of 200 signature sheets

Numbered 8601 through 8800

with approximately 3593 signatures

Vol  
45

20.+  
12.+  
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16.+  
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16.+  
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20.+

ATE QUESTION NO. 744

PLIATIVE PETITION NO. 391

200

3,601.+ VOLUME NO. 45

Consisting of 200 signature sheets

Numbered 8801 through 9000

with approximately 3601 signatures



Vol  
46

14.+  
20.+  
18.+  
19.+  
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14.+  
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20.+  
17.+  
17.+  
19.+  
3,406.\*+

200

ATE QUESTION NO. 744

INITIATIVE PETITION NO. 391

VOLUME NO. 46

R.+

Consisting of 200 signature sheets

Numbered 9001 through 9200

with approximately 3406 signatures

Vol  
47

200

3,481.\*+

9.+  
6.+  
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16.+  
16.+  
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STATE QUESTION NO. 744

INITIATIVE PETITION NO. 391

VOLUME NO. 47

Consisting of 200 signature sheets

Numbered 9201 through 9400

with approximately 3481 signatures



Vol  
49

13.+  
15.+  
20.+  
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18.+  
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18.+

STATE QUESTION NO. 744

INITIATIVE PETITION NO. 391

VOLUME NO. 49

200

3,221.\*+

10.

Consisting of 200 signature sheets

Numbered 9601 through 9800

with approximately 3221 signatures

Vol  
50

- 18.+
- 18.+
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- 19.+
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- 10.+
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- 13.+
- 15.+
- 18.+
- 19.+

ITION NO. 744  
ITION NO. 391

200

3,390.+

NO. 50

Consisting of 200 signature sheets

Numbered 9801 through 10,000

with approximately 3390 signatures

Vol  
51

200

18.+  
18.+  
20.+  
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QUESTION NO. 744

ATIVE PETITION NO. 391

3,286.++

VOLUME NO. 51

Consisting of 200 signature sheets

Numbered 10001 through 10200

with approximately 3286 signatures



Vol  
52

18.+  
14.+  
9.+  
8.+  
15.+  
15.+  
16.+  
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19.+  
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20.+

RE QUESTION NO. 744

ATIVE PETITION NO. 391

200

3,254.\*+

VOLUME NO. 52

20.+ Consisting of 200 signature sheets

Numbered 10201 through 10400

with approximately 3254 signatures

VOL  
53

18.+  
18.+  
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11.+

200

STATE QUESTION NO. 744

3,420.+ INITIATIVE PETITION NO. 391

VOLUME NO. 53

Consisting of 200 signature sheets

Numbered 10401 through 10600

with approximately 3420 signatures



V61  
54

18.+  
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TATE QUESTION NO. 744

INITIATIVE PETITION NO. 391

200

3,665.\*+

VOLUME NO. 54

Consisting of 200 signature sheets

Numbered 10601 through 10800

with approximately 3,665 signatures



Vol  
55

20.+  
17.+  
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200

3,385.\*+

20.+

TE QUESTION NO. 744

IATIVE PETITION NO. 391

VOLUME NO. 55

Consisting of 200 signature sheets

Numbered 10801 through 11000

with approximately 3,385 signatures

Vol  
56

17.+  
19.+  
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19.+

200

STATE QUESTION NO. 744

INITIATIVE PETITION NO. 391

3,624.\*+

VOLUME NO. 56

Consisting of 200 signature sheets

Numbered 11001 through 11200

with approximately 3624 signatures

Vol  
57

18.+  
20.+  
17.+  
16.+  
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18.+

QUESTION NO. 744

IVE PETITION NO. 391

200

3,479.\*+ VOLUME NO. 57

Consisting of 200 signature sheets

Numbered 11201 through 11400

with approximately 3479 signatures



Vol  
58

18.+  
19.+  
18.+  
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19.+

TE QUESTION NO. 744

IATIVE PETITION NO. 391

VOLUME NO. 58

200

3,770.\*+

19.+  
Consisting of 200 signature sheets  
Numbered 11401 through 11600  
with approximately 3770 signatures



Vol  
59

19.+  
20.+  
20.+  
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20.+  
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19.+

QUESTION NO. 744

IVE PETITION NO. 391

200

3,734.\*+ VOLUME NO. 59

20.+  
Consisting of 200 signature sheets

Numbered 11601 through 11800

with approximately 3734 signatures

VOL  
60

1.+  
17.+  
19.+  
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20.+  
3,255.\*+

200

ATE QUESTION NO. 744

PIATIVE PETITION NO. 391

VOLUME NO. 60

Consisting of 200 signature sheets

Numbered 11801 through 12000

with approximately 3255 signatures

VOI  
61

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16.+

RE QUESTION NO. 744

ATIVE PETITION NO. 391

VOLUME NO. 61

200

3,552.\*†

Consisting of 200 signature sheets

Numbered 12001 through 12200

with approximately 3552 signatures



Vol  
62

20.+  
20.+  
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20.+  
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QUESTION NO. 744

IVE PETITION NO. 391

200

3,425.\*†

OLUME NO. 62

Consisting of 200 signature sheets

Numbered 12201 through 12400

with approximately 3425 signatures



Vol  
63

18.+  
19.+  
17.+  
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13.+  
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6.+  
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17.+  
19.+  
19.+

E QUESTION NO. 744

ATIVE PETITION NO. 391

VOLUME NO. 63

200

3,392.\*+

5.+

Consisting of 200 signature sheets

Numbered 12401 through 12600

with approximately 3392 signatures



VG1  
64

16.+  
18.+  
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19.+

QUESTION NO. 744

VE PETITION NO. 391

200

VOLUME NO. 64

3,419.\*+

13.+

Consisting of 200 signature sheets

Numbered 12601 through 12800

with approximately 3419 signatures

V67  
65

200

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3,670.\*+

STATE QUESTION NO. 744

PROPOSITIVE PETITION NO. 391

VOLUME NO. 65

Consisting of 200 signature sheets

Numbered 12801 through 13000

with approximately 3670 signatures

16.+  
19.+  
7.+  
1.+  
19.+  
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15.+  
12.+  
8.+  
20.+  
20.+  
20.+  
20.+

Vol  
66

STATE QUESTION NO. 744

PROBATIVE PETITION NO. 391

200

3,276.\*+

VOLUME NO. 66

20.+

Consisting of 200 signature sheets

Numbered 13001 through 13200

with approximately 3276 signatures

Vol  
67

19.+  
20.+  
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200

TE QUESTION NO. 744

ATIVE PETITION NO. 391

3,394.\*+

VOLUME NO. 67

19.+  
Consisting of 200 signature sheets

Numbered 13201 through 13400

with approximately 3394 signatures

V61  
68

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19.+

QUESTION NO. 744

IVE PETITION NO. 391

200

3,507.\*+ VOLUME NO. 68

Consisting of 200 signature sheets

Numbered 13401 through 13600

with approximately 3507 signatures





**OKLAHOMA SECRETARY OF STATE**  
2300 N. LINCOLN BLVD. ROOM 101  
OKLAHOMA CITY, OK 73105-4897  
(405) 521-3912  
Fax # (405) 521-3771

**M. Susan Savage**  
Secretary of State

**Brad Henry**  
Governor

December 11, 2008

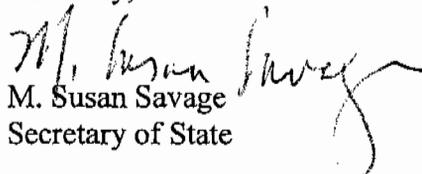
The Honorable Drew Edmondson  
Attorney General  
313 NE 21 Street  
Oklahoma City, Oklahoma 73105

Dear Attorney General Edmondson:

Pursuant to the provisions of Title 34 O.S., Section 9D.1, the filing and binding of the petition pamphlets for State Question 744, Initiative Petition 391 have been completed. Submitted to you is a copy of the petition with the proposed ballot title for your review.

If there are any questions or if we may be of further assistance, please do not hesitate to contact this office.

Sincerely,

  
M. Susan Savage  
Secretary of State

MSS/kj

Enclosure: SQ 744 – Proposed Ballot Title

IN THE SUPREME COURT OF THE STATE OF OKLAHOMA

IN RE: )  
STATE QUESTION NO. 744, )  
INITIATIVE PETITION NO. 391. )

No. 106,623

**FILED**  
SUPREME COURT  
STATE OF OKLAHOMA  
DEC 16 2008  
MICHAEL S. RICHIE  
CLERK

**FILED**

DEC 16 2008

OKLAHOMA SECRETARY  
OF STATE

STATE OF OKLAHOMA, TO:  
SUSAN SAVAGE, SECRETARY OF STATE, STATE OF OKLAHOMA

GREETINGS:

ORDER

An initiative petition has been circulated in the State of Oklahoma, seeking the approval by the electorate of State Question No. 744, a proposed amendment to the Oklahoma Constitution, Art. XIII-C which would require the Legislature to support common schools, pre-kindergarten through 12<sup>th</sup> grade, by appropriating an amount of money per pupil not less than the average of the amounts spent per pupil in Missouri, Texas, Arkansas, Kansas, Colorado and New Mexico.

In accordance with 34 O.S.2001 § 8, the court recognizes the certification of the Secretary of State that the petition contains 234,446 signatures. The court further recognizes that the number of signatures necessary to place the measure before the electorate is 138,970, being 15% of the votes cast for the state office receiving the highest number of votes in the November 7, 2006 general election. The signatures on the petition thus appear numerically sufficient.

The Secretary of State is directed forthwith to cause to be published in at least one newspaper of general circulation in the State of Oklahoma, a public notice of the filing of State Question No. 744, Initiative Petition No. 391, and of the apparent numerical sufficiency of the signatures. The notice shall advise that any citizen of the State of Oklahoma may file a written protest of the petition or a written objection to the signature count in the office of the Clerk of the Supreme Court of the

State of Oklahoma, with a copy directed to the proponents of the petition. Any such protest or objection must be filed with the Clerk of the Supreme Court not later than ten (10) days from the date of publication. A copy of the protest or objection must also be filed with the Secretary of State.

Proceedings in the Supreme Court to resolve any protest or objection shall be in accordance with 34 O.S.2001 § 8, and such other procedures as may be ordered by the court.

The Secretary of State is directed to obtain verified proof of publication of the notice herein directed, and to file the same with the Clerk of this Court as a return to this order.

DONE BY ORDER OF THE SUPREME COURT IN CONFERENCE  
THIS 15<sup>th</sup> DAY OF December, 2008.

  
\_\_\_\_\_  
CHIEF JUSTICE

ALL JUSTICES CONCUR



OFFICE OF ATTORNEY GENERAL  
STATE OF OKLAHOMA

December 18, 2008

M. Susan Savage, Secretary of State  
Office of the Secretary of State  
2300 N. Lincoln Blvd., Room 101  
Oklahoma City, Oklahoma 73105-4897

**FILED**

DEC 18 2008

OKLAHOMA SECRETARY  
OF STATE

**Re: Ballot Title for State Question No. 744, Initiative Petition No. 391**

Dear Secretary Savage:

We have, in accordance with the provisions of 34 O.S.Supp.2008, § 9(D), reviewed the Ballot Title for the above referenced State Question and conclude that it does not comply with applicable laws for the following reasons:

- It is not written at the 8<sup>th</sup> grade reading comprehension level.
- It fails to apprise the voter that the measure repeals a section of the Oklahoma Constitution as well as proposing the adoption of a new Article in the Constitution.
- It does not indicate that the proposed new Article would require an increase in spending on education.
- It does not make clear that no new funding source is provided for the required increases in education spending, and
- In asking whether the voters approve the proposed measure, it does not use the "shall the proposal be approved?" language required by 26 O.S.2001, § 6-113.

Having found that the Ballot Title does not comply with applicable laws, this office will, in conformity with the provisions of 34 O.S.Supp.2008, § 9(D), within ten (10) business days, prepare and file a Ballot Title which complies with the law.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "W. A. Edmondson". The signature is fluid and cursive, with the first name "W. A." being more distinct than the last name "Edmondson".

W. A. DREW EDMONDSON  
ATTORNEY GENERAL

WAE/ab



**OKLAHOMA SECRETARY OF STATE**

2300 N. LINCOLN BLVD. ROOM 101

OKLAHOMA CITY, OK 73105-4897

(405) 521-3912

Fax # (405) 521-3771

**M. Susan Savage**  
Secretary of State

**Brad Henry**  
Governor

December 18, 2008

Cindy Shea  
Oklahoma Press Association  
3601 N Lincoln Blvd  
Oklahoma City Ok 73105-5499

Dear Ms. Shea:

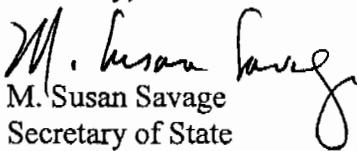
This letter authorizes you to publish the attached Notice of Filing for State Question Number 744, Initiative Petition Number 391. The publication must appear in at least one newspaper of general circulation in the State of Oklahoma, pursuant to 34 O.S. 2001, Section 8 and Supreme Court Order Number 106,623.

Please include the publication in Monday's Oklahoman, Tulsa World and the Journal Record on December 29, 2008.

Please submit verified proof of publication of the Notice to us as soon as possible.

Should you have any questions, please do not hesitate to contact Kathy Jekel at 522-4564.

Sincerely,

  
M. Susan Savage  
Secretary of State

MSS/kj

cc: Amanda Maxfield Green  
Charles Edward Pack, II  
Richard D. George  
Lisa B. Connery, M.D.

**NOTICE  
OF THE FILING OF  
STATE QUESTION NUMBER 744  
INITIATIVE PETITION NUMBER 391**

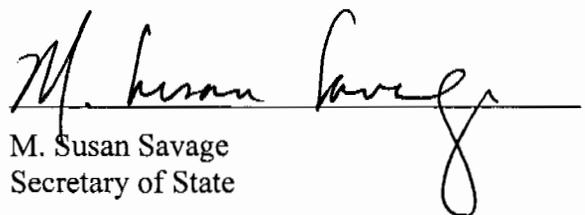
NOTICE is hereby given that on August 6, 2008, State Question Number 744, Initiative Petition Number 391 was filed in the Office of the Secretary of State. An initiative petition has been circulated in the State of Oklahoma, seeking the approval by the electorate of State Question 744, a proposed amendment to the Oklahoma Constitution, Art. XIII-C, which would require the Legislature to support common schools, pre-kindergarten through 12<sup>th</sup> grade, by appropriating an amount of money per pupil not less than the average of the amounts spent per pupil in Missouri, Texas, Arkansas, Kansas, Colorado and New Mexico.

In accordance with 34 O.S. 2001, § 8, and Supreme Court Order No. 106,623 the Court recognizes the certification of the Secretary of State that the petition contains 234,446 signatures. The court further recognizes that the number of signatures necessary to place the measure before the electorate is 138,970, being 15% of the votes cast for the state office receiving the highest number of votes in the November 7, 2006 general election. The signatures on the petition thus appear numerically sufficient.

Notice is hereby given that any citizen of the State of Oklahoma may file a written protest of the petition or a written objection to the signature count in the office of the Clerk of the Supreme Court of the State of Oklahoma, with a copy directed to the proponents of the petition: Charles Edward Pack, II, 1205 W. 1<sup>st</sup> St., Tahlequah, OK 74464; Richard D. George, 32552 Broadway St., Waynoka, OK 73860; Lisa B. Connery, M.D., 1010 24<sup>th</sup> Ave. N.W., Suite 110, Norman, OK 73069. Any such protest or objection must be filed with the Clerk of the Supreme Court not later than ten (10) days from the date of publication. A copy of the protest or objection must also be filed with the Secretary of State: 2300 N. Lincoln, Suite 101, Oklahoma City, OK 73105.

Proceedings in the Supreme Court to resolve any protest or objection shall be in accordance with 34 O.S. 2001, Section 8, and such other procedures as may be ordered by the court.

DONE BY ORDER OF THE SUPREME COURT THIS 18<sup>TH</sup> DAY OF DECEMBER, 2008.

  
M. Susan Savage  
Secretary of State



OFFICE OF ATTORNEY GENERAL  
STATE OF OKLAHOMA

January 5, 2009

**FILED**

**JAN 05 2009**

OKLAHOMA SECRETARY  
OF STATE

M. Susan Savage, Secretary of State  
Office of the Secretary of State  
2300 N. Lincoln Blvd., Room 101  
Oklahoma City, Oklahoma 73105-4897

**Re: Ballot Title for State Question No. 744, Initiative Petition No. 391**

Dear Secretary Savage:

Having found that the proposed ballot title for the above referenced state question did not comply with applicable laws, we have, in accordance with the provisions of 34 O.S.Supp.2008, § 9(D), prepared the following Substitute Ballot Title for filing. As a Title 34 Ballot Title review, the following does not constitute an Attorney General Opinion on the merits or constitutionality of the underlying proposed changes in the law. The Substitute Ballot Title read as follows:

**BALLOT TITLE FOR STATE QUESTION NO. 744**

The measure repeals a Section of the State Constitution. The repealed section required the Legislature annually to spend \$42.00 for each common school student. Common schools offer pre-kindergarten through twelfth grade.

The measure also adds a new Article to the Constitution. It sets a minimum average amount the State must annually spend on common schools. It requires the State to spend annually, no less than the average amount spent on each student by the surrounding states. Those surrounding states are Missouri, Texas, Kansas, Arkansas, Colorado and New Mexico. When the average amount

spent by surrounding states declines, Oklahoma must spend the amount it spent the year before.

The measure deals with money spent on day-to-day operations of the schools and school districts. This includes spending on instructions, support services and non-instruction services. The measure does not deal with money spent to pay debt, on buildings or on other capital needs.

The measure requires that increased spending begin in the first fiscal year after its passage. It requires that the surrounding state average be met in the third fiscal year after passage.

The measure does not raise taxes, nor does it provide new funding for the new spending requirements.

**SHALL THE PROPOSAL BE APPROVED?**

**FOR THE PROPOSAL - YES** \_\_\_\_\_

**AGAINST THE PROPOSAL - NO** \_\_\_\_\_

Respectfully submitted,



**TOM GRUBER**  
**FIRST ASSISTANT ATTORNEY GENERAL**  
Acting in the Attorney General's Absence\*

WAE/ab

\*In accordance with 74 O.S.2001 § 28

IN THE SUPREME COURT OF THE STATE OF OKLAHOMA

IN RE:	
STATE QUESTION NO. 744,	NO. 106,623
INITIATIVE PETITION NO. 391	

FILED  
SUPREME COURT  
STATE OF OKLAHOMA  
JAN 14 2009

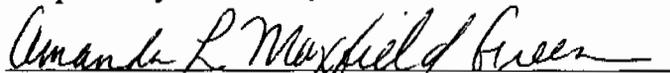
**PROPONENTS' NOTICE REGARDING  
ATTORNEY GENERAL'S SUBSTITUTE BALLOT TITLE**

MICHAEL S. RICHIE  
CLERK

On January 5, 2009, the Oklahoma Attorney General filed with the Oklahoma Secretary of State a substitute ballot title for the above-referenced initiative petition. (See Exhibit 1, attached hereto). The proponents of the above-referenced initiative petition hereby notify the Court that they accept this substitute ballot title and do not plan to appeal it to this Court.

Proponents note that there is a scrivener's error in the third paragraph of the substitute ballot title. Where the title currently reads, "This includes spending on instructions, support services and non-instruction services," it should read "This includes spending on instruction, support services and non-instruction services."

Respectfully submitted,



D. KENT MEYERS, OBA # 6168

AMANDA L. MAXFIELD GREEN, OBA # 19876

- Of the Firm-

CROWE & DUNLEVY

20 North Broadway, Suite 1800

Oklahoma City, Oklahoma 73102-8273

Telephone (405) 234-3241

Facsimile (405) 272-5286

**ATTORNEYS FOR PETITION PROPONENTS**

**CERTIFICATE OF SERVICE**

I hereby certify that on this day, the 14<sup>th</sup> day of January, 2009, a true and correct copy of the above and foregoing instrument was sent via U.S. Mail and faxed to:

Tom Gruber  
First Assistant Attorney General  
313 N.E. 21<sup>st</sup> Street  
Oklahoma City, OK 73105  
Fax: (405) 521-6246

M. Susan Savage  
Secretary of State  
2300 N. Lincoln Blvd., Room 101  
Oklahoma City OK, 73105  
Fax: (405) 521-3771

  
Amanda L. Maxfield Green



OFFICE OF ATTORNEY GENERAL  
STATE OF OKLAHOMA

January 5, 2009

**FILED**

**JAN 05 2009**

OKLAHOMA SECRETARY  
OF STATE

M. Susan Savage, Secretary of State  
Office of the Secretary of State  
2300 N. Lincoln Blvd., Room 101  
Oklahoma City, Oklahoma 73105-4897

**Re: Ballot Title for State Question No. 744, Initiative Petition No. 391**

Dear Secretary Savage:

Having found that the proposed ballot title for the above referenced state question did not comply with applicable laws, we have, in accordance with the provisions of 34 O.S.Supp.2008, § 9(D), prepared the following Substitute Ballot Title for filing. As a Title 34 Ballot Title review, the following does not constitute an Attorney General Opinion on the merits or constitutionality of the underlying proposed changes in the law. The Substitute Ballot Title read as follows:

**BALLOT TITLE FOR STATE QUESTION NO. 744**

The measure repeals a Section of the State Constitution. The repealed section required the Legislature annually to spend \$42.00 for each common school student. Common schools offer pre-kindergarten through twelfth grade.

The measure also adds a new Article to the Constitution. It sets a minimum average amount the State must annually spend on common schools. It requires the State to spend annually, no less than the average amount spent on each student by the surrounding states. Those surrounding states are Missouri, Texas, Kansas, Arkansas, Colorado and New Mexico. When the average amount

313 N.E. 21<sup>ST</sup> STREET • OKLAHOMA CITY, OK 73105 • (405) 521-3921 • FAX: (405) 521-6246



spent by surrounding states declines, Oklahoma must spend the amount it spent the year before.

The measure deals with money spent on day-to-day operations of the schools and school districts. This includes spending on instructions, support services and non-instruction services. The measure does not deal with money spent to pay debt, on buildings or on other capital needs.

The measure requires that increased spending begin in the first fiscal year after its passage. It requires that the surrounding state average be met in the third fiscal year after passage.

The measure does not raise taxes, nor does it provide new funding for the new spending requirements.

**SHALL THE PROPOSAL BE APPROVED?**

**FOR THE PROPOSAL - YES** \_\_\_\_\_

**AGAINST THE PROPOSAL - NO** \_\_\_\_\_

Respectfully submitted,



**TOM GRUBER**  
**FIRST ASSISTANT ATTORNEY GENERAL**  
Acting in the Attorney General's Absence\*

WAE/ab

\*In accordance with 74 O.S.2001 § 28

IN THE SUPREME COURT OF THE STATE OF OKLAHOMA

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IN RE: )  
STATE QUESTION NO. 744, )  
INITIATIVE PETITION NO. 391. )

No. 106,623

**FILED**

JAN 29 2009

OKLAHOMA SECRETARY  
OF STATE

FILED  
SUPREME COURT  
STATE OF OKLAHOMA  
JAN 29 2009  
MICHAEL S. RICHIE  
CLERK

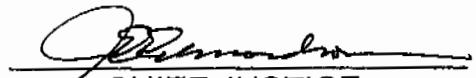
ORDER

In accordance with this Court's order of December 16, 2008, the Secretary of State has given legally sufficient notice by publication of the filing of this initiative petition, the apparent numerical sufficiency of the signatures, and the right of the citizens of the State of Oklahoma to protest the petition or challenge the signature count by filing a protest or challenge in the office of the Clerk of the Supreme Court within ten days from the date of publication. Verified proof of publication has been filed.

Examination of the files and records of this Court indicates that no protest, challenge or objection has been filed within the interval allowed by law, and that as consequence, there is no justiciable controversy before the Court.

This facially-adequate initiative petition is remanded to the Oklahoma Secretary of State, to be submitted to a vote of the electorate.

DONE BY THE ORDER OF THE SUPREME COURT IN CONFERENCE  
THIS 26<sup>th</sup> DAY OF JANUARY, 2009.

  
CHIEF JUSTICE

**ALL JUSTICES CONCUR.**



**OKLAHOMA SECRETARY OF STATE**

2300 N. LINCOLN BLVD. ROOM 101

OKLAHOMA CITY, OK 73105-4897

(405) 521-3912

Fax # (405) 521-3771

**M. Susan Savage**  
Secretary of State

**Brad Henry**  
Governor

**RECEIVED**

**FEB 02 2009**

**OFFICE OF THE  
GOVERNOR**

February 2, 2009

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

Dear Governor Henry:

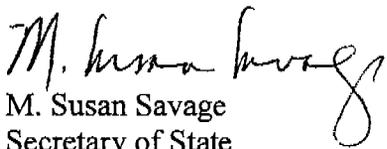
Enclosed is a copy of the Supreme Order No. 106,623, determining State Question Number 744, Initiative Petition Number 391 sufficient for submission to a vote of the electorate.

Also, enclosed is a copy of the Attorney General's review of the Ballot Title.

According to Title 34 O.S. Section 12, the election proclamation setting forth the substance of the measure and the date on which the vote will be held may be issued.

If I can provide you with additional information please do not hesitate to let me know.

Sincerely,

  
M. Susan Savage  
Secretary of State

MSS/kj



**OKLAHOMA SECRETARY OF STATE**

2300 N. LINCOLN BLVD. ROOM 101

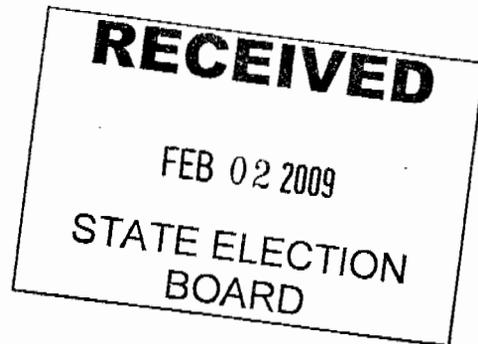
OKLAHOMA CITY, OK 73105-4897

(405) 521-3912

Fax # (405) 521-3771

**M. Susan Savage**  
Secretary of State

**Brad Henry**  
Governor



February 2, 2009

The Honorable Paul Ziriach  
Oklahoma State Election Board  
Room 6, State Capitol  
Oklahoma City, Oklahoma 73105

Dear Secretary Ziriach:

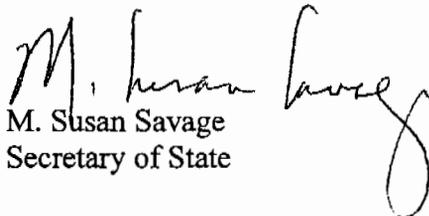
Enclosed is a copy of the Supreme Order No. 106,623, determining State Question Number 744, Initiative Petition Number 391 sufficient for submission to a vote of the electorate.

Also, enclosed is a copy of the Attorney General's review of the Ballot Title.

The state question has been certified to the Governor and the election proclamation setting the election date will be delivered to your office upon receipt from that office.

If I can provide you with additional information please do not hesitate to let me know.

Sincerely,

  
M. Susan Savage  
Secretary of State

MSS/kj



*Brad Henry*  
Governor

**FILED**

**AUG 10 2010**

EXECUTIVE DEPARTMENT

OKLAHOMA SECRETARY  
OF STATE

EXECUTIVE PROCLAMATION

I, Brad Henry, Governor of the State of Oklahoma, pursuant to the provisions of 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, and the referral by the Secretary of State do hereby declare that Initiative Petition Number 391, State Question 744, 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 2, 2010.

The substance of the measure is as follows:

The measure repeals a Section of the State Constitution. The repealed section required the Legislature annually to spend \$42.00 for each common school student. Common schools offer pre-kindergarten through twelfth grade.

The measure also adds a new Article to the Constitution. It sets a minimum average amount the State must annually spend on common schools. It requires the State to spend annually, no less than the average amount spent on each student by the surrounding states. Those surrounding states are Missouri, Texas, Kansas, Arkansas, Colorado and New Mexico. When the average amount spent by surrounding states declines, Oklahoma must spend the amount it spent the year before.

The measure deals with money spent on day-to-day operations of the schools and school districts. This includes spending on instructions, support services and non-instruction services. The measure does not deal with money spent to pay debt, on buildings or on other capital needs.

The measure requires that increased spending begin in the first fiscal year after its passage. It requires that the surrounding state average be met in the third fiscal year after passage.

The measure does not raise taxes, nor does it provide new funding for the new spending requirements.

Copies of this Executive Proclamation shall be delivered 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.

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 9th day of August, 2010.

BY THE GOVERNOR OF THE STATE OF OKLAHOMA

BRAD HENRY

ATTEST:  
  
SECRETARY OF STATE  
1907



**OKLAHOMA SECRETARY OF STATE**

2300 N. LINCOLN BLVD. ROOM 101

OKLAHOMA CITY, OK 73105-4897

(405) 521-3912

Fax # (405) 521-3771

M. Susan Savage  
Secretary of State

Brad Henry  
Governor

August 10, 2010

The Honorable Paul Ziriach  
Secretary, State Election Board  
State Capitol, Room 3  
Oklahoma City, Oklahoma 73105

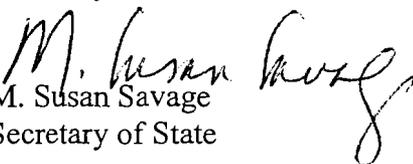
Dear Secretary Ziriach:

Enclosed are copies of the Governor's Proclamations calling for the election on:

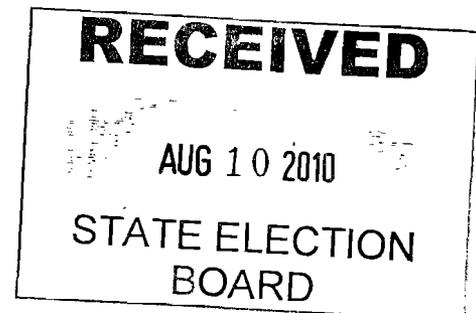
State Question Number 744, Initiative Petition Number 391  
State Question Number 746, Legislative Referendum Number 347  
State Question Number 747, Legislative Referendum Number 348  
State Question Number 748, Legislative Referendum Number 349  
State Question Number 750, Legislative Referendum Number 350  
State Question Number 751, Legislative Referendum Number 351  
State Question Number 752, Legislative Referendum Number 352  
State Question Number 754, Legislative Referendum Number 354  
State Question Number 755, Legislative Referendum Number 355  
State Question Number 756, Legislative Referendum Number 356  
State Question Number 757, Legislative Referendum Number 357

If there are any questions, or if our office may be of further assistance, please do not hesitate to let us know.

Sincerely,

  
M. Susan Savage  
Secretary of State

MSS/kj





# Oklahoma State Election Board

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

November 12, 2010

The Honorable M. Susan Savage  
Secretary of State  
Room 101, State Capitol  
Oklahoma City, Oklahoma 73105

**FILED**  
NOV 16 2010  
OKLAHOMA SECRETARY  
OF STATE

Dear Ms. Savage:

Enclosed please find a copy of the official returns of the vote at the General Election on November 2, 2010, on the following measures, as certified to the Governor of the State of Oklahoma. The results of the vote on State Question 755, Legislative Referendum 355, have not been certified by the State Election Board and are not included.

- State Question No. 744, Initiative Petition No. 391
- State Question No. 746, Legislative Referendum No. 347
- State Question No. 747, Legislative Referendum No. 348
- State Question No. 748, Legislative Referendum No. 349
- State Question No. 750, Legislative Referendum No. 350
- State Question No. 751, Legislative Referendum No. 351
- State Question No. 752, Legislative Referendum No. 352
- State Question No. 754, Legislative Referendum No. 354
- State Question No. 756, Legislative Referendum No. 356
- State Question No. 757, Legislative Referendum No. 357

Sincerely,

PAUL ZIRIAS, Secretary  
State Election Board

PZ/mf

Receipt of the above hereby is acknowledged on this 16<sup>th</sup> day of November, 2010.

By: Kathy Jabel

Time: 10:15 am



# Oklahoma State Election Board

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

November 12, 2010

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 2, 2010, on the following measures. The results of the vote on State Question 755, Legislative Referendum 355, have not been certified by the State Election Board and are not included.

STATE QUESTION NO. 744  
INITIATIVE PETITION NO. 391

YES: 189,164  
NO: 828,589

STATE QUESTION NO. 746  
LEGISLATIVE REFERENDUM NO. 347

YES: 746,053  
NO: 257,523

STATE QUESTION NO. 747  
LEGISLATIVE REFERENDUM NO. 348

YES: 695,592  
NO: 299,789

STATE QUESTION No. 748  
LEGISLATIVE REFERENDUM No. 349

YES: 567,288  
NO: 403,733

STATE QUESTION No. 750  
LEGISLATIVE REFERENDUM No. 350

YES: 485,703  
NO: 478,042

STATE QUESTION No. 751  
LEGISLATIVE REFERENDUM No. 351

YES: 740,918  
NO: 239,904

STATE QUESTION No. 752  
LEGISLATIVE REFERENDUM No. 352

YES: 606,805  
NO: 358,925

STATE QUESTION No. 754  
LEGISLATIVE REFERENDUM No. 354

YES: 361,907  
NO: 614,219

Governor Henry  
November 12, 2010  
Page 3

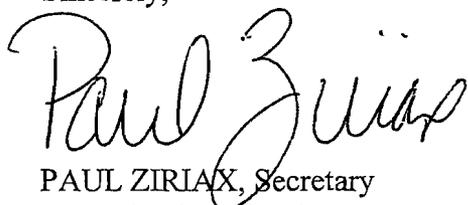
STATE QUESTION NO. 756  
LEGISLATIVE REFERENDUM NO. 356

YES: 638,530  
NO: 347,956

STATE QUESTION NO. 757  
LEGISLATIVE REFERENDUM NO. 357

YES: 499,287  
NO: 479,353

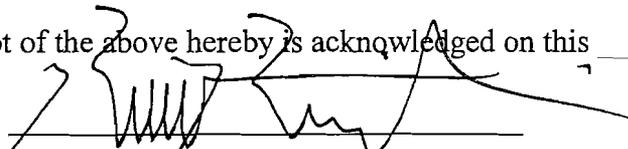
Sincerely,



PAUL ZIRIAX, Secretary  
State Election Board

PZ/mf

Receipt of the above hereby is acknowledged on this 16<sup>th</sup> day of November, 2010.

By: 

Time: 9:30am



**Brad Henry**  
Governor

**FILED**

**JAN 05 2011**

**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, do hereby proclaim State Question Number 744 to have failed. The results of the election held on November 2, 2010, on State Question 744, Initiative Petition Number 391, are as follows:

Total Votes – 1,017,753

YES – 189,164

NO – 828,589

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 5<sup>th</sup> day of January, 2011.

BY THE GOVERNOR OF THE STATE OF OKLAHOMA

*Brad Henry*  
\_\_\_\_\_  
BRAD HENRY

