

1 ENGROSSED HOUSE AMENDMENT
TO

2 ENGROSSED SENATE JOINT
3 RESOLUTION NO. 13

By: Brogdon of the Senate

and

Terrill of the House

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8 (Joint Resolution - Constitutional amendment

9 percentage of voters basis - ballot title -

10 filing)

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12 AUTHORS: Add the following House Coauthors: Reynolds, Duncan,
13 Tibbs, Kiesel and McMullen

14 AMENDMENT NO. 1. Strike the stricken title, the resolving clause
15 and entire bill and insert

16 "A Joint Resolution directing the Secretary of State
17 to refer to the people for their approval or
18 rejection a proposed amendment to Section 2 of
19 Article V of the Oklahoma Constitution; requiring
percentage to be based on number of votes cast for
Office of Governor at most recent election;
providing ballot title; and directing filing.

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21 BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE
22 1ST SESSION OF THE 52ND OKLAHOMA LEGISLATURE:

23 SECTION 1. The Secretary of State shall refer to the people for
24 their approval or rejection, as and in the manner provided by law,

1 the following proposed amendment to Section 2 of Article V of the
2 Constitution of the State of Oklahoma to read as follows:

3 Section 2. The first power reserved by the people is the
4 initiative, and eight per centum of the legal voters shall have the
5 right to propose any legislative measure, and fifteen per centum of
6 the legal voters shall have the right to propose amendments to the
7 Constitution by petition, and every such petition shall include the
8 full text of the measure so proposed. The second power is the
9 referendum, and it may be ordered (except as to laws necessary for
10 the immediate preservation of the public peace, health, or safety),
11 either by petition signed by five per centum of the legal voters or
12 by the Legislature as other bills are enacted. The ratio and per
13 centum of legal voters hereinbefore stated shall be based upon the
14 total number of votes cast at the last general election for the
15 ~~State office receiving the highest number of votes at such election~~
16 Office of Governor.

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

20 BALLOT TITLE

21 Legislative Referendum No. _____ State Question No. _____

22 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

23 This measure would amend Section 2 of Article 5 of the State
24 Constitution. Under current law, eight percent of the voters

1 must sign an initiative petition for a legislative measure.

2 Fifteen percent must sign for a constitutional amendment. These
3 percentages are based on the state office receiving the highest
4 number of votes at the last General Election. This measure
5 would make the percentage based on the number of votes cast at
6 the last General Election for the Office of Governor.

7 SHALL THE PROPOSAL BE APPROVED?

8 FOR THE PROPOSAL - YES _____

9 AGAINST THE PROPOSAL - NO _____

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

15 Passed the House of Representatives the 22nd day of April, 2009.

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18 _____
19 Presiding Officer of the House of
Representatives

20 Passed the Senate the ____ day of _____, 2009.

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23 _____
24 Presiding Officer of the Senate