

1 THE STATE SENATE  
2 Monday, February 23, 2009

3 Senate Joint  
4 Resolution No. 13  
5 As Amended

6 SENATE JOINT RESOLUTION NO. 13 - By: Brogdon of the Senate and  
7 Terrill of the House.

8 [ Joint Resolution - Constitutional amendment - percentage  
9 of voters basis - ballot title - filing ]

10 BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE  
11 1ST SESSION OF THE 52ND OKLAHOMA LEGISLATURE:

12 SECTION 1. The Secretary of State shall refer to the people for  
13 their approval or rejection, as and in the manner provided by law,  
14 the following proposed amendment to Section 2 of Article V of the  
15 Constitution of the State of Oklahoma to read as follows:

16 Section 2. The first power reserved by the people is the  
17 initiative, and **eight** per centum of the legal voters shall have the  
18 right to propose any legislative measure, and **fifteen** per centum of  
19 the legal voters shall have the right to propose amendments to the  
20 Constitution by petition, and every such petition shall include the  
21 full text of the measure so proposed. The second power is the  
22 referendum, and it may be ordered (except as to laws necessary for  
23 the immediate preservation of the public peace, health, or safety),  
24 either by petition signed by five per centum of the legal voters or

1 by the Legislature as other bills are enacted. The ratio and per  
2 centum of legal voters hereinbefore stated shall be based upon the  
3 total number of votes cast at the last general election for the  
4 ~~State office receiving the highest number of votes at such election~~  
5 Office of Governor.

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

9 BALLOT TITLE

10 Legislative Referendum No. \_\_\_\_\_ State Question No. \_\_\_\_\_

11 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

12 **This measure would amend Section 2 of Article 5 of the State**  
13 **Constitution. Under current law, eight percent of the voters**  
14 **must sign an initiative petition for a legislative measure.**  
15 **Fifteen percent must sign for a constitutional amendment. These**  
16 **percentages are based on the state office receiving the highest**  
17 **number of votes at the last General Election. This measure**  
18 **would change the basis to the number of votes cast at the last**  
19 **General Election for the Office of Governor.**

20 SHALL THE PROPOSAL BE APPROVED?

21 FOR THE PROPOSAL — YES \_\_\_\_\_

22 AGAINST THE PROPOSAL — NO \_\_\_\_\_

1           SECTION 3. The President Pro Tempore of the Senate shall,  
2 immediately after the passage of this resolution, prepare and file  
3 one copy thereof, including the Ballot Title set forth in SECTION 2  
4 hereof, with the Secretary of State and one copy with the Attorney  
5 General.  
6 COMMITTEE REPORT BY: COMMITTEE ON RULES, dated 2-16-09 - DO PASS, As  
7 Amended and Coauthored.