

1 STATE OF OKLAHOMA

2 2nd Extraordinary Session of the 56th Legislature (2018)

3 HOUSE JOINT  
4 RESOLUTION 1001

By: Calvey

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6  
7 AS INTRODUCED

8 A Joint Resolution directing the Secretary of State  
9 to refer to the people for their approval or  
10 rejection a proposed amendment to Section 2 of  
11 Article XI of the Constitution of the State of  
12 Oklahoma; modifying use of certain state and school  
lands; repealing preservation of certain lands for  
the use and benefit of institutions of higher  
education; providing ballot title; and directing  
filing.

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15 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE  
16 2ND SESSION OF THE 56TH OKLAHOMA LEGISLATURE:

17 SECTION 1. The Secretary of State shall refer to the people for  
18 their approval or rejection, as and in the manner provided by law,  
19 the following proposed amendment to Section 2 of Article XI of the  
20 Constitution of the State of Oklahoma to read as follows:

21 Section 2. All proceeds of the sale of public lands that have  
22 heretofore been or may be hereafter given by the United States for  
23 the use and benefit of the common schools of this State, all such  
24 per centum as may be granted by the United States on the sales of

1 public lands, the sum of five million dollars appropriated to the  
2 State for the use and benefit of the common schools in lieu of  
3 sections thirteen, sixteen and thirty-six, and other lands of the  
4 Indian Territory, the proceeds of all property that shall fall to  
5 the State by escheat, the proceeds of all gifts or donations to the  
6 State for common schools not otherwise appropriated by the terms of  
7 the gifts, and such other appropriations, gifts, or donations as  
8 shall be made by the Legislature for the benefit of the common  
9 schools, shall constitute the permanent school fund, the income from  
10 which shall be used for the maintenance of the common schools in the  
11 State. The principal shall be deemed a trust fund held by the  
12 State, and shall forever remain inviolate. It may be increased, but  
13 shall never be diminished. The State shall reimburse said permanent  
14 school fund for all losses thereof which may in any manner occur,  
15 and no portion of said fund shall be diverted for any other use or  
16 purpose.

17 SECTION 2. The Secretary of State shall refer to the people for  
18 their approval or rejection, as and in the manner provided by law,  
19 the repeal of Section 5 of Article XI of the Constitution of the  
20 State of Oklahoma which relates to school lands preserved for the  
21 use and benefit of institutions of higher education.

22 SECTION 3. The Ballot Title for the proposed Constitutional  
23 amendment as set forth in SECTIONS 1 and 2 of this resolution shall  
24 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. This measure would modify which education entity benefits from the state and school lands located in section thirteen. The modification would mean that the section thirteen lands would no longer be preserved for the use and benefit of institutions of higher education in the state. The section thirteen lands would now be preserved for the use and benefit of the common schools.

SHALL THE PROPOSAL BE APPROVED?

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

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

SECTION 4. 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 3 hereof, with the Secretary of State and one copy with the Attorney General.

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