



Mary Fallin
Governor

FILED

AUG 22 2016

OKLAHOMA SECRETARY
OF STATE

**EXECUTIVE DEPARTMENT
EXECUTIVE PROCLAMATION**

I, Mary Fallin, 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, Section 12 of Title 34 of the Oklahoma Statutes, and the referral by the Secretary of State, do hereby declare that Initiative Petition Number 404, State Question 780, 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 8, 2016.

This measure amends Section 2-402 of Title 63, Section 1704 of Title 21, Section 1705 of Title 21, Section 1713 of Title 21, Section 1719.1 of Title 21, Section 1722 of Title 21, Section 1731 of Title 21, Section 1451 of Title 21, Section 1503 of Title 21, Section 1521 of Title 21, Section 1541.1 of Title 21, Section 1541.2 of Title 21, Section 1541.3 of Title 21, Section 1512 of Title 59, Section 1577 of Title 21, Section 1578 of Title 21, Section 1579 of Title 21, 1621 of Title 21, and repeals Section 51.3 of Title 21. This act shall be known as the "Oklahoma Smart Justice Reform Act."

The substance of the measure is as follows:

- Amends existing Oklahoma laws and would change the classification of certain drug possession and property crimes from felony to misdemeanor;
- Makes possession of a limited quantity of a controlled dangerous substance a misdemeanor;
- Changes the classification of certain drug possession crimes which are currently considered felonies and cases where the defendant has a prior drug possession conviction, and reclassifies these drug possession cases as misdemeanors;
- Increases the threshold dollar amount used for determining whether certain property crimes are considered a felony or misdemeanor; currently, the threshold is \$500.00; this amendment increases the amount to \$1000.00;
- Property crimes covered by this change include: false declaration of a pawn ticket, embezzlement, larceny, grand larceny, theft, receiving or concealing stolen property, taking domesticated fish or game, fraud, forgery, counterfeiting, or issuing bogus checks;
- This measure would become effective July 1, 2017.

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.

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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 22nd day of August, 2016.

BY THE GOVERNOR OF THE STATE OF OKLAHOMA



MARY FALLIN

ATTEST:




CHRIS BENGE, SECRETARY OF STATE