ENROLLED SENATE JOINT RESOLUTION _31_

ENACTED BY THE 1ST REGULAR SESSION OF THE

55TH LEGISLATURE OF THE STATE OF OKLAHOMA

NUMBERED BY THE SECRETARY OF STATE

STATE QUESTION NUMBER 776

LEGISLATIVE REFERENDUM NUMBER 367

RECEIVED: 04/13/2015

Resolution

ENROLLED SENATE
JOINT
RESOLUTION NO. 31

By: Sykes of the Senate

and

Christian, Ritze, Jordon, Johnson, and Moore of the House

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Oklahoma Constitution by adding a new Section 9A to Article II; establishing full force and effect of certain statutes; providing for validity of changes in methods of execution; providing ballot title; and directing filing.

SUBJECT: Death penalty

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 55TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to the Oklahoma Constitution by adding a new Section 9A to Article II to read as follows:

Section 9A. All statutes of this state requiring, authorizing, imposing or relating to the death penalty are in full force and effect, subject to legislative amendment or repeal by statute, initiative or referendum. Any method of execution shall be allowed, unless prohibited by the United States Constitution. Methods of execution may be designated by the Legislature. A sentence of death shall not be reduced on the basis that a method of execution is invalid. In any case in which an execution method is declared invalid, the death sentence shall remain in force until the sentence

can be lawfully executed by any valid method. The death penalty provided for under such statutes shall not be deemed to be, or to constitute, the infliction of cruel or unusual punishments, nor shall such punishment be deemed to contravene any other provision of this Constitution.

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

BALLOT TITLE

Legislative Referendum No. ____ State Question No. ____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

This measure adds a new section to the Oklahoma Constitution. It adds Section 9A of Article 2. It states that all death penalty statutes are in effect. It states that methods of execution can be changed. It states that the death penalty is not cruel and unusual punishment.

SHALL THE PROPOSAL BE APPROVED?

FOR THE PROPOSAL — YES _____

AGAINST THE PROPOSAL — NO _____

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

Passed the Senate the 9th day of March, 2015.

Presiding Officer of the Senate

Passed the House of Representatives the 9th day of April, 2015.

Presiding Officer of the House
of Representatives

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this 13th day of April, 20 15, at 3:38 o'clock P. M.

By: C. Benge