

1 STATE OF OKLAHOMA

2 2nd Session of the 59th Legislature (2024)

3 HOUSE JOINT  
4 RESOLUTION 1048

By: Roberts

5  
6 AS INTRODUCED

7 A Joint Resolution directing the Secretary of State  
8 to refer to the people for their approval or  
9 rejection a proposed amendment to the Constitution of  
10 the State of Oklahoma by adding a new Section 4A to  
11 Article III; imposing requirements with respect to  
12 elections; requiring votes to have certain  
13 characteristics; prohibiting votes from having other  
14 characteristics; requiring certain measures to be  
15 limited in content; authorizing enabling legislation;  
16 providing ballot title; and directing filing.

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19 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE  
20 2ND SESSION OF THE 59TH OKLAHOMA LEGISLATURE:

21 SECTION 1. The Secretary of State shall refer to the people for  
22 their approval or rejection, as and in the manner provided by law,  
23 the following proposed amendment to the Constitution of the State of  
24 Oklahoma by adding a new Section 4A to Article III thereof, to read  
25 as follows:

26 A. In all elections held in this state the following shall be  
27 required:

1           1. A candidate who receives the most votes at an election shall  
2 be certified the winner of that election in the manner prescribed by  
3 the Legislature;

4           2. Nothing in this section shall be construed to limit the  
5 authority of the Legislature to enact a mandatory primary system as  
6 provided in Section 3 of Article III of this Constitution.

7           B. All elections held in this state shall be conducted in the  
8 following manner:

9           1. A voter shall vote for only one candidate for the same  
10 office;

11           2. A vote for one candidate shall not be reallocated to another  
12 candidate for the same office;

13           3. One voter's vote for a candidate for an office shall hold  
14 the same weight as other voters' votes for a candidate for the same  
15 office.

16           C. 1. This Section shall remain in effect unless and until it  
17 is repealed by a vote of the people by initiative or referendum as  
18 provided in this Constitution.

19           2. An initiative or referendum to repeal this section shall  
20 contain no subject other than the repeal of this section.

21           D. The Legislature shall have the authority to implement this  
22 section with appropriate legislation.

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

4 BALLOT TITLE

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

6 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

7 This measure would amend the Oklahoma Constitution. It would  
8 add new Section 4A to Article 3. If the measure passes,  
9 elections would have to be conducted in a specific manner.  
10 Elections could only provide for a person to win the election  
11 for an office if that person received the highest number of  
12 votes cast for the particular office. Nothing about this  
13 measure would amend or modify or limit the ability of the  
14 Legislature to provide for a system of primary elections. It  
15 would require a voter to cast only one vote for a person with  
16 respect to any public office. Each vote cast would be required  
17 to have the exact same weight as any other vote cast for the  
18 office. The provisions of this section would remain the law  
19 unless pursuant to an amendment to the Constitution by means of  
20 an initiative petition or a measure referred to a vote of the  
21 people by the Legislature. An initiative petition or a  
22 referendum measure could only contain a provision to repeal this  
23 section and could not contain an amendment to this section. The  
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1 Legislature would have the ability to enact laws in order to  
2 implement the provisions of this section.

3 SHALL THE PROPOSAL BE APPROVED?

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

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

6 SECTION 3. The Chief Clerk of the House of Representatives,  
7 immediately after the passage of this resolution, shall prepare and  
8 file one copy thereof, including the Ballot Title set forth in  
9 SECTION 2 hereof, with the Secretary of State and one copy with the  
10 Attorney General.

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12 59-2-8432 LRB 11/06/23  
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