OKLAHOMA SECRETARY OF STATE

June 6, 2024

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STATE ELECTION
BOARD
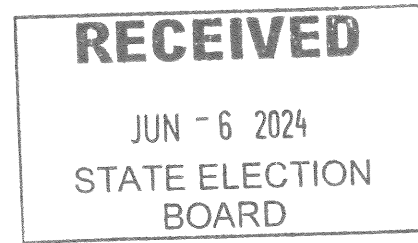
The Honorable Paul Ziriax

Secretary, State Election Board

State Capitol, Room G28

Oklahoma City, Oklahoma 73105

Re: SOS certification of the Final Ballot Title, as prepared by the Attorney General, for State Question 833, Legislative Referendum 376

Dear Secretary Ziriax:

In accordance with the provisions of 34 O.S. § 9(C)(2), I herewith transmit State Question 833, Legislative Referendum 376 and attest that the enclosed copy of Senate Joint Resolution 16 (Subject: Public infrastructure districts) is a true and accurate copy of the measure on record with this office. Also enclosed is a true and accurate copy of the Final Ballot Title, as prepared by the Attorney General.
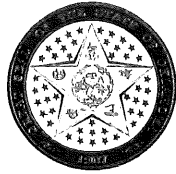
If our office may be of any further assistance, please do let us know.

Sincerely,

Josh Cockroft
Secretary of State

GENTNER DRUMMOND
ATTORNEY GENERAL

June 5, 2024

Via Hand Delivery and Email

Josh Cockroft
Office of the Secretary of State
2300 N. Lincoln Blvd., Ste. 122
Oklahoma City, OK 73015
Josh.Cockroft@sos.ok.gov

Re: Ballot Title for State Question 833, Legislative Referendum 376

Dear Secretary Cockroft,

On May 14, 2024, the office provided you with a proposed ballot title for the above-referenced State Question compliant with title 34, section 9(B)'s requirements and in accordance with section 9(C). The office received comments from the Speaker of the House. Accordingly, the office now submits the enclosed Final Ballot Title, inclusive of amendments based on the Speaker's comments. As a title 34 ballot title review, the following does not constitute an Attorney General Opinion.

Respectfully,

GENTNER DRUMMOND
Attorney General of Oklahoma

cc: President Pro Tempore Greg Treat
        greg.treat@oag.ok.gov

        Speaker Charles McCall
        charles.mccall@okhouse.gov

        Director Amy Canton
        Office of the Secretary of State
        amy.canton@sos.ok.gov

FINAL BALLOT TITLE FOR STATE QUESTION NO. 833

This measure adds a new section, section 9E, to article 10 of the Oklahoma Constitution. Section 9E will permit the creation of public infrastructure districts to provide support, organization, operation, and maintenance of services. To create such a district, proponents for creating the district must file a petition with the municipality. The petition must include the signatures of one hundred percent of all surface property owners falling within the district's proposed boundaries. The municipality possesses the right to impose limitations on the district's powers prior to approving the district. Once approved, the district will be governed by a board of trustees.

Through the board, the district may issue bonds to pay for all or part of all public improvements implemented by and for the public infrastructure district. The district will be limited to issuing bonds issued for such improvements not exceeding ten (10) mills. For repayment of the bonds, the district, acting through its board of trustees, will levy and assess a special assessment on all property benefiting from the improvements in the district. Section 9E also authorizes the Legislature to enact laws necessary for the implementation of public infrastructure districts.

SHALL THE PROPOSAL BE APPROVED?

FOR THE PROPOSAL – YES   _____

AGAINST THE PROPOSAL – NO   _____

ENROLLED SENATE JOINT RESOLUTION 16

ENACTED BY THE 2nd REGULAR SESSION OF THE

59TH LEGISLATURE OF THE STATE OF OKLAHOMA

NUMBERED BY THE SECRETARY OF STATE

STATE QUESTION NUMBER 833

LEGISLATIVE REFERENDUM NUMBER 376

RECEIVED: 04/25/2024

Resolution

ENROLLED SENATE
JOINT
RESOLUTION NO. 16

By: Haste of the Senate

and

O'Donnell and Sims 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 9E to Article X;
allowing for the creation of public infrastructure
districts; requiring certain conditions for the
creation of a public infrastructure district;
allowing municipalities to limit powers of the public
infrastructure districts; authorizing additional
levies to be imposed for certain purpose; authorizing
the Legislature to enact laws necessary for the
implementation of public infrastructure districts;
providing ballot title; and directing filing.

SUBJECT: Public infrastructure districts

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE
2ND SESSION OF THE 59TH 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 9E to Article X to read as follows:

Section 9E. A. There are hereby created public infrastructure districts.

B. Municipalities may approve the creation of public infrastructure districts, which may incur indebtedness and issue public infrastructure district bonds to pay for all or part of the cost of public improvements within such districts. The cost of all indebtedness so incurred shall be levied and assessed by the board of trustees of a public infrastructure district on the property benefited by such improvements following the passage and approval of the organization of a public infrastructure district pursuant to subsection C of this section. The board shall collect the special assessments so levied and use the same to reimburse the public infrastructure district for the amount paid or to be paid by it on the bonds issued for such improvements not to exceed ten (10) mills for the purpose of providing funds for the purpose of support, organization, operation, and maintenance of such services.

C. A public infrastructure district shall not be created unless a petition is filed with the municipality that contains the signatures of one hundred percent (100%) of surface property owners within the applicable area consenting to the creation of the public infrastructure district.

D. The municipality may impose limitations on the powers of the public infrastructure district through the governing document presented by the public infrastructure district applicant.

E. The levy shall be in addition to all other levies authorized by this Constitution, and when approved, shall be made for the repayment of public infrastructure district bonds issued by the public infrastructure districts for the public improvements agreed upon by the voters of the district as provided by the governing document.

F. The Legislature shall be authorized to enact such laws as may be necessary in order to implement public infrastructure districts in this state.

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. 376   State Question No. 833

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

This measure adds a new section of law to the Oklahoma
Constitution. It adds Section 9E to Article 10. It allows for
the creation of public infrastructure districts. It provides
for the issuance of public infrastructure district bonds by the
public infrastructure district to pay for all or part of all
public improvements implemented by and for the public
infrastructure district. It requires a one-hundred-percent
approval of surface property owners in the district to become
created.

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 11th day of March, 2024.

_____
Presiding Officer of the Senate

Passed the House of Representatives the 24th day of April, 2024.

_____
Presiding Officer of the House
of Representatives

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OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _25th_

day of _April_ , 20 _24_ , at _1:52_ o'clock _P._ M.

By: _____