NATE JOURNAL

REGULAR SESSION OF THE

ELEVENTH LEGISLATURE OF OKLAHOMA

JANUARY 4 TO MARCH 24, 1927

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The EIGHTEENTH ANNUAL OKLAHOMA STATE FAIR & EXPOSITION



From SEPTEMBER TWENTIETH TO TWENTY-SEVENTH Inclusive, 1924

JOURNAL

OF

SENATE

OF THE

ELEVENTH LEGISLATURE

OF THE

State of Oklahoma

REGULAR SESSION

Tuesday, January 4th, 1927, to Thursday, March 24th, 1927

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OFFICERS OF SENATE

HOLLOWAY, W. J.	President
WILLIAMSON, MAC Q.	President Pro Tempore
STIGLER, W. G.	Vice President Pro Tempore
McALISTER, W. C.	Secretary
SHIPLEY, W. E. (MISS)	Journal Clerk
NEFF, SAMUEL G.	Reading Clerk
CROW, MRS. W. C.	Calendar Clerk
COLLUMS, D. B.	Chief Enrolling and Engrossing Clerk
REED, CLYDE	Sergeant-at-Arms
KANE, MATTHEW J.	Messenger

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MEMBERSHIP OF SENATE

Dist. No.	*Name*	*Pol.*	*Counties*	*Address*
1.	Loofbourrow, Wade H.	D	Cimarron, Texas, Beaver, Harper	Buffalo
2.	Reed, Ed M.	D	Beckham, Roger Mills, Ellis, Dewey	Elk City
	Shepherd, Stanley	D	Beckham, Roger Mills, Ellis, Dewey	Seiling
3.	Powers, D. H.	R	Woods, Woodward	Freedom
4.	Looney, Mrs. Lamar	D	Greer, Harmon	Hollis
5.	Austin, W. C.	D	Jackson, Tillman	Altus
6.	Darnell, A. E.	D	Custer, Washita, Kiowa	Clinton
	Thomas, S. G.	D	Custer, Kiowa, Washita	Cordell
7.	Hill, Ira A.	R	Alfalfa, Major	Cherokee
8.	Otjen, W. J.	R	Garfield	Enid
9.	Clark, W. T.	R	Grant, Kay	Medford
10.	Ferguson, Jo O.	R	Noble, Pawnee	Pawnee
11.	Johnson, Fletcher M.	D	Creek, Payne	Bristow
12.	Shearer, John S.	R	Logan	Guthrie
13.	Waldrep, Tom C.	D	Pottawatomie, Lincoln	Shawnee
	Peck, Geo. D.	D	Pottawatomie, Lincoln	Stroud
14.	Fidler, W. C.	D	Canadian, Oklahoma	Okla. City
	Rice, John L.	D	Canadian, Oklahoma	El Reno
15.	Johnson, Jed J.	D	Caddo, Grady	Anadarko
	Gray, Gordon	D	Caddo, Grady	Chickasha
16.	Kimerer, W. P	R	Blaine, Kingfisher	Dover
17.	Bover, Dave	D	Comanche, Cotton, Jefferson, Stephens	Walters

	Storms, C. S.	D	Comanche, Cotton, Jefferson, Stephens	Waurika
18.	Rexroat, U. T.	D	Carter, Love, Murray	Ardmore
	Pullen, Jess L.	D	Carter, Love, Murray	Sulphur
19.	Williamson, Mac Q.	D	Cleveland, Garvin, McClain	Pauls Valley
	George, E. V.	D	Cleveland, Garvin, McClain	Norman
20.	Nesbitt, J. N.	D	Atoka, Bryan, Coal	Coalgate
	McCurley, J. H.	D	Atoka, Bryan, Coal	Bokchito
21.	Harper, Jess B.	D	Latimer, LeFlore	Talihina
22.	Anglin, Tom	D	Hughes, Okfuskee	Holdenville
23.	Smith, Lester E.	D	Pontotoc, Seminole	Wewoka
24.	Stewart, Paul	D	Choctaw, McCurtain, Pushmataha	Haworth
25.	Andrews, Guy L.	D	Pittsburg	McAlester
26.	Simmons, Felix	D	Johnston, Marshall	Madill
27.	Stigler, W. G.	D	Haskell, McIntosh, Muskogee	Stigler
	Gulager, W. M.	D	Haskell, McIntosh, Muskogee	Muskogee
28.	Goodall, John A.	D	Adair, Sequoyah	Stilwell
29.	Wheatley, Richard I.	D	Craig, Mayes	Vinita
30.	Marshall, H. L.	R	Cherokee, Delaware, Ottawa	Jay
31.	Terwilleger, C. H.	R	Tulsa	Tulsa
32.	Culp, Dr. A. H.	D	Okmulgee, Wagoner	Beggs
33.	Graham, Gid	D	Nowata, Rogers	Nowata
34.	VanDall, G. I.	D	Osage, Washington	Bartlesville

SENATE JOURNAL

of the

REGULAR SESSION OF THE
ELEVENTH LEGISLATURE

FIRST LEGISLATIVE DAY

TUESDAY, JANUARY 4th, 1927.

The Senate of the 11th Legislature met at 12:00, noon, and was called to order by its Secretary, W. C. McAlister, who told the Senate that it became the duty of the hold-over Senators to elect one of its membership to preside over the Senate until a permanent organization is perfected.

Senator Rexroat moved that Senator Anglin be elected by the Senate to preside until the President Pro Tempore is elected, which motion prevailed.

Senator Anglin assumed the Chair.

Upon roll call, the following named hold-over Senators were present:

Anglin, Boyer, Culp, Ferguson, Fidler, Goodall, Johnson (Caddo), Kimerer, Looney, Marshall, McCurley, Otjen, Rexroat, Shearer, Shepherd, Stigler, Thomas, VanDall, Waldrep, Williamson. Total 20.

Upon roll call of the newly elected Senators, the following were present:

Andrews, Austin, Clark, Darnell, George, Graham, Gray, Gulager, Hill, Johnson (Creek), Loofbourrow, Nesbitt, Peck.

Powers, Pullen. Reed, Rice, Simmons, Stewart. Storms, Terwilleger, Wheatley. Total 22.

Absent: Smith. Total 1.

Vacancy: Shaw (deceased). Total 1.

Upon motion of Senator Rexroat, a committee of three, composed of Senators Waldrep, Kimerer and VanDall, was appointed to examine the credentials of the newly elected Senators, with instructions to report back as soon as possible.

The Senate was declared at ease, pending the report.

The Senate reassembled.

Senator Waldrep submitted the following Committee Report, which was adopted:

Mr. President:

We, your Committee on Credentials, have the honor to report that we had under consideration the matter of the newly elected members of the Senate.

We find that the following are the duly elected Senators from the respective districts and that they are authorized and entitled to membership in the State Senate, upon taking the oath of office as provided by the Constitution of Oklahoma:

FROM THE:

1ST SENATORIAL DISTRICT—Wade H. Loofbourrow
2ND SENATORIAL DISTRICT—Ed M. Reed
3RD SENATORIAL DISTRICT—D. H. Powers
5TH SENATORIAL DISTRICT—W. C. Austin
6TH SENATORIAL DISTRICT—A. E. Darnell
7TH SENATORIAL DISTRICT—Ira A. Hill
9TH SENATORIAL DISTRICT—W. T. Clark
11TH SENATORIAL DISTRICT—Fletcher M. Johnson
13TH SENATORIAL—DISTRICT—George Dewey Peck
14TH SENATORIAL DISTRICT—John L. Rice
15TH SENATORIAL DISTRICT—Gordon Gray

17TH SENATORIAL DISTRICT—C. S. Storms
18TH SENATORIAL DISTRICT—Jess L. Pullen
19TH SENATORIAL DISTRICT—E. V. George
20TH SENATORIAL DISTRICT—J. N. Nesbitt
21ST SENATORIAL DISTRICT—D. A. Shaw
23RD SENATORIAL DISTRICT—Lester E. Smith
24th SENATORIAL DISTRICT— Paul Stewart
(Unexpired term)
25TH SENATORIAL DISTRICT—Guy L. Andrews
26TH SENATORIAL DISTRICT—Felix Simmons
(Unexpired term)
27TH SENATORIAL DISTRICT—W. M. Gulager
29TH SENATORIAL DISTRICT—Richard L. Wheatley
31ST SENATORIAL DISTRICT—C. H. Terwilleger
33RD SENATORIAL DISTRICT—Gid Graham

Respectfully submitted,

TOM WALDREP, Chairman.
G. I. VANDALL
W. P. KIMERER
Committee on Credentials.

The official oath of office was administered by Justice E. F. Lester, of the Supreme Court, to the newly elected Senators who were present.

Upon roll call of the entire membership of the Senate, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 42.

Absent: Smith. Total 1.

Vacancy: Total 1.

The Presiding Officer announced a quorum present.

Prayer was offered by Rev. W. J. Moore, of Okla. City.

The matter of the election of a President Pro Tempore coming regularly before the Senate, the Presiding Officer announced that nominations for that office would be entertained.

Senator Andrews placed before the Senate the nomination of Senator Mac Q. Williamson, as President Pro Tempore.

Senator Otjen placed before the Senate the nominaton of Senator Ira A. Hill, as President Pro Tempore.

There being no further nominations, the roll of the Senate was called, which resulted as follows:

FOR WILLIAMSON: Andrews, Anglin, Austin, Boyer, Culp, Darnell, Fidler, George, Goodall, Graham, Gray, Hill, Johnson (Caddo), Johnson (Creek), Loofbourrow, Looney, McCurley, Nesbitt, Peck, Reed, Rexroat, Rice, Shepherd, Simmons, Stewart, Stigler, Storms, Thomas, VanDall, Waldrep, Wheatley. Total 31.

FOR HILL: Clark, Ferguson, Kimerer, Marshall, Otjen, Powers, Shearer, Terwilleger, Williamson. Total 9.

Not Voting: Gulager, Pullen. Total 2.

Absent: Smith. Total 1.

Vacancy: Total 1.

The Presiding Officer declared Senator Williamson to be the duly elected President Pro Tempore of the Senate of the 11th Legislature.

Senator Rexroat moved that a Committee of three be appointed to escort Senator Williamson to the Chair.

The motion prevailed and Senators Andrews, Darnell and Hill were appointed.

After being introduced by Senator Anglin, President Pro Tempore Williamson assumed the Chair and expressed his deep appreciation for the honor conferred upon him.

Upon motion of Senator Rexroat, the Rules of the Senate during the 10th Legislature were made the temporary Senate Rules of the 11th Legislature, until such time as permanent Senate Rules might be provided and adopted.

Senator Rexroat moved that W. C. McAlister be elected Secretary of the Senate, which was seconded by Senator Gray and which motion prevailed.

Senator Rexroat placed before the Senate for election to the offices indicated, the names of the following persons:

For Sergeant-at-Arms—Clyde Reed.

For Chaplain—Rev. W. J. Moore.

For Postmistress—Mrs. R. P. Watt.

Upon motion of Senator Rexroat, the above named officers were elected to the positions indicated.

Senator Rexroat moved that a Committee on Employment, composed of Senators Andrews, Stewart, Peck, Loofbourrow, Boyer, and the following at Large, Senators Rice, Wheatley, Reed and Clark, be selected, permitting said Committee to elect its own Chairman, which motion prevailed.

Senator Rexroat moved that a Committee on Committees be selected, composed of Senators VanDall, Stigler, Johnson (Creek), Looney, Fidler, and the following at Large, Senators George, Darnell, Goodall and Otjen, permitting said Committee to elect its own Chairman, which motion prevailed.

Senator Rexroat moved that a Committee of three be appointed to notify the Governor that the Senate is organized and ready to transact business.

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The motion prevailed and the President Pro Tempore appointed Senators Anglin, George and Hill.

Senator Rexroat moved that a Committee of three be appointed to notify the Honorable House of Representatives that the Senate is organized and ready to transact business.

The motion prevailed and Senators Looney, Johnson (Creek) and Otjen were appointed.

Senator Rexroat moved that a Committee of three be appointed on mileage.

The motion prevailed and Senators Boyer, Shepherd and Kimerer were appointed.

The Senate was declared at ease for 10 minutes.

The Senate reassembled, with President Pro Tempore Williamson presiding.

Senator Anglin, on behalf of the Committee appointed to notify the Governor that the Senate is ready to transact business, reported the Committee had performed its mission.

The Report was received and Committee discharged.

Senator Looney, on behalf of the Committee appointed to notify the Honorable House that the Senate is organized and ready to transact business, reported the duty performed.

The report was received and Committee discharged.

Senator Rexroat moved that the Senate proceed with the drawing of permanent seats, permitting Mrs. Looney to choose her place first, then the President Pro Tempore, Chairman of the Democratic Caucus, Chairman of the Republican Caucus and Chairman of the Appropriations Committee, setting aside the tier of seats on the north side of the Senate Chamber for the Minority members, which motion prevailed.

Whereupon permanent seats were chosen by members of the Senate.

Senator Rexroat moved that a Committee of three be appointed to work in conjunction with a like Committee of the Honorable House, and the Committee of Oklahoma Cityans, in the preparation of the Inauguration Ceremony, to be held January 10th, 1927.

The motion prevailed and Senators Fidler, Stigler and Terwilleger were appointed.

A Committee from the Honorable House, composed of Representatives Kight, Nance and Chappell, were received and advised the Senate that the House of Representatives was organized and ready to meet in joint session.

The report was received and the Committee was discharged.

The Senate was declared at ease for 5 minutes.

The Senate reassembled.

Senator Rexroat moved that a Committee of three be appointed to notify the Honorable House that the Senate would be ready to meet in joint session at 2:30 p. m.

The motion prevailed and Senators Storms, Wheatley and Clark were appointed.

The Senate was declared at ease for 10 minutes.

The Senate reassembled.

Senator Storms, on behalf of the Committee appointed to notify the Honorable House that the Senate would be ready to meet in joint session at 2:30 p. m., reported the duty performed.

The report was received and the Committee was discharged.

Upon motion of Senator Rexroat, the Senate recessed to meet at 2:15 p. m.

AFTERNOON SESSION

The Senate reassembled at 2:15 p. m., and was called to order by President Pro Tempore Williamson.

Upon motion of Senator Rexroat, the Senate proceeded to the House of Representatives, there to meet in joint session.

JOINT SESSION

The Senate and House of Representatives assembled in joint session at 2:30 p. m., in the House Chamber, for the purpose of canvassing the returns and publishing the results of the general election held throughout the State on November 2nd, 1926, and to receive the Message of the Governor.

President Pro Tempore Williamson presiding.

Upon a roll call of the Senate, the following were present:

Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 42.

Absent: Smith. Total 1.

Vacancy: Total 1.

Upon a roll call of the Honorable House, the following were present:

Acton, Adair, Aldridge, Baggerly, Baldwin, Battenfield, Beatty, Beck, Bell, Berry, Bilbrey, Billups, Bird, Brewer, Briggs, Brown, Bryant, Butler, Campbell, Cardwell, Carmichael, Cash, Chappell, Christian (Creek), Christian (Tillman), Clark, Cobb, Cochran, Daniel, Davis (Carter), Davis (Oklahoma), Deardorff, Dixon, Dukes, Dyer, Ebey,

Easter, Faulk, Forehand, Foster, Fry, Gilmer, Graham, Henderson, Hill, Hines, Hybarger, James, Johnson (Comanche), Johnson (Pushmataha), Jolly, Kight, Lane, Laskey (Mrs.), Leecraft, Logan, Lohman, Lowrance, Manning, Maxwell, McArthur, McClintock, McCombs, McLaury, Moon, Nance, Nash, O'Bryan, Ogden, Owens, Paul, Payne, Pomeroy, Porter, Reece, Reeves, Riddle, Roe, Rogers, Sewell, Singletary, Skinner, Smith (Blaine), Snoddy, Stone, Strauss, Sullivan, Taylor, Thomas (Le Flore), Thomas (Tulsa), Thompson (Garvin), Thompson (Pontotoc), Trent, Voorhees, Ware, Watson (Creek), Watson (Kiowa), Watson (Pittsburg), Webber, Webster, Wilson, Windle, Mr. Speaker. Total 103.

Absent: Crowley, Fraley, Nairn, Reily, Smith (Bryan). Total 5.

President Pro Tempore Williamson announced a quorum present of the two Bodies.

The Joint Assembly, through the Speaker of the Honorable House, D. A. Stovall, proceeded to open the returns of the general election, held November 2nd, 1926, as certified by W. C. McAlister, Secretary of the State Election Board, and publish the same in the presence of a majority of each branch of the Legislature:

FOR GOVERNOR:

Henry S. Johnston—Dem.	213,167
Omer K. Benedict—Rep.	170,714
Ed Boyle—Ind.	431
E. H. H. Gates—Soc.	1,350
John Franing—F. L.	1,646

Henry S. Johnston having received the highest number of votes cast for the office of Governor of the State of Oklahoma was declared elected.

FOR LIEUTENANT GOVERNOR:

W. J. Holloway—Dem.	197,783
W. S. Caldwell—Rep.	155,834
M. Shadid—F. L	1,592

W. J. Holloway having received the highest number of votes cast for the office of Lieutenant Governor of the State of Oklahoma was declared elected.

FOR SECRETARY OF STATE:

Graves Leeper—Dem.	191,716
Harry G. Johnson—Rep.	153,624

Graves Leeper having received the highest number of votes cast for the office of Secretary of State of the State of Oklahoma was declared elected.

FOR STATE AUDITOR:

A. S. J. Shaw—Dem.	199,940
Jack Dillon—Rep.	148,797
Louis Kluck—F. L.	1,373

A. S. J. Shaw having received the highest number of votes cast for the office of State Auditor of the State of Oklahoma was declared elected.

FOR ATTORNEY GENERAL:

Ed. Dabney—Dem.	185,306
John W. Robertson—Rep.	164,041

Ed Dabney having received the highest number of votes cast for the office of Attorney General of the State of Oklahoma was declared elected.

FOR STATE TREASURER:

R. A. Sneed—Dem.	199,933
A. P. Harris—Rep.	149,134

R. A. Sneed having received the highest number of votes cast for the office of State Treasurer of the State of Oklahoma was declared elected.

FOR SUPERINTENDENT OF PUBLIC INSTRUCTION:

M. A. Nash—Dem.	203,005
Anna Willis—Rep.	148,558

M. A. Nash having received the highest number of votes cast for the office of Superintendent of Public Instruction of the State of Oklahoma was declared elected.

FOR STATE EXAMINER AND INSPECTOR:

John Rogers—Dem.	192,816
Frederick Wheeler—Rep.	149,561

John Rogers having received the highest number of votes cast for the office of State Examiner and Inspector of the State of Oklahoma was declared elected.

FOR STATE COMMISSIONER OF LABOR:

W. A. Pat Murphy—Dem.	194,192
George Long—Rep.	150,049
Myrtle Blackwell—Soc.	1,746

W. A. Pat Murphy having received the highest number of votes cast for the office of State Commissioner of Labor of the State of Oklahoma was declared elected.

FOR STATE COMMISSIONER OF CHARITIES AND CORRECTIONS:

Mabel Bassett—Dem.	205,403
J. E. Reid—Rep.	145,049
Lillie Jackson—F. L.	1,269
Rose Ella Gates—Soc.	1,356

Mabel Bassett having received the highest number of votes cast for the office of State Commissioner of Charities and Corrections of the State of Oklahoma was declared elected.

FOR STATE COMMISSIONER OF INSURANCE:

Jess G. Read—Dem.	190,214
H. D. Renfrow—Rep.	151,306

Jess G. Read having received the highest number of votes cast for the office of State Commissioner of Insurance of the State of Oklahoma was declared elected.

FOR PRESIDENT STATE BOARD OF AGRICULTURE:

Harry B. Cordell—Dem.	194,730
Walter Colbert—Rep.	149,146
G. A. Stewart—F. L.	1,564

Harry B. Cordell having received the highest number of votes cast for the office of President State Board of Agriculture of the State of Oklahoma was declared elected.

FOR CORPORATION COMMISSIONER:

C. C. Childers—Dem.	196,438
E. R. Hughes—Rep.	150,355

C. C. Childers having received the highest number of votes cast for the office of Corporation Commissioner of the State of Oklahoma was declared elected.

FOR CLERK OF THE SUPREME COURT:

Jessie Elizabeth Moore—Dem.	192,874
Nellie B. Scothorn—Rep.	151,413

Jessie Elizabeth Moore having received the highest number of votes cast for the office of Clerk of the Supreme Court of the State of Oklahoma was declared elected.

FOR CHIEF MINE INSPECTOR:

Miller D. Hay—Dem.	188,690
Thomas F. Hetherington—Rep.	149,172

Miller D. Hay having received the highest number of votes cast for the office of Chief Mine Inspector of the State of Oklahoma was declared elected.

FOR ASSISTANT MINE INSPECTOR

DISTRICT NUMBER ONE (1):

Robt. Brown—Dem.	193,597

Robt. Brown having received the highest number of votes cast for the office of Assistant Mine Inspector District Number One (1) of the State of Oklahoma was declared elected.

FOR ASSISTANT MINE INSPECTOR

DISTRICT NUMBER TWO (2):

W. G. Roberts—Dem.	184,644
Arthur Craig—Rep.	140,766

W. G. Roberts having received the highest number of votes cast for the office of Assistant Mine Inspector District Number Two (2) of the State of Oklahoma was declared elected.

FOR ASSISTANT MINE INSPECTOR

DISTRICT NUMBER THREE (3):

W. R. Rutherford—Dem.	185,385
G. A. Guffey—Rep.	139,480

W. R. Rutherford having received the highest number of votes cast for the office of Assistant Mine Inspector District Number Three (3) of the State of Oklahoma was declared elected.

FOR JUSTICE OF THE SUPREME COURT
DISTRICT NUMBER TWO (2):

E. F. Lester—Dem.	187,502
E. O. Clark—Rep.	146,278

E. F. Lester having received the highest number of votes cast for the office of Justice of the Supreme Court District Number Two (2) of the State of Oklahoma was declared elected.

FOR JUSTICE OF THE SUPREME COURT
DISTRICT NUMBER FIVE (5):

Robert A. Hefner—Dem.	183,913
C. G. Moore—Rep.	144,144

Robert A. Hefner having received the highest number of votes cast for the office of Justice of the Supreme Court District Number Five (5) of the State of Oklahoma was declared elected.

FOR JUSTICE OF THE SUPREME COURT
DISTRICT NUMBER EIGHT (8):

J. W. Clark—Dem.	185,440
Paul F. Cooper—Rep.	142,715

J. W. Clark having received the highest number of votes cast for the office of Justice of the Supreme Court District Number Eight (8) of the State of Oklahoma was declared elected.

FOR JUDGE OF THE CRIMINAL COURT
OF APPEALS OF EASTERN DISTRICT:

James S. Davenport—Dem.	189,717
Bruce L. Keenan—Rep.	144,112

James S. Davenport having received the highest number of

votes cast for the office of Judge of the Criminal Court of Appeals, Eastern District, of the State of Oklahoma was declared elected.

FOR UNITED STATES SENATOR:

Elmer Thomas—Dem.	195,312
J. W. Harreld—Rep.	159,287
Thomas P. Hopley—Ind.	152
J. A. Hart—Soc.	1,012
J. Edwin Spur—F. L.	791

Elmer Thomas having received the highest number of votes cast for the office of United States Senator of the State of Oklahoma was declared elected.

FOR REPRESENTATIVE IN CONGRESS,

FIRST DISTRICT:

E. B. Howard—Dem.	33,475
S. J. Montgomery—Rep.	32,697

E. B. Howard having received the highest number of votes cast for the office of Representative in Congress, First District, was declared elected.

FOR REPRESENTATIVE IN CONGRESS,

SECOND DISTRICT:

W. W. Hastings—Dem.	24,024
H. L. Wineland—Rep.	18,220

W. W. Hastings having received the highest number of votes cast for the office of Representative in Congress, Second District, of the State of Oklahoma was declared elected.

FOR REPRESENTATIVE IN CONGRESS,

THIRD DISTRICT:

Wilburn Cartwright—Dem.	28,883
George W. Strawn—Rep.	13,954
J. J. Rogers—Ind.	50
Ben F. Pardue—Soc.	140

Wilburn Cartwright having received the highest number of votes cast for the office of Representative in Congress, Third District, of the State of Oklahoma was declared elected.

FOR REPRESENTATIVE IN CONGRESS,

FOURTH DISTRICT:

Tom D. McKeown—Dem.	27,070
Charles E. Wells—Rep.	17,449

Tom D. McKeown having received the highest number of votes cast for the office of Representative in Congress, Fourth District, of the State of Oklahoma was declared elected.

FOR REPRESENTATIVE IN CONGRESS,

FIFTH DISTRICT:

F. B. Swank—Dem.	29,988
Barritt Galloway—Rep.	19,491

F. B. Swank having received the highest number of votes cast for the office of Representative in Congress, Fifth District, of the State of Oklahoma was declared elected.

FOR REPRESENTATIVE IN CONGRESS,

SIXTH DISTRICT:

Jed Johnson—Dem.	21,838
Fred W. Lankard—Rep.	18,188
O. A. Patswald—F. L.	276

Jed Johnson having received the highest number of votes cast for the office of Representative in Congress, Sixth District, of the State of Oklahoma was declared elected.

FOR REPRESENTATIVE IN CONGRESS,

SEVENTH DISTRICT:

Jim V. McClintic—Dem.	16,962
Walter S. Mills—Rep.	7,416
W. H. Conley—Soc.	140

Jim V. McClintic having received the highest number of votes cast for the office of Representative in Congress, Seventh District, of the State of Oklahoma was declared elected.

FOR REPRESENTATIVE IN CONGRESS,

EIGHTH DISTRICT:

C. H. Hyde—Dem.	18,957
M. C. Garber—Rep.	27,377
Alfred Reynolds—F. L.	111
J. H. Vaughn—Soc.	157

M. C. Garber having received the highest number of votes cast for the office of Representative in Congress, Eighth District, of the State of Oklahoma was declared elected.

FOR DISTRICT JUDGE, FIRST DISTRICT:

J. T. Parks—Dem.	6,615
W. A. Woodruff—Rep.	6,182

J. T. Parks having received the highest number of votes cast for the office of District Judge, First District, of the State of Oklahoma was declared elected.

FOR DISTRICT JUDGE, SECOND DISTRICT:

Wayne W. Bayless, Dem.	4,153
Harry Jennings—Rep.	2,908

Wayne W. Bayless having received the highest number of votes cast for the office of District Judge, Second District, of the State of Oklahoma was declared elected.

FOR DISTRICT JUDGE, THIRD DISTRICT:

Three to be elected:

Enloe V. Vernor—Dem.	7,756
E. A. Summers—Dem.	7,807
W. J. Crump—Dem.	7,251
Luther Kyle—Rep.	5,906
Ferd P. Snider—Rep.	5,829
Geo. F. Waggoner—Rep.	5,499

Enloe V. Vernor, E. A. Summers and W. J. Crump having received the highest number of votes cast for the offices of District Judge, Third District, of the State of Oklahoma were declared elected.

FOR DISTRICT JUDGE, FIFTH DISTRICT:

Harve L. Melton—Dem.	6,972

Harve L. Melton having received the highest number of votes cast for the office of District Judge, Fourth District, of the State of Oklahoma was declared elected.

FOR DISTRICT JUDGE, FIFTH DISTRICT:

D. C. McCurtain—Dem.	7,221
R. G. Bulgin—Rep.	5,416

D. C. McCurtain having received the highest number of votes cast for the office of District Judge, Fifth District, of the State of Oklahoma was declared elected.

FOR DISTRICT JUDGE, SIXTH DISTRICT:

Porter Newman—Dem.	6,661
Jno. J. Stobaugh—Rep.	2,152

Porter Newman having received the highest number of votes cast for the office of District Judge, Sixth District, of the State of Oklahoma was declared elected.

FOR DISTRICT JUDGE, SEVENTH DISTRICT:

Orel Busby—Dem.	3,180
Chas. T. Barney—Rep.	1,718

Orel Busby having received the highest number of votes cast for the office of District Judge, Seventh District, of the State of Oklahoma was declared elected.

FOR DISTRICT JUDGE, EIGHTH DISTRICT:

Two to be elected:

Asa E. Walden—Dem.	6,285
John B. Ogden—Dem.	6,543
Sam H. Butler—Rep.	2,615

Asa E. Walden and John B. Ogden having received the highest number of votes cast for the offices of District Judge, Eighth District of the State of Oklahoma were declared elected.

FOR DISTRICT JUDGE, NINTH DISTRICT:

George C. Crump—Dem.	5,535
Thos. J. Horsley—Rep.	2,805

George C. Crump having received the highest number of

votes cast for the office of District Judge, Ninth District, State of Oklahoma was declared elected.

FOR DISTRICT JUDGE, TENTH DISTRICT:

M. L. Hankins—Dem.	5,158
Hal Johnson—Rep.	6,868

Hal Johnson having received the highest number of votes cast for the office of District Judge, Ninth District, of the State of Oklahoma was declared elected.

FOR DISTRICT JUDGE, ELEVENTH DISTRICT:

C. C. Smith—Dem.	5,763
Thos. A. Higgins—Rep.	5,453

C. C. Smith having received the highest number of votes cast for the office of District Judge, Eleventh District, of the State of Oklahoma was declared elected.

FOR DISTRICT JUDGE, TWELFTH DISTRICT:

Claude Duval—Dem.	7,577
John H. Hill—Rep.	6,185

Claude Duval having received the highest number of votes cast for the office of District Judge, Twelfth District, of the State of Oklahoma was declared elected.

FOR DISTRICT JUDGE, THIRTEENTH DISTRICT:

Five Judges to be elected:

From Oklahoma County four to be elected:

Wyley Jones—Dem.	17,916

Geo. W. Clark—Dem.	18,599
Tom G. Chambers—Dem.	18,189
Sam Hooker—Dem.	18,053
L. D. Mitchell—Rep.	11,349
Harlan Deupree—Rep.	11,752
From Canadian County one to be elected:	
Lucius Babcock—Dem.	18,205

Wyley Jones, Geo. W. Clark, Tom G. Chambers, Sam Hooker and Lucius Babcock having received the highest number of votes cast for the offices of District Judge, Thirteenth District, of the State of Oklahoma were declared elected.

FOR DISTRICT JUDGE, FOURTEENTH DISTRICT:

Two Judges to be elected:

Tom P. Pace—Dem.	9,169
W. G. Long—Dem.	8,756
Yerker E. Taylor—Rep.	3,293

Tom P. Pace and W. G. Long having received the highest number of votes cast for the offices of District Judge, Fourteenth District, of the State of Oklahoma were declared elected.

FOR DISTRICT JUDGE, FIFTEENTH DISTRICT:

Two Judges to be elected:

Will Linn—Dem.	12,726
M. W. Pugh—Dem.	12,584
C. L. McArthur—Rep.	6,992

Will Linn and M. W. Pugh having received the highest number of votes cast for the offices of District Judge, Fifteenth District, of the State of Oklahoma were declared elected.

FOR DISTRICT JUDGE, SIXTEENTH DISTRICT:

E. L. Richardson—Dem.	4,713
Walter Hubbell—Rep.	3,876

E. L. Richardson having received the highest number of votes cast for the office of District Judge, Sixteenth District, of the State of Oklahoma, was declared elected.

FOR DISTRICT JUDGE, SEVENTEENTH DISTRICT:

E. L. Mitchell—Dem.	6,741

E. L. Mitchell having received the highest number of votes cast for the office of District Judge, Seventeenth District, of the State of Oklahoma was declared elected.

FOR DISTRICT JUDGE, EIGHTEENTH DISTRICT:

T. P. Clay—Dem.	6,539

T. P. Clay having received the highest number of votes cast for the office of District Judge, Eighteenth District, of the State of Oklahoma was declared elected.

FOR DISTRICT JUDGE, NINETEENTH DISTRICT:

J. L. Griffitts—Dem.	5,439
Arthur G. Sutton—Rep.	5,997

Arthur G. Sutton having received the highest number of votes cast for the office of District Judge, Nineteenth District, of the State of Oklahoma was declared elected.

FOR DISTRICT JUDGE, TWENTIETH DISTRICT:

Two Judges to be elected:

Adam S. Garis—Dem.	8,028
Charles Swindall—Rep.	16,291
James B. Cullison—Rep.	15,532

Charles Swindall and James B. Cullison having received

the highest number of votes cast for the offices of District Judge, Twentieth District, of the State of Oklahoma were declared elected.

FOR DISTRICT JUDGE, TWENTY-FIRST DISTRICT:

Four Judges to be elected:

From Tulsa County, three to be elected:

Luther James—Dem.	13,975
Robert D. Hudson—Dem.	13,428
John Ladner—Rep.	13,350
Thomas I. Munroe—Dem.	13,136
W. L. Coffey—Rep.	12,723
A. E. Williams—Rep.	12,075

From Pawnee County, one to be elected:

Edwin R. McNeill—Dem.	11,754

Luther James, Robert D. Hudson, John Ladner and Edwin R. McNeill having received the highest number of votes cast for the offices of District Judge, Twenty-first District, of the State of Oklahoma were declared elected.

FOR DISTRICT JUDGE, TWENTY-SECOND DISTRICT:

Three Judges to be elected:

Fred A. Speakman—Dem.	13,605
John L. Norman—Dem.	13,339
James M. Hays—Dem.	12,296
L. L. Cowley—Rep.	11,044

Martin L. Frerichs—Rep.	10,126
Grady Lewis—Rep.	10,904

Fred A. Speakman, John L. Norman and James M. Hays having received the highest number of votes cast for the offices of District Judge, Twenty-second District, of the State of Oklahoma were declared elected.

FOR DISTRICT JUDGE, TWENTY-THIRD DISTRICT:

Ad V. Coppedge—Dem.	5,761

Ad V. Coppedge having received the highest number of votes cast for the office of District Judge, Twenty-third District, of the State of Oklahoma was declared elected.

FOR DISTRICT JUDGE, TWENTY-FOURTH DISTRICT:

Jesse J. Worten—Dem.	4,457
John L. Arrington—Rep.	3,733

Jesse J. Worten having received the highest number of votes cast for the office of District Judge, Twenty-fourth District, of the State of Oklahoma was declared elected.

FOR DISTRICT JUDGE, TWENTY-FIFTH DISTRICT:

Frank Mathews—Dem.	4,654

Frank Mathews having received the highest number of votes cast for the office of District Judge, Twenty-fifth District, of the State of Oklahoma was declared elected.

FOR DISTRICT JUDGE, TWENTY-SIXTH DISTRICT:

P. L. Gassaway—Dem.	3,172
G. T. Ralls—Rep.	2,264

P. L. Gassaway having received the highest number of votes cast for the office of District Judge, Twenty-sixth District, of the State of Oklahoma was declared elected.

FOR DISTRICT JUDGE, TWENTY-SEVENTH DISTRICT:

Two Judges to be elected:

Geo. T. Arnett—Dem.	6,577
Earl Welch—Dem.	6,565
W. T. Williams—Rep.	2,825
John Cocke—Rep.	3,210

Geo. T. Arnett and Earl Welch having received the highest number of votes cast for the offices of District Judge, Twenty-seventh District, of the State of Oklahoma were declared elected.

FOR DISTRICT JUDGE, TWENTY-EIGHTH DISTRICT:

J. J. Smith—Dem.	4,739
N. C. Barry—Rep.	2,716

J. J. Smith having received the highest number of votes cast for the office of District Judge, Twenty-eighth District, of the State of Oklahoma was declared elected.

FOR DISTRICT JUDGE, THIRTIETH DISTRICT:

J. R. Charlton—Dem.	2,848
E. E. Heyl—Rep.	2,535

J. R. Charlton having received the highest number of votes cast for the office of District Judge, Thirtieth District, of the State of Oklahoma was declared elected.

FOR JUDGE OF THE SUPERIOR COURT, CREEK COUNTY:

J. Harvey Smith—Dem.	6,477
Leroy J. Burt—Rep.	4,772

J. Harvey Smith having received the highest number of votes cast for the office of Judge of the Superior Court, Creek County, of the State of Oklahoma was declared elected.

FOR JUDGE OF THE SUPERIOR COURT, OKMULGEE COUNTY:

J. H. Swan—Dem.	4,628
N. E. Traywick—Rep.	4,105

J. H. Swan having received the highest number of votes cast for the office of Judge of the Superior Court, Okmulgee County, of the State of Oklahoma was declared elected.

FOR JUDGE OF THE SUPERIOR COURT, POTTAWATOMIE COUNTY:

Leander G. Pitman—Dem. 3,740

Leander G. Pitman having received the highest number of votes cast for the office of Judge of the Superior Court, Pottawatomie County, of the State of Oklahoma was declared elected.

Following the completion of the canvassing and the declaring of the results, Representative McCombs moved that the President Pro Tempore of the Senate and the Speaker of the House of Representatives, each, appoint a committee of three to notify the Governor that the Joint Session of the 11th Legislature is ready to receive his message.

The motion prevailed and the President Pro Tempore of the Senate appointed Senators Loofbourrow, Goodall and Powers; the Speaker of the Honorable House appointed Representatives Logan (Okmulgee), Brewer (Choctaw) and Henderson (Alfalfa).

The Joint Session was declared at ease.

The Joint Session reassembled and was called to order by the President Pro Tempore of the Senate.

The Committee, appointed to notify the Governor that the Joint Session was ready to receive his message, reported the duty performed and the Joint Committee was discharged, after escorting the Governor to the Speaker's desk.

President Pro Tempore Williamson introduced Governor Trapp, who talked briefly to the Joint Assembly and then proceeded to read his Message, which was as follows:

Governor's Message

TO THE ELEVENTH LEGISLATURE:

TO THE PRESIDENT AND MEMBERS OF THE HONORABLE SENATE AND THE HONORABLE SPEAKER AND MEMBERS OF THE HOUSE OF REPRESENTATIVES, IN JOINT SESSION ASSEMBLED:

In pursuance to the provisions of the Constitution of the State of Oklahoma, it becomes my humble duty to submit as briefly as possible a resume of the activities of the state government during the period of time that the responsibilities of the Chief Executive's office have rested with me, together with such recommendations as in my judgment are calculated to effectuate a more efficient and economical administration of the State's business.

Apparently it was the purpose of the framers of our State Constitution in providing for the convening of the state legislature, prior to the inauguration of the new executive officers, to preserve for the state the benefits of the experience of the outgoing officers of the Executive Department. It is evident that the formulators of our State Constitution had in mind the fact that the retiring executive officers, by reason of having encountered the many difficulties incident to the administration of the State's business, would most naturally be better prepared to advise the Legislature of the necessary remedial legislation designed to promote more efficient, economical and stable government.

My only purpose, therefore, in submitting this message to this honorable body is to comply fully with the mandate

of the Constitution of our State, and is without the slightest purpose of encroaching upon the prerogatives of the incoming administration, or to project the policies of this administration into the next.

I believe it is not too much to say that during the past two or three years, the State has enjoyed as a whole, its period of most substantial prosperity, uninfluenced by unnatural inflation and unhampered by unnatural depression. As an evidence of the prosperity referred to, I call your special attention to the fact that at this particular time, the municipalities and sub-divisions of the State of Oklahoma are able to negotiate bonds on the market of the world at the lowest rate of interest ever known in the history of this state. Likewise have industrial bonds, farm mortgages and other instruments of credit enjoyed the same advantages. Labor has been profitably employed and the worker has been permitted to labor without tribute to any other, and to receive the full result of his toil. Cities are expanding, progress is the order of the day, and the State Government has not only kept pace with this unusual advancement but has stabilized government upon which all credit and progress must finally rest. I take solemn pride in the fact that I leave to those who follow, a government with every department and institution functioning efficiently and at full capacity; a loyal and patriotic people, working out under peaceable conditions the great destiny that awaits them.

At this juncture, I desire to discuss somewhat in detail some of the more pressing problems that confront the citizenship of our State:

AGRICULTURE

Agriculture is one of the principal industries of the State of Oklahoma. In fact, it is the outstanding, predominating

industry, as is largely the case in all of the Mississippi Valley states, and is a National question rather than a State problem. There is little that can be done by the Legislature to remedy the unfortunate depression in this great industry save and except an economical, efficient administration, one that will carefully safeguard property rights, and the orderly and legitimate pursuit of the vocation.

The State of Oklahoma has in the past established an Agricultural and Mechanical College and has built up a very efficient Agricultural Department, dealing with the analysis of the soil and with the planting, cultivating and harvesting of production. Several Experiment Stations have been established at different places, in order to demonstrate the adaptability of the soil, together with climatical conditions, so as to determine the most profitable crop to be planted and produced in the different sections of the State. The Agricultural and Mechanical College, located at Stillwater, Oklahoma, under the general supervision and control of the State Board of Agriculture, has in practically all of the counties of the State maintained a county agent to advise with the farmers concerning the best methods to pursue in order to reap the maximum production from their land. Likewise, Home Demonstration Agents are maintained in many of the counties, dealing with home economics, preserving of fruits and vegetables, and general domestic science, all of which is calculated to economize in expenditures and bring about the maximum return from the soil. It appears that about as much is being done along this line as can reasonably be done. It is a commendable service and should be continued, encouraged and extended. In this connection the Federal Government has aided and the co-operation between the State and Federal Government has been most amicable and serviceable.

In Oklahoma, as is the case in the other Mississippi Valley states, the principal problems of its farming life are con-

nected with the distribution of its agricultural products. The farmer, after having run the risk of climatical conditions, growing of the seed, and the many difficulties encountered to mature his crop, must still encounter another hazard as to whether or not he may be able to market the same upon a remunerative basis.

Inasmuch as the agricultural population of our State constitutes a very large percentage of our taxpayers, it would seem to me that steps could and should be taken whereby there could be created by law a committee imbued with complete understanding of the agricultural situation and having full authority to represent the agricultural interest of the State of Oklahoma in the National Capital during each session of Congress. The appropriation necessary to maintain such a Committee at the National Capital would be insignificant when compared with the transcendent importance to our State of our agricultural industry and the incalculable benefits that might reasonably be expected to accrue therefrom to that vital pursuit.

It is reasonable to expect that the several states of the Union in which the agricultural industry predominates will readily cooperate in any such plan designed to promote better conditions for the American farmer. In this connection, I heartily recommend a substantial appropriation to defray the expenses and per diem of such a delegation under such terms and regulations as may seem most advisable. There can be no question but that such delegation would receive courteous and immediate attention at the hands of the members of Congress representing the agricultural states, and especially from the members of the delegation from Oklahoma, all of whom are anxiously awaiting any opportunity to aid the great agricultural industry. Even a casual observation reveals that each of the great industries of the Nation—manufacturing, professional pursuits, merchandising, banking, etc.—retains at the Na-

tional Capital during each session of Congress to look after the interests of such classifications, adroit diplomats and skillful lobbyists. It will thus be observed that every line of business is not only represented in Congress by interested and capable men, but is likewise provided with able men who are not members of Congress. While all this is being done, agricultural interests are constantly being neglected by this undue stimulation of interest in other vocations and industries.

WEAK SCHOOLS

Education is the foundation stone upon which civilization rests. There is nothing more essential to its perpetuity than the advancement of the public school system. Clearly it is the duty of the government, and in this instance, this state, to devise a plan by which adequate school facilities may be placed in the immediate proximity of every child of school age. The people of this commonwealth may view with pride the progress heretofore made in this field. The state has not only provided means by which common schools may be maintained throughout the State generally, but has established many splendid institutions of higher learning all of which is a manifestation of the willingness of the people to meet this paramount issue. Unfotunately, however, there are some districts throughout the State in which the taxable wealth is insufficient under the maximum levy to provide sufficient funds to maintain adequate school facilities. In recent years it has become the custom of the Legislature to appropriate from the general revenue fund moneys to be apportioned among such needy districts. It appears to me that this method of caring for this important matter is cumbersome and inefficient, if not extravagant and wasteful. It seems to me that it is plainly within its province and pre-eminently better if the Legislature would create a permanent fund to accrue annually and to be distrib-

uted among such districts by the State Superintendent of Public Instruction under rules and regulations prescribed by the State Board of Education. In this way, a proper distribution of such funds so provided could be made with complete understanding of the necessities of the situation and in a purely scientific manner. With this idea in mind, it was my pleasure to urge the passage of House Bill No. 98, being Chapter 123, Session Laws of Oklahoma, 1925.

This bill as originally introduced provided that the revenues derived from the one-fourth of one mill levy provided for by the Constitution, for aid to the public schools, and the one-fourth of one mill levy for highway construction as provided for in Section 10204, Compiled Oklahoma Statutes, 1921, should accrue to a fund to be known as a "State Fund for Aid of Weak Schools." This bill, in pursuing its course in the legislative mill, was changed by striking the one-fourth of a mill tax, as provided in Section 10204, Compiled Oklahoma Statutes, 1921, as well as having been amended in other ways, possibly making it in some measure impracticable. A re-enactment of Chapter 123, Session Laws of Oklahoma, 1925, adding the further one-fourth mill heretofore omitted, together with such other remedial amendments necessary to make the law entirely practicable, would provide approximately $850,000.00 annually, based upon our present taxable valuation. This is substantially greater than any amount heretofore appropriated for any one year for that purpose, will not increase taxation and in my judgment will provide ample, permanent relief for the weak schools of Oklahoma.

TEXT BOOKS

On this important question I can do no more than to rehearse some of what has been said and done with respect thereto. In the beginning, permit me to call to your attention

House Bill No. 197, passed by the Ninth Legislature, being Chapter 175, Session Laws of Oklahoma, 1923, wherein provision was made for free text books. This bill made a total appropriation of $950,000.00 with which to carry into effect the provisions of the Law. Acting upon the advice of the State Superintendent of Public Instruction, it became my duty to advise the Ninth Legislature in its Second Extraordinary Session that the amount so appropriated was insufficient to supply the books required. The Ninth Legislature, however, failed to make additional appropriations. Thereafter, the State Superintendent, the Honorable M. A. Nash, and myself set out to select the personnel for the Text Book Commission, and with some effort we secured a text book commission composed of some of the ablest educators and business men in the State.

This Text Book Commission was duly assembled and through its deliberations a system of text books for use in the public schools of the State was adopted. Upon conclusion of their services the Commission received practically universal commendation from the press and public and the books so adopted met with the approval of the teaching profession and of the people in general. Notwithstanding the scientific research and compilation made by Superintendent Nash as to the needed funds to carry this law into effect and the previous admonitions to the Ninth Legislature, it was now found necessary, with the advent of the Tenth Legislature, to renew the request for an appropriation to pay the deficiency arising by reason of the purchase of a complete supply of books for the first year's use. Whereupon the Tenth Legislature appropriated an additional sum of $650,000.00 making for the first year's operations under this law, a total expenditure in this experiment of $1,600,000.00. This quite naturally created an unfavorable impression and the Tenth Legislature passed Senate Bill No. 54, repealing Chapter 175 of the Session Laws of

Oklahoma, 1923, and re-enacted such provisions of the law as had been repealed thereby. Senate Bill No. 54, as adopted by the Tenth Legislature, failed to carry the emergency clause and was referred to the people by a referendum petition. This, under the referendum provision of our Constitution suspended the operation of the repealing Act, pending the disposition by the people of the referendum peitition. At the general election held November 2nd, 1926, the matter was duly submitted to the people for their approval or rejection and by the judgment of the electors of the State the repeal of the free text book law was overwhelmingly approved. Thus it will be seen that this most important question received the careful consideration of the Ninth and Tenth Legislatures, and was then subsequently submitted to the people of the State, according the opportunity to each individual elector to express his or her views.

After this revolution of events, we find the law now as it was in the beginning, and it would appear to me that the law as it now stands with relation to the adoption distribution and use of text books is quite sufficient, save and except Section 10545, Compiled Oklahoma Statutes, 1921, relating to the method of furnishing free text books to the children or wards of those financially distressed.

In concluding the discussion of this subject, I heartily recommend the enactment of a law making it mandatory upon the school boards of the several school districts of this State and upon the various boards of education to make a complete survey of their respective school units in order that they may ascertain the number of parents and guardians who, to them, seem unable to furnish text books for the children in their charge, and may make to the proper county superintendent, at least thirty days prior to the beginning of any regular school term, a complete report of such needy persons. Upon receipt of such report by the county superintendent that official shall

make requisition on the State Superintendent for such books as are required and thereupon the State Superintendent shall forward, at the expense of the State, to the county superintendent the books thus requisitioned. Inasmuch as the State has acquired, under the operation of the free text book law, $1,600,000.00 worth of school books, the disposition of which has not been determined by law, it seems reasonable to assume that this supply will be entirely sufficient, during the life of the present adoption to take care of any requirements for free text books arising under such a law, and this without any further expense to the taxpayers of the State.

VOICE OF THE PEOPLE

It will be remembered that in the Tenth Legislature certain important economic questions were carefully considered. Among them were the following:

House Bill No. 369 was passed by the Tenth Legislature, repealing Sections 11015 and 11016 of the Compiled Oklahoma Statutes, 1921, which prescribed a certain method of labeling prison-made goods. It was very evident that the law was originally designed to prevent the sale of prison-made commodities on a proper competitive basis. This greatly hampered the program of making the penitentiary self-supporting. An opinion of the Supreme Court upholding the law referred to was called to my attention during the session of the Legislature, whereupon I immediately requested the Legislature to repeal the sections referred to. This was done by the passage of House Bill No. 369. The emergency clause not being attached to this bill, certain manufacturing interests in the State, availing themselves of the provisions of the Constitution, secured petitions with the required number of signers, authorizing the submission of the question of the advisability of this repeal to the judgment of the electorate of the State. A refer-

endum election was held, with the result that the legislature was overwhelmingly sustained, and our penitentiary is now more than self-supporting.

Another instance in which the legislature was decisively upheld was in the referendum on Senate Bill No. 54, repealing Chapter 175, Session Laws of Oklahoma, 1923, known as the "Free Text Book" law.

I respectfully call the attention of the legislature to two measures, one of which was presented to the legislature and by that body referred to the people, and the other of which was was submitted to the people through an initiated measure. An effort was made to raise the gross production tax on oil and gas within the State and the legislature, in its wisdom, refused affirmative action on the subject, considering that there was and would be sufficient revenue for the purpose of State Government without burdening this industry with an additional tax. After the legislature refused action thereon, a measure was initiated for the same purpose and presented to the people and the action of the legislature was sustained by a direct and positive vote.

There was also an agitation in the legislature for an amendment to the Constitution providing for what was known as a "$15.00 per Capita Tax" for the aid of public schools throughout the State. The legislature, after careful consideration of the subject, decided to present this matter to the people, with abiding confidence in their wisdom and integrity. The matter was discussed throughout the State, the people were informed on the subject, and again they rejected the amendment and placed themselves on record as unalterably opposed to any measure that would increase taxation within the limits of the State.

A bill was presented to the legislature the terms of which compelled all municipalities issuing bonds to issue them

in annual serial maturities. The effect of this bill would be to prevent municipalities from obtaining the benefits of the lowest rates of interest and enjoying the latitude in the conduct of their own affairs to which they are justly entitled. This matter was presented to the people in the form of an initiative bill which was emphatically rejected by the voters of the State, and thus the law as it now is was approved by the people themselves. It affords the widest latitude in the financial conduct of municipal affairs, and has resulted in a large majority of bonds issued today being issued in serial form. This is due to the prosperity of the various bond-issuing communities and the stability of their markets. Thus the chosen agents of the bond-issuing municipalities are left free to protect themselves against any adverse situation that may arise, or to take advantage of any favorable conditions that may ensue.

The final action of the people in themselves settling these questions in permanent fashion demonstrates anew their capacity for self-government, increases our faith in democratic government and relieves the legislators from further responsibilities in connection with these vexatious problems. The net result of such direct action of the people, when combined with an economical administration of the State's affairs, is most gratifying. No moneys can be expended unless appropriated by the legislature, and at the close of the last fiscal year, the State had in its general revenue fund approximately $2,000,000.00 in execess of the appropriations authorized by the legislature. There is therefore, no necessity for your body to seek new means or methods of taxation, or to increase the taxes now authorized and provided by law, as the present means of deriving revenue for the State government are more than adequate, as evidenced by the surplus now in the treasury. This gratifying surplus is largely the result, of course, of a faithful and economic administration on the part of the various heads of the departments and institutions of the State

government; and I must be permitted in this closing hour of my administration to extend to each one of them the thanks of the people they have served so well, and my cordial appreciation of their unfailing cooperation.

STATE HIGHWAY DEPARTMENT

In the spring of 1924, the need in Oklahoma of an efficient and modernized state highway department was uppermost in the minds of many of our forward-looking citizens. For years road enthusiasts endeavored to place the business of road building upon a sound and intelligent basis. Previous efforts at road building by the State, while obtaining good results had been sporadic and decentralized, and it was felt that this important work could be systematized and carried on in an effective manner if remedial legislation could be secured. With this in mind the Ninth Legislature at its Second Special Session completely revised our road building statutes, abolished the position of state highway commissioner and created in its stead a three-man commission to serve upon a per diem basis with an appointive secretary as executive and active head of the department. The highway laws were further amended by the Tenth Legislature, thus giving us the system under which we are now working.

The passage of a law providing for a tax on gasoline, for road building purposes provided additional funds for maintenance and construction work. Plans were adopted for a statewide connected system of highways under an efficient and well conceived plan of organization.

During the three year period embraced in this report, the construction and maintenance of the state highway system has progressed steadily and at the maximum rate possible with the funds that have been available.

The State Highway system has been enlarged by the addition of sections of state highway, thereby enabling the system to more adequately and completely serve the needs of the State, and at the present time the state highway system consists of 5,787 miles of highways, which connect every county seat with every other county seat in the State and embraces every major traffic route in the State. Every mile of this system is under daily patrol maintenance and the highway surface, regardless of the type or state of improvement, is kept in the best condition possible for the use of the public travel at all times.

Standard state highway route markers have been erected on all state highways, which are supplemented by a carefully planned and complete system of cautionary and directional signs. In addition to this, standard U. S. highway route markers have been erected on those routes which have been designated as parts of interstate or national highways. The interstate routes were designated by a Joint Board of State Highway officials appointed by the Secretary of Agriculture for this purpose, and this board's recommendations concerning the selection and designation of a primary interstate highway system serving the entire United States, has been approved and adopted by the American Association of State Highway Officials and the Secretary of Agriculture. The state highway map issued by the department has indicated thereon both the state highway system and the U. S. highway system in so far as it affects Oklahoma. Cyrus S. Avery, chairman of the Oklahoma State Highway Commission, was appointed by the Secretary of Agriculture as a member of the Joint Board which selected the interstate highway system and which devised the scheme of numbering the interstate highways.

During the past two years much progress has been made in properly locating and constructing the road bed in accord-

ance with standard design and practice on those sections of the state highway system which, because of the centers of population served and the volume of traffic carried, must be considered of primary importance.

The standard width of road bed adopted is thirty feet between side ditches. This provides for an eighteen foot width of pavement with shoulders six feet wide on either side, which makes it possible for vehicles stopping on the road for any reason, to get entirely off of the paved area, thereby greatly reducing the accident hazard. About 600 miles of standard road bed has been constructed on the five per cent system in addition to those sections which have been paved. The road bed consists of the grading and drainage structures and all incidental work necessary to prepare the highway for paving. A very light surfacing of gravel has been placed upon the greater part of the mileage of state highways thus graded and drained which, under daily maintenance, will serve to offset an "all weather" road until such time as finances are available to replace the light gravel surfacing (10 cubic yards per 100 feet of road) with a standard form of pavement. The Department has four survey parties continuously at work and is pushing vigorously the work of properly locating the state highway system. Many miles of distance between controlling points have been eliminated by careful location, uninfluenced by the circuitous or section line location of the present roads. Because of the fact that Oklahoma is at the present time in the early stages of its development, a much better opportunity is afforded to design and construct a properly located state highway system than is possible in the older states where property development along the old established routes has become intensive. The great benefits that will accrue to Oklahoma because of this condition will be more fully realized by the public in general in the future than at the present time.

Many unnecessary railroad grade crossings have been eliminated; square turns and short curves done away with; excessive grades reduced; unsatisfactory drainage conditions have been corrected and the cost of construction in general has been greatly reduced by properly locating our highways. The highway and bridge contractors doing business with the state highway department have, as a whole, rendered most satisfactory service and have co-operated whole-heartedly with the department in its effort to increase the standards of workmanship and obtain a higher standard of construction. Due to the very efficient functioning of the highway department testing laboratory, the quality of materials entering into our construction has measurably icreased, and although our field engineers rigidly enforced the provisions of our specifications, our construction costs have not increased but show a general but slight decrease during the past three years which fact is brought out in a tabulation attached to the report of the Highway Commission which is to be submitted for your consideration.

Highway construction, using convict labor, has proven to be a successful venture. Two convict camps are now in operation. One established in October, 1924, has nearly completed the construction of 9.5 miles of heavy mountain construction involving much difficult rock excavation on State Highway No. 4, across the Arbuckle Mountains in Murray and Carter counties. Another camp, established in April, 1925. has practically completed approximately ten miles of similar construction on State Highway No. 10 across the Kiamichi Mountains in Pushmataha County. Both of these construction projects were ideally situated for construction with the use of convict labor, in that they are in isolated, sparsely settled districts and the work involved was heavy and did not require the men to be scattered out over any great extent of territory.

The laws under which the State Highway Department is operating have enabled us to function very well, but some

minor changes are recommended. The laws providing for the acquirement of right-of-way under the State's right of eminent domain are so written that the procedure is slow and cumbersome. In many instances important construction has been delayed for periods of time out of all proportion to the value of the land necessary to acquire for right-of-way purposes, before construction could proceed. The right-of-way department has become one of our major activities and the work involved in acquiring necessary rights-of-way should be simplified by corrective legislation.

Also it is strongly recommended that Section 13 of Chapter 48 of the Session Laws of 1925, which prohibits the expenditure by the State Highway Commission of state funds for the construction of grading and drainage structures necessary to construct a road bed within the corporate limits of any city or incorporated town, but does give to the State Highway Commission authority to pave such sections after they have "been properly drained and put to grade," when the section involved is a continuation of the State Highway System, be repealed. There are many instances where the construction of a section of State Highway traversing the outlying part of a city or town where property values are negligible, involves the construction of a bridge or extensive grading operations, perhaps in rock, the cost of which is entirely beyond the ability of the property owners or the municipality to meet. The section involved may be an essential link in a continuous state highway system and it is believed that the State Highway Commission should have full authority to use its discretion in constructing sections of state highway within the corporate limits of cities and towns.

Because of the large amount of county funds derived from road bond issues or from other sources, made available

by the counties for use in conjuction with state funds, the funds available for expenditure by the State Highway Commission do not to a considerable degree suffice to meet the demands made upon them by the various counties for highway construction in conjunction with local funds, and still permit the commission to finance other construction projects more essential to the orderly improvement of the State Highway System as a whole, but where local funds are not available. There is a very marked increase in the public demand for the more rapid construction of a system of adequate state highways and with the rapid increase in the number of motor vehicles now owned and operated in Oklahoma, totalling in excess of 500,000, increased revenues provided by the State to be applied to the construction and maintenance of the State Highway System would appear to be logical and sound and an economic necessity.

The highway department organization throughout the entire State has functioned efficiently and effectively and with a spirit of co-operation and loyalty most gratifying.

The Oklahoma State Highway Commission has, for the past two years, been recognized throughout the nation as a most efficient and model institution. It has inaugurated a policy of highway maintenance and construction which has been carried on with economy and rapidity to the extent that it has been complimented and admired by experts in highway construction everywhere. Its accomplishments are the pride of the people of our State, and the 6,000 miles of wonderful highways throughout the length and breadth of the State constitute a lasting monument to the great work performed. That these policies may be continued to the end that many additional miles may be added to the system is the fond hope of our citizenship.

CONSERVATION OF NATURAL RESOURCES

Under House Bill No. 184, Session Laws of Oklahoma, Tenth Legislature, a Forestry Commission of five members was created. This Commission is directing its efforts along two main lines of activity, conservation of the forests which we now have and an extension of our forested area by the planting of windbreaks, shelterbelts and farm woodlots.

Protection from fire is the chief essential in conservation of our present forested area of approximately 8 000,000 acres. Co-operative agreements, initiated by the Commission, have been entered into with the Federal Forest Service and with private interests whereby it has been possible to bring $7,-000.00 of Federal funds into the State to be expended for fire prevention purposes. Private interests have, in accordance with the agreements, constructed three lookout towers and 200 miles of telephone lines to assist in detecting and extinguishing fires. These improvements are available for use by the force of approximately thirty-five wardens employed by the Commission. The salaries of these men are paid by the Commission out of funds provided by the Federal Forest Service and private interests according to our co-operative agreements.

With the means provided, protection is to be offered 1,-350,000 acres of our best virgin and cut-over pine forests.

Planting of windbreaks, shelterbelts and farm woodlots on the prairie farms of the State will benefit these farms to a great extent by protecting the buildings and orchards and livestock from severe winds, by preventing erosion of soil by supplying fuel, posts and poles for farm use, and by providing a recreation place for members of the farmer's family.

To the end that such plantings may be successfully made, the Commission has established a small nursery on the grounds of the Agricultural and Mechanical College at Stillwater, which is expected to produce small trees for experimental plantings to determine the best species for planting on different soils.

Later, the output may be made available to farmers for windbreak and woodlot planting at not over cost of production. The Federal Forest Service is co-operating in this work and in accordance with our agreement is contributing $1,000.00 toward the expense of the project.

A general educational campaign on the subject of forestry is being conducted. Regular contributions are made to magazines having a good circulation in the State, and a considerable amount of literature is distributed to the schools. Talks are being made before various organizations. Educational moving pictures are being shown at country schoolhouses emphasizing the need of fire protection and tree planting. Posters, warning against forest fires, have been put up in the forested sections of the State.

Senate Bill No. 185, Session Laws of Oklahoma, Tenth Legislature, created a Fish and Game Commission of three members, the warden to be appointed by the Commission. Under this Commission, the State has been divided into fourteen districts with a ranger in charge of each; two of these districts, however, having been allotted an additional ranger. Thirty-seven game refuges have been established and the department has planted in these refuges 10,000 Bob White quail, 2,000 pheasants 8 black-tail deer, 50 white-tail deer, and an additional order has been placed with the Government for 75 black-tail deer. Seventy-five prairie chickens have been

trapped in Western Oklahoma and distributed through refuges in other parts of the State.

The department is engaged in establishing a refuge in each county in the State, this work being virtually completed at this time. These refuges will be used for the propagation of game, and when they become thoroughly stocked the game will be trapped from these refuges and planted on unposted lands in the different parts of the State. It has not been the policy of the Commission at any time to plant game on posted land, for the reason that it is very necessary to keep open hunting grounds in order to maintain the license sales as this is the only source from which this department receives revenues.

The census of the game on the McCurtain County Preserve has been taken in the best possible manner and it is believed that the department has there 400 deer and between 2,000 and 3,500 wild turkey.

The department reports deer and wild turkey in fairly good quantities in Atoka, LeFlore Latimer and Pushmataha counties, with a few reported in Pontotoc County. It is estimated that there are from 250 to 350 deer in Major County in and around Cleo Springs.

The department has re-established the Durant Fish Hatchery, and it is again in operation. Contract was made with the City of Durant to furnish water, and seven new ponds and a fish house have been built. Other extensive repairs have been made here as well as at the Medicine Park Fish Hatchery. The fish hatchery at Heavener has been completed and is now in operation.

The other new fish hatchery at Tahlequah is now reported to be in a satisfactory condition and it has delivered 92,900 bass and 17,500 perch to streams in the northeastern part of the State.

The Izaak Walton League chapters of the State have cooperated with the department to a very great extent, 33 different chapters having established miniature fish hatcheries which will produce very large numbers of fingerling bass and crappie. An expert from the department was furnished for the instruction and establishment of these hatcheries and each hatchery will make a report to the department showing the number of fish produced and to whom distributed.

The department has reported the purchase of 1,560 acres of land in Latimer County for a game refuge and fishing grounds at a cost of $2.65 per acre. In addition, a survey has been made and negotiations entered into for the purchase of lands along each side of the streams on some of the principal highways in the mountainous section of the State on which will be established public camping grounds.

The sale of hunting and fishing licenses has been increased forty per cent under the present administration. Records of the Fish and Game Commission show that from June 26th, 1925, to October 13th, 1926, 681 arrests were made, 395 convictions obtained, and 64 acquittals, with 222 cases still on docket.

The Commission of Drainage and Irrigation, consisting of five members, was created by the Special Session of the Ninth Legislature. Later an amendment by the Tenth Legislature changed this name to the "Commission of Drainage, Irrigation and Reclamation," consisting of three members.

This Commission has worked out a comprehensive scheme for the control of floods affecting every stream in the State, and a map showing the proposed method of control will be available for the attention of this Session. The contemplated plans call for acting in conjunction with certain adjoining states and the federal government, and conferences have been had with interstate Commissioners representing the states of New Mexico, Texas, Colorado, Kansas, Arkansas, Louisiana, Mississippi and Alabama. Special attention has been given to projects having to do with the control of the Arkansas and Red Rivers.

The Commission reports that for complete flood protection, engineers would provide for withholding about 40 per cent of the maximum floods. This is calculated to reduce the Mississippi floods two feet or more, according to conditions, and such quantity of water, when gradually released, has been calculated to promote the navigation of the Arkansas and Red Rivers in the State of Oklahoma, giving six feet or more channel navigation. If this can be accomplished, the Federal officers in charge of such work have expressed the opinion that the Federal Government would stand from one-third to one-half of the cost.

I understand that Secretary Hoover, of the United States Department of Commerce, has tentatively approved of these plans and that he will probably act as Federal Commissioner in working out the compact. The Rivers and Harbors Committee unanimously reported an appropriation, and authority to the Board of Army Engineers to check the surveys and cooperate in this work. If this development can be accomplished, it would seem to justify the State's most comprehensive study and participation, as the losses in the State of Oklahoma both in public and private property, amount to enormous

sums each year, and the benefits to be obtained by the State from the control and use of waters for irrigation, flood protection, power and municipal purposes would appear to more than compensate the effort involved and the cost incurred.

The Commission has surveyed every large stream in the State and is recommending about 250 conservancy reservoirs, distributed throughout the State, capable of holding the flood storage of more than 10,000 acre feet of water. It contemplates the protection from floods of virtually 2,000,000 acres of the richest valley lands of the State, also water for irrigation purposes for many thousands of acres assuring a permanent water supply for many cities and communities of the State which is badly needed.

Individual workouts show that, on the Verdigris and Grand River systems in Oklahoma, the flood destruction in 1926 was about $10,000,000.00 including $1,000,000.00 on the Boggy River; and on the North Fork of the Red River about $2,000,000.00; that the loss of public properties by these floods in the way of bridges and public improvements was enormous. These losses are too serious for the State to continuously endure.

The Commission has granted applications for water rights on the Grand River and the Illinois River, and has pending an application for water right for hydraulic development on the Mountain Fork River. Different engineers estimate the aggregate H. P. of these developments at from 150,000 H. P. per annum to 200,000 H. P. per annum.

The irrigation possibilities from these conserved waters is estimated at 400,000 acres of a value of $12,000,000.00 now going to waste. The extra cost to the road and bridge fund

in attempting to build over the high floods amounts to hundreds of thousands of dollars per year, and the replacement of destroyed bridges in the State has run into the millions of dollars and remains a constant hazard and will remain so unless successful efforts are put forth to restrain it.

The legislation creating this Commission constituted an experiment in so far as Oklahoma is concerned, and I am of the opinion that the Commission has been misunderstood in many of its contemplated projects. The program favored by the Commission is of such far-reaching importance that no doubt steps should have been taken to bring about a better general understanding of flood problems, and then of the contemplated relief plans themselves. It is well to proceed with due caution in matters of this kind, and in my judgment no drastic action should be taken until the persons living in the affected areas thoroughly understand and approve of the measures in view. I believe that the Commission has rendered invaluable service in bringing the problems incident to its work up for discussion in the affected communities, and while much opposition has been aroused, the study now being accorded flood matters by the various interests involved is certain to result in an informed public opinion which of itself, will inevitably find a solution to this situation, something we are all seeking.

The present Session will have the opportunity of studying a comprehensive report which will be submitted by the flood commission, and will also be in a position to hear the other side to the controversies which have arisen in connection with certain contemplated projects.

We must recognize the fact that the conservation movement in Oklahoma is yet in its infancy. Four major conserva-

tion programs are now being forwarded under the direction of the State Highway Commission, the State Fish and Game Commission, the State Irrigation and Reclamation Commission, and the State Forestry Commission. They are, however, moving in the same general direction and with the same general objective, notwithstanding certain specific services for which each was created.

A system of improved and well maintained state highways will bring our centers of population, and our rural communities as well, into easy access to the most remote sections of the State, thus making it possible for all of our citizens to enjoy the nature advantages of the great out-of-doors.

The Fish and Game Commission is engaged in repopulating our fields and streams and working in conjunction with the State Highway Department. It is endeavoring to establish public camping grounds adjacent to the routes included in the state highway system.

By controlling our flood waters and conserving these waters in order that they may be used for irrigation purposes it will be possible for us to make useful for agricultural purposes many thousands of acres of arid or unproductive land, and at the same time establish throughout the State artificial lakes which may be utilized by the general public for fishing and other recreational purposes. The work of re-forestation being carried on as it is in conjunction with these other major projects, will afford new forests for recreational grounds and game refuges, as well as eventually rehabilitate our existing forest lands which have been depleted within recent years.

It is no easy matter to visualize the vast possibilities of this four-fold program for we have been so engrossed with the

details of the four individual projects that we have not had time to pause and consider the ultimate results of our general conservation movement. However, I cannot refrain from expressing the thought that, in my judgment, the fulfillment of this vision of the far-sighted conservationalist in this State will eventually have a wholesome effect upon the lives and well being of our entire citizenship, and I do not believe that we could leave any greater heritage to our children and our children's children than a great State with abundant lakes and forests, clear and unpolluted streams, fields well stocked with native wild life all within ready access of the most humble citizen.

As I have said before this program is yet in its infancy, although if carried forward to its ultimate conclusion this dream is by no means beyond our capacity to accomplish, judging by the experiences of many of the older states, and of certain foreign countries. It will require a decade or two for us to see many of our contemplated projects accomplished facts, and yet the immediate results are already apparent and it requires no particular stretch of imagination to picture the accomplishments which may be had in the future.

The four measures adopted in our conservation movement under the present administration have initiated these projects and opened the way for a comprehensive educational campaign which will in the end carry this movement along of itself, for while such a program may be temporarily curtailed it will soon attain such momentum that nothing can tend to stem its progress.

CONSERVATION OF MINERALS

Oklahoma is indeed fortunate to be supplied abundantly and generously with great natural wealth, oil and gas, coal, as-

phalt, lead and zinc, and other mineral products, all of which are of great value and use to mankind in general and its citizenship in particular, and which may properly be classified as exhaustible resources. Because of these facts, it becomes the bounden duty of the people, acting through the instrumentality of its governmental agencies, carefully to conserve against the waste of these invaluable and irreplaceable products, having at the same time due regard for the rights of private property.

The State of Oklahoma has heretofore taken effective steps to guard against the waste of natural gas and petroleum and also in a limited way, for the conservation of other minerals. It is commendable on the part of our citizenship and those charged with governmental responsibilities that they were cognizant, in due time, of the necessity for conserving these resources; and the efforts thus made by former legislatures, as well as by the administrative instrumentalities of the State to solve this pressing problem of conservation, are highly praiseworthy.

It is particularly fortunate that the administrative agencies of the State have found the producers of its mineral wealth ever ready to co-operate with them in all legislation and regulations designed to prevent waste and to conserve these resources. It is reasonable to assume that our citizens engaged in mining and the production of minerals will readily support activities of a broader scope for the conservation of these great natural resources of the State than have heretofore been exercised. The State is keenly interested in its mineral riches and in its splendid and useful citizenship engaged in their development. The gross production tax on minerals, and particularly on oil and gas, contributes most substantially towards the expense of the State government and its institutions. Not only does the industry serve the citizenship of the State in this manner, but

it is the producer of wealth that brings about additional taxable values, the advantages of which accrue to the entire citizenship of our State.

The high importance to our State of this industry and the citizenship engaged therein fully warrants a careful and scientific consideration of further means of preserving and conserving these resources. While I have some very definite ideas as to better means of promoting greater efficiency in the solution of this weighty problem, I refrain from the submission thereof since the administration of such new provisions of law must necessarily rest with my worthy successor, and I desire to leave him entirely free to deal with the matter.

NATURE'S PLAYGROUND

While speaking of the conservation of our natural resources I feel that it would be amiss should I fail to mention some of the agencies, not connected with the State government, that have been rendering able assistance along this line. One of the foremost of these organizations is the Eastern Oklahoma Playgrounds Association. This association is endeavoring to bring home to our citizenship the knowledge that we have within our own borders, scenic beauties unsurpassed anywhere in the nation.

Along the entire Eastern border of the State are to be found beautiful mountain ranges covered with virgin forests and natural foliage, rich and verdant valleys, traversed by sparkling streams and dotted with placid and silvery lakes, teeming with wary members of the finny tribe awaiting the lure of the red-blooded angler. Every nook and corner of this beautiful section is now, due to our improved highways, within a few hours' drive, from the farthermost corner of the State.

To conserve is useless unless we enjoy the fruits of our efforts. We should recognize and commend these efforts and urge our people to seek solitude and recuperation from their daily toils where they can listen to the whispering pines and the voices of the forest within our own confines and "amongst our ain folk."

RED RIVER BOUNDARY

I deem it my duty to review briefly the situation with reference to the boundaries of Oklahoma.

About 1896, before Oklahoma was admitted to Statehood, a question arose as to whether Greer County was in the State of Texas or in the exclusive jurisdiction of the United States. After lengthy litigation it was determined that Greer County constituted no part of the State of Texas but was under the sole and exclusive jurisdiction of the United States.

After Oklahoma became a state, a serious situation arose with reference to Red River, which had been the source of former contention with respect to Greer County. Texas contended that the boundary between the states was the middle of Red River, while Oklahoma contended that the southern boundary of Oklahoma was the south bank of Red River. After various attempts to settle the question by amicable agreement with Texas failed, the then Attorney General filed an original action in the Supreme Court of the United States praying the court to establish and mark upon the surface of the earth the true south boundary. After nearly three years of litigation the contention of Oklahoma was upheld and the State is now receiving royalty from oil produced from the south half of the river, one payment of $370,000.00 being daily expected.

I deem it my duty to call your attention to one feature of this case in which an injustice seems to have been done and which the State, in my judgment, should correct. The then Attorney General, Mr. S. P. Freeling, resigned as Attorney General to devote his entire time to this controversy, under an agreement with the State. At that time it was thought there were sufficient funds to carry the litigation through, but it was immediately ascertained that no substantial fund existed for this purpose. In this situation, Mr. Freeling carried the litigation on with his own funds, and has never been reimbursed therefor. A political condition followed which made any settlement of his just claims impossible. I feel it but an act of simple justice that the legislature should reimburse him for the amount actually expended.

This conviction is strengthened by the consideration that the State is receiving enormous sums as the result of his work and will in the future receive from the property placed within the jurisdiction of the State.

In a counter claim in the boundary case, Texas by way of cross-bill, asked that the Western boundary line be re-surveyed from the bank of Red River North to 36° 30′, and the true 100th Meridian located on the ground. Although this line was run first in 1856 this has remained as the permanent line between the United States and Texas, Oklahoma Territory and Texas, and the State of Oklahoma and the State of Texas. The Supreme Court has directed a re-survey of this line and as a result, if this opinion is adhered to, the State may lose several thousand acres of land. Mr. Freeling being familiar with the entire controversy, and having had it in charge, I have directed him to prepare, file and present to the Supreme Court of the United States further argument on the subject. This he has consented to do, and this is another and additional rea-

son why I think the State should at least do justice and reimburse him for the money he actually expended to protect the boundary of our State.

BANKS AND BANKING

In 1923 the banking conditions in the State were perhaps in the most unfavorable condition in the State's history. There had been numerous failures of both State and National banks, resulting in a lack of confidence in such institutions in the minds of the people and creating somewhat of a demoralization in the minds of the bankers themselves.

There were, at that time, 435 state banks, with aggregate resources of $89,728,809.00, representing a depositors' liability of $70,846,878.00, and a further liability for borrowed money of $6,982,901.00 represented by bills payable and rediscounts. The loans aggregated $57,407,398.00. The primary reserve, consisting of cash and exchange, was $16,758,582.00, with a secondary reserve, consisting of bonds and warrants aggregating $9,548,166.00.

Forty-three banks had failed between November 1st, 1921, and October 15, 1923, with net liabilities of $13,844,015.00. These banks were the banks that had failed after the Guaranty Law became insolvent, and providing no means for liquidation or relief to depositors. This group of banks was, therefore, being liquidated under the provisions of an opinion written by the Attorney General of this State, as provided for in an emergency. The liquidation of State banks in this manner was a new departure and no uniform system had been worked out for the appointment of liquidating agents, the checking of such agents, and receiving and filing reports made

by them. On account of an inadequate system of supervision of these agents, many excesses occurred in the matter of expense and the State Banking Department was severely criticized for the manner in which banks were being liquidated in many communities. Notably among these cases were the following: Bartlesville, Oklahoma City, Caddo, Comanche, Sulphur, and several others. In two of these cases the conduct was so flagrant that since their dismissal the State recovered as a refund from the liquidating agent or his bondsmen, the sums of $5,720.00 from Caddo and $5,000.00 from Comanche. In the two years during which these banks had failed, and prior to the 15th day of October, 1923, there had been collected and disbursed by the various liquidating agents in charge of these forty-three banks, $1,539,396.00, in the form of dividends.

One of our first efforts was directed toward installing a system whereby the various liquidating agents could be properly checked, and this system provided for a monthly report to this department, showing itemized statement of receipts and disbursements. In this connection the Bank Commissioner had prepared and submitted to the Second Extraordinary Session of the Ninth Legislature a liquidation bill, which afterwards became known as Senate Bill No. 149, which bill was passed by that session and approved by the Governor on March 22nd, 1924. That act provides in detail methods for the liquidation of State banks and was the first law of its kind placed on the statute books by a legislature in the State of Oklahoma.

After he assumed the responsibility of the department, the new Bank Commissioner immediately set about to reduce the expenses incident to the liquidation of failed banks, which resulted in the removal of several liquidating agents the reduction in compensation of others and the elimina-

tion of the services of attorneys, based on a retainer fee or being paid a stipulated sum. All attorneys were placed on a contingent basis and have since been paid only for such services as they have rendered. By this means he was able to reduce the cost of liquidation more than fifty per cent and in the two and a half years since that policy was placed in operation, he has collected from the same group of banks and disbursed in the form of dividends, $1,243,840.00.

It will be observed that the first eight or ten months in the liquidation of a bank constitute the easiest period in which to make collections and, therefore, is known as the "cream" period. It should also be the period of least expense. However, the amount we have been able to collect and disburse from the same group of banks is only $296,-556.00 less than had been collected in the two years previous, with the expense of collection being reduced on this group of banks more than sixty per cent.

From October 15, 1923, to December 31, 1923, there occurred sixteen failures of State Banks, with net liabilities of $2,501,799.00. During the year 1924 there were thirty-seven failures, with net liabilities of $6 969,820.00. During the year 1925, there were eight failures, with net liabilities of $1,261,-403.00. In the first eleven months of 1926, there have been ten failures with net liabilities of $1,201,430.00, or during the term of incumbency of the present Bank Commissioner there has been a total of seventy bank failures, with net liabilities of $10 934,362.00. From this group of banks there was collected and disbursed in the form of dividends approximately $2,266,289.00, or a total in dividends out of all failures now in the course of liquidation of approximately $3,510,129.00 during the term of this administration.

We now have on hand, deposited in the various banks of this State, approximately $1,118,932.00, which we have

been unable to disburse in the form of dividends. Of this amount, approximately $981,860.00 is being held under an injunction of the Federal Court and cannot be disbursed until the termination of several suits now pending in that court. Dividends are being paid as rapidly as they can be paid in all banks where the necessary sums have been collected and set aside to meet the demands of the Federal injunction and a surplus is collected sufficient to pay even a small dividend. Five of the banks have been paid out in full and the full depositors' liability thus discharged. In some instances no dividends have been paid by reason of the fact that the particular bank, at the time of its failure, had a large deposit of public funds underwritten by certain bonding companies, responsible for Federal injunctions, and on which the said bonding companies are claiming a preference, said preference being denied by the Commissioner.

The department has 69 liquidating agents employed and in charge of the various banks, one agent has charge of four banks, three agents have charge of three banks each, and eleven agents have charge of two banks each. This proving very practical, we are enabled to place banks under the supervision of an experienced liquidating agent and are also enabled to effect the liquidation much more cheaply than where the liquidating agent devotes his entire time to one institution. Eighteen banks have been relieved of liquidating agents because the collections were not sufficient to justify continuing the expense of the agent. The assets were, therefore, marshalled and placed in the hands of attorneys for collection on a contingent basis.

It will be observed that the net liabilities of the one hundred and eleven (111) banks in the course of liquidation, aggregate twenty-four and three-quarter million dollars; that we have only been able to collect from the assets in those banks

approximately $6,000,000.00 net, after paying the expenses of liquidation to date. This indicates that in the accumulation of loans made over a period of years preceding 1921, in this particular group, comprising 111 State Banks, approximately $18,000,000.00 of depositors' money was loaned ill-advisedly incompetently, and most of it without justification. Practically all of the loans that were responsible for these failures were made prior to 1920. In other words, they were made during the life of the Depositors' Guaranty Fund and the period of World War inflation.

Dividing the period of time into years, for the purpose of comparison, and in order to show the growth of the remaining State Banks during the period from September 14, 1923, to October 15, 1924, the State system lost fifty banks. The total resources of the remaining banks were only six and a half million dollars less than the year before. The depositors' liability was one million dollars less. Liabilities for bills payable and rediscounts had been reduced $4,280,633.00. In the period from October, 1924, to October 1, 1925, with a loss of four banks, the resources of the State Banks had increased from $82,218,031.00 to $93,206,779.00, with an increase of depositors' liability of $10,964,284.00, bills payable and rediscounts having decreased $400,000.00.

June 30, 1926, the last tabulated figures show that we had only 368 banks, with total resources of $96,960,105.00; with a depositors' liability of $84,117.826.00, and with an increase in bills payable and rediscounts of only $300,000.00. The average reserve in State Banks, for the three years, has increased from 23.1 per cent to more than 30 per cent, while the secondary reserve, consisting of bonds and warrants, has been increased during this period more than $8,000,000.00, total loans during this period of time showing a decrease of

more than $7,000,000.00, with an increase of cash and sight exchange of $7,766,888.00.

This is, indeed, a very creditable showing and indicates a satisfactory growth, as it reflects an increase in deposits of approximately $14,000,000.00, a reduction in loans of $7,000,000.00. and an increase in primary reserve of $7,766,888.00, supplemented with an increase in secondary reserve of more than $8,000,000.00, or a total increase in reserves of about sixteen million dollars. These items speak for themselves and show the stability which the State Banks are approaching; they also reflect a steady growth during a most critical period in their existence, and made these gains notwithstanding the fact that during the period we lost seventy State Banks by reason of failure, and thirty-nine State Banks by consolidation or liquidation, the latter resulting in no loss to depositors. Only one State Bank converted to a National Bank, while eighteen National Banks surrendered their national charters and are now operating as State Banks. There were eleven State Banks liquidated voluntarily, with no loss to depositors. The assets of three banks were sold under court order, one for forty cents, one for fifty cents, and one for sixty-five cents on the dollar. In each of these cases, a new charter was granted and the new bank purchased the assets of the defunct bank and, therefore, are not in the hands of the department for the purpose of liquidation.

BUILDING AND LOAN PROBLEMS

Prior to June 1, 1925, the supervision of Building and Loan Associations in Oklahoma was under the State Bank Commissioner and he had one assistant, known as a State Building and Loan Auditor, which position was created by legislative act of 1910. The Building and Loan Auditor's duties

were to examine and audit 88 domestic and six foreign associations, doing business in Oklahoma, at least once a year or as often as was deemed necessary by the Bank Commissioner. The situation seemed hopeless to the Commissioner, as it was evident that it was a physical impossibility for one man to examine and audit that number of associations in a year's time, many of which associations would require three or four competent auditors from three to six weeks to arrive at a competent analysis of their condition. Therefore, the Bank Commissioner suggested to some of the leading building and loan men of the State the advisability of amending or passing a new code for the regulation of building and loan associations. The result was that a bill was prepared and presented to the Senate and became known as Senate Bill 120. Through the provisions of that bill, there was created a Building and Loan Board, consisting of three members, of which the Bank Commissioner was made chairman.

In May, 1925, the Bank Commissioner called a meeting of the Building and Loan Board, and at the same time asked for a meeting with the Board of all building and loan managers of associations operating in Oklahoma, for the purpose of receiving suggestions and determining the best methods to be pursued in carrying out the provisions of the legislature, as expressed in Senate Bill 120. This meeting was held in the latter part of May, 1925, and 88 associations were represented by their attorneys and managers. After an all-day conference, new rules and regulations were submitted to and were approved by the State League of Building and Loan Associations, in executive session. The Building and Loan auditors were instructed to formulate a system of accounting, reduce the results of their examinations to permanent reports, and prepare permanent files for the Building and Loan Department. The new rules and new methods were necessary to provide adequate information.

First, For the protection of the Associations as a corporate body.

Second, For the protection of the individual members, both investors and borrowers.

Third. To determine that the business of the association was being conducted according to statutory requirements and in harmony with the provisions of the Constitution and the by-laws of the association.

Fourth, For the purpose of enabling the Bank Commissioner to have available at all times a verified and reliable statement of the association's affairs.

Fifth, To enable the Commissioner, in conjunction with the managers of the various associations, to maintain a high standing of the association, as one of the competitive financial institutions of the community and surround it with the necessary safeguards to insure its stability and enable it to command the confidence and respect of its members.

The Building and Loan Board has also passed on and approved all by-laws, loan and investment contracts and the method of operation of every association doing business in this State.

We, at this time, have 90 domestic and six foreign building and loan associations, operating in this State, and during the past eighteen months or since the organization of the new department, our auditors have made 174 examinations, of which six associations have been examined three times; fifty-seven, twice; and thirty-two, once.

The Department operated solely upon the fees collected, which is provided for in Chapter 28, Session Laws, 1925. Since the Department was organized, it has collected in fees, as a result of examinations, $26,220.13, against which it has disbursed to date $24,779.18, leaving a balance of $1,440.95 on hand at this time.

THE PUBLIC HEALTH

The State Department of Public Health has been completely reorganized in order to meet the demands of modern conditions. It is today recognized as a scientific bureau and very interesting results are being accomplished. This has brought about by employment, the highest possible number of professional and technical specialists and the reduction of untrained personnel to the minimum.

At this time the Department has six physicians and these physicians have been obtained at the same salaries formerly paid unskilled employees. In addition to the fact that we have the services of these physicians they have all had special training to fit them for their duties. The Department is now a scientific and specialized one and so organized as to better serve the people of the State than in any other manner.

Because of this scientific reorganization the Department has been recognized and materially helped by the United States Public Health Service and the International Health Board. This material assistance has been in money on a co-operative basis with our rural health problems, special training for our physicians and technical personnel, personal counsel with the ablest public health men in America, and through the United States Public Health Service our disease reporting laws have been vitalized. We now receive routine reports weekly from all physicians of the State under the franking privilege.

The one special feature of the Department as now organized has been rural work and an attempt to give these people the service city people have enjoyed for years. We now have a Bureau of Rural Sanitation, directed by a specially trained physician. This service has been largely rendered in those counties that are willing to co-operate in an effective program, but in so far as the limited personnel will permit, the Department is reaching all rural sections. Rural health has been given special attention because there is found the greatest disease problems, especially those that cause large economic losses as malaria, typhoid, pellagra, and death and debility of mothers from causes incident to childbirth; also, in rural sections forty per cent (40%) more under-weight children are found than in cities.

With the present organization, the Department is enabled to intelligently search for disease where it really exists because its bureaus are headed by scientific personnel who know the cause of both communicable and non-communicable disease. Also through the Bureau of Epidemiology, the Department is constantly informed as to the prevalence of communicable disease at any point in the State. This sort of a bureau is a necessary division of all State Boards of Health, yet before three years ago it did not exist. At this time the reportable disease statistics of Oklahoma are exceeded in accuracy by only a few states. Much of the credit for this is due to the intelligence, progressiveness and civic patriotism of Oklahoma physicians.

I would also direct your attention to the Venereal Clinic being operated by the State Health Department under the direction of Dr. John C. Mahr. I am informed that this clinic is now treating patients from all parts of the State. No greater service for humanity can be performed than to place facili-

ties within the reach of all classes to help reclaim those so unfortunate as to be afflicted with social diseases. Likewise, steps should be taken to compel the treatment of those who do not seek it. By stamping out these dreadful diseases we can reduce the population of our insane asylums more than thirty per cent. I respectfully urge that you give thoughtful consideration to the continuance and enlargement of this branch of our Public Health Service.

The Bureau of Maternity and Infancy has been changed to a scientific organization and is efficiently functioning and reaching every section of the State. The director of this bureau is a woman physician who has specialized in diseases of women and children. She has, through her knowledge of this branch of medicine and her grasp of methods by which to reach the entire state, obtained for this part of the health department nation-wide recognition. This bureau with its mail service is reaching 15,000 mothers with timely counsel both before and after childbirth, a great per cent of whom are rural mothers who have difficulty in obtaining professional advice at this time in their lives when so much is needed. Because of the high mortality of mothers and young children from preventable causes there is a wide field of usefulness for this bureau and it is meeting these obligations in the most effective manner possible under present conditions.

The other bureaus of the Department are functioning very effectively but those above have been mentioned more specifically because they are more recent developments in public health practice. However, briefly, the following are mentioned: Bureau of Laboratories, now directed by a physician specially trained in laboratory technic and management: examining twice as many specimens as ever before and manufacturing typhoid vaccine supplying all physicians of the State; Bureau

of Vital Statistics, increased birth registration thirty per cent (30%); card indexed and bound 340,000 birth and death certificates since January, 1924, which is 200,000 more than should have been necessary due to delay in attending to this necessity by previous management; reorganized filing, binding and indexing under a modern system that will enable us to keep these records up-to-date.

Since the function of the Department of Health is to prevent disease and promote health and thus make its appropriations valuable financial investments, the fact that there are 200 fewer typhoid deaths and 2,000 fewer cases this year than three years ago is mentioned; also, in 1925, there were 500 fewer deaths among children between the ages of one and ten years than in 1923. The typhoid prevention success has been brought about through our special campaign of vaccination and efforts in behalf of pure water and milk. The reduction in children's deaths has been due to a better control of communicable diseases as well as the effective program for care of children by the Bureau of Maternity and Infancy.

The present Health Department has made progress toward an ideal system, largely because of the fact that we followed the path of those states that have made outstanding records in prevention of disease and life-saving; also, because we were enabled to obtain the counsel and support of some of the ablest public health men in America as represented by the United States Public Health Service and the International Health Board. These health agencies have given us their unqualified support because they have confidence in Oklahoma's health department and thus feel that their time and money are not wasted because sound policies are generally in vogue in this State.

In brief, the work of the Department may be summarized as follows: Trebled the scientific personnel with no additional cost; organized disease-reporting system in such manner that accurate reports are available from the remotest section of the State each week; increased birth registration thirty per cent (30%) and death registration seven per cent (7%); more than doubled laboratory service with no increased cost; had made complete malaria survey by a specialist of the International Health Board; obtained financial aid from without the State to the extent of $60,000.00, which has largely been devoted to control of disease in rural districts and to training of our professional and technical personnel; obtained the support of the physicians and dentists of the State; increased the general prosperity of the State by a reduction in amount of sickness and death and in the prevention of epidemics with their paralyzing effect on business.

Recent surveys indicate that our various hospitals throughout the State are all functioning in a satisfactory manner. At Norman, where the Central Oklahoma Hospital for the Insane is located, the average number of patients for 1926 was 1,502, as against 1,267 for 1923. Patients are maintained at an annual per capita cost of $229.80. At the Eastern Oklahoma Hospital for the Insane at Vinita, the average population for 1926 was 1,227, as against a population of 1,106 for 1923. The present per capita cost is $247.14. The Western Oklahoma Hospital for the Insane at Supply had an average population for 1926 of 725; and an average for 1923, of 566. The present per capita cost is $241.83. At the institution for the Feeble Minded at Enid, the population has increased from 370 in 1923, to 446 in 1926, and the present per capita cost is $205.86, showing a reduction from the cost for 1923, which was $269.36.

Very excellent progress is reported in the State's campaign to combat tuberculosis. At the State Tuberculosis Sanatorium at Talihina, a total of 354 patients were treated for the year ending June 30, 1926, and this institution is maintaining an average of 97 patients daily at an average daily cost of $2.57. At the Western State Tuberculosis Sanatorium at Clinton, a total of 196 patients were admitted and patients are being treated there at a per capita cost of $2.43. This latter institution treated 234 patients in 1923, 141 patients in 1924, and 180 patients in 1925.

The University Hospital, which is operated at Oklahoma City under the direction of the Board of Regents of the State University, has a capacity of 286 beds, and general patients come from all parts of the State for treatment, this institution operating in connection with the University Medical School, and the treatment given there being for the most part for purposes of instruction.

PARDONS AND PAROLES

In suggestions to previous Legislatures, I have touched upon the growing public demand for the creation of a State Board of Pardons and Paroles, calling attention to the fact that the establishment of such a Board would require a constitutional enactment. Today, after having considered this matter seriously for more than three years, I am more thoroughly convinced than ever of the pressing need for such an agency, and I suggest a careful inquiry into this very important problem at the present session.

I am confident, however, that the mere act of creating such a Board, and its subsequent establishment, would not relieve all of the objections now encountered; nor, in my judg-

ment, would it be possible to create any agency that would at once and for all time command universal satisfaction in dealing with matters of this kind. In fact, a number of modifications are needed in our existing statutes if we are to properly administer justice and best serve the interests of society.

As an initial step, I would lodge the power of clemency in misdemeanor cases in the county where conviction has been had, through the establishment of a county parole board, composed of elective county officials, such board to include, by way of suggestion, the county judge, the county attorney, and the sheriff. As it is now, if a prisoner serving a sentence in the county jail on a misdemeanor charge becomes so ill as to necessitate his removal to a hospital, an order from the Governor is required before the sheriff is permitted to take such action, or the same is true if it appears that it would be in keeping with good public policy for a temporary leave of absence to be granted to such prisoner, for one reason or another. In order to obtain action it is necessary for the county trial officials to forward their recommendations to the Governor, and with the existing machinery, he is solely dependent upon such recommendations for his knowledge of the facts. How much better it would be to lodge this responsibility within the county itself, where the facts are best known, and where the applicant and the officials concerned with such matters are residents. It is impossible with the means at hand to obtain an intelligent application of the clemency power, for the Governor cannot thoroughly inform himself with respect to such matters, and I am confident that justice would be best served by leaving such matters to an agency that would have all of the pertinent facts at hand, or at least within ready access.

Hearings before such county boards could be had in open court in just exactly the same manner as when the conviction

was obtained, and such a procedure would immediately acquaint all interested citizens with the facts and the exact situation.

Returning to the matter of a State Board of Pardons and Paroles, such a constitutional amendment should be accompanied by legislation to clarify the existing misapprehension toward all matters of executive clemency. In my judgment, it is utterly ridiculous to convict a man of a crime and sentence him to a term of one year in prison and the payment of a fine of $10,000.00, when it is known in advance that the individual concerned is without resources and could not pay such fine. When caught in such a predicament, however, such a man would either have to serve out the $10,000.00, at the rate of $1.00 per day, or seek leniency at the hands of the Governor. If such a person should have been sentenced to a longer term, or as long as the entire payment of the fine would require, then he should be so sentenced. If, on the other hand, he should in the judgment of the court, be merely required to pay a fine, then our statutes should be so modified as to permit of this. I do not believe that any sentence should be passed carrying provision for both a fine and imprisonment, and yet this cannot be escaped under our existing laws. If the parole system has merit, and if it is to be continued, then an intelligent application of that system should be obtained and so conducted as to afford the public a better understanding of the theory and the justification of that system. Our existing criminal code constitutes in a measure a statutory strait-jacket which permits of much inequality and injustice from which there is no relief save and except through the medium of executive clemency.

This is a condition that is little understood by the general public. So much misunderstanding, lack of information, and actual suspicion has surrounded the administration of the func-

tion of executive clemency, that few of our people have considered this subject as a sociological problem. They are inclined rather to view it in the light of favoritism and politics, without considering the merits of any application unless it may contain some element of sentimentality, or appeal to the popular fancy.

In order to approach the end desired, we should draw a sharp line of demarcation between certain types of law violators especially distinguishing between first offenders and habitual or confirmed criminals. In my judgment, the enactment of an indeterminate sentence provision in our criminal statutes governing first offenders of certain classes, with specified periods which a prisoner would be required to serve, and with definite times for the presentation of parole applications predicated upon the gravity of the offense. The general attributes of the applicant and his tendency toward reformation, is needed at this time. This would permit of a better administration of the parole system, and if accompanied by measures for the adequate supervision of such persons when paroled, should bring about more satisfactory results than can now be obtained under our present haphazard methods. Then, in furtherance of the same objective, I would suggest the passage of an habitual criminal act, similar to the law recently enacted in the State of New York, and now in effect in a number of other states of the Union, with provisions which would make it difficult, if not impossible, to obtain clemency consideration following a third felony conviction. In my judgment, we have not had too many paroles—if anything, perhaps we have had too few. Our trouble in the past has been that paroles have not always been issued to the right man and that their terms and conditions have not always been enforced. Another difficulty has been the uncertainty and confusion surrounding such procedure.

Today in our State Penitentiary we have 422 second termers; 88 third termers; 42 fourth termers; and 13 men serving fifth, sixth or seventh terms. Under this administration, not more than two or three men serving second convictions have been the beneficiaries of any form of executive clemency and it would appear that it might be good public policy to consider third termers at least as confirmed criminals who should be held in continued restraint for the good of society. On the other hand, if there is anything in the corrective theory of penal servitude there should be much in favor of the parole system as it pertains to first offenders in all excepting extreme cases.

Another element in the parole system should be mentioned. If a man under sentence of one year maintains a clear record, his time expires at the expiration of approximately seven months. If, however, he is paroled at the end of six months and his parole is revoked thereafter for some violation of its conditions, when he is returned to prison he must serve the unexpired part of a full sentence, or six months. Thus it is frequent that parents or guardians seek to have a young man released under parole for a short time before his time is out in order that he may be held under the restraint of the parole conditions until his reformation has been definitely accomplished. Thus while such an order would be classed a clemency, it is in fact, issued as much in the interest of society as of the individual concerned.

Popular opinion to the contrary notwithstanding, a vast majority of the persons sentenced to prison serve out their full sentences, with the statutory allowances made for good conduct. For instance, during the period beginning October 6th, 1926, and ending December 6th, 1926, 147 men were discharged from McAlester, after having completed their prison terms. In the same time, only 11 were paroled and none pardoned.

Yet returning again to the problem of habitual offenders, attention should be directed to the fact that during this two-months period, 45 of the men who completed their sentences were second termers; four finished their third terms; five finished their fourth terms; two finished their fifth terms; and one served out a seventh conviction. Statistics would indicate many of these men will be returned to prison in this or some other state in a very short time. This covers the greater part of the period toward the end of the retiring administration, when many persons are of the opinion that great numbers of pardons and paroles are issued. Excepting this period, the figures for the entire period of my administration show that 2,960 men served their full sentences at McAlester and Granite, and that 193 men were released from these institutions by order of the Governor. Yet during the same time, I revoked paroles and caused to be returned to these institutions a total of 89 men.

In addition to the suggestion made, it might not be amiss to provide some agency which could assist paroled convicts to obtain honorable employment. It is rather an easy matter to find positions for such men who are qualified in some particular vocation, but a contact point is needed between the public and convict which the State might well provide. The small expense entailed would be more than offset by the advantages that would accrue in so far as the general public is concerned.

LAW ENFORCEMENT

Under the provisions of our Constitution the Governor is charged with the chief responsibility for the enforcement of the law, yet in this he is dependent upon the other officials of the State and its subdivisions and especially upon the office of the Attorney General.

In the fall of 1923, we found ourselves confronted with an unprecedented crime wave which extended on into the year of 1924. Our records show that during the latter year fifty-two banks were robbed in Oklahoma with an aggregate loss of $232,737.00. Hundreds of automobiles were stolen and burglaries and hi-jackings were frequent. In an effort to combat this situation the Tenth Legislature authorized the establishment of a State Bureau of Criminal Investigation and Identification, this bureau to serve as a clearing house for crime information and to employ skilled operatives to assist local officers in running down organized gangs of outlaws. In 1925 we were enabled to limit the number of bank robberies to fifteen, with a loss of approximately $41,000.00. In 1926 we have had nine bank robberies with an aggregate loss of approximately $12,000.00. However, these results would not have been obtained had it not been for the increased activity, and the tireless energy of peace officers in all parts of the State. Nor would these results have been possible had it not been for the diligent manner in which many of the prosecutions were handled by the office of the Attorney General which was successful in obtaining convictions.

House Bill 106, creating the Bureau of Criminal Investigation and Identification was approved March 28, 1925, carrying an appropriation of $36,775.00, per annum. Several months before this Act was passed, however, work of a similar nature had been carried on by two officers employed by the Governor's Office, assisted by the United States Marshal for the Western District of Oklahoma, and three officers obtained from time to time from the Oklahoma City Police Department. Our men captured many notorious outlaws, often going into distant states to apprehend them. Thus they captured two men in Texas; two in Arkansas; two in Kansas; two in New Mexico; one in Arizona; one in Wyoming; two in

Missouri and one in Iowa. It was found that most of the bank robberies could be charged to four well organized gangs, more or less related, operating out of various centers of population, but carrying their activities into all parts of this State and even into our neighboring states. Here we had a problem that was beyond the jurisdiction of individual sheriffs, necessitating the centralization as well as the co-ordination of our activities. With this as our objective we endeavored to bring about a better understanding among the various law enforcement agencies of the State and the Federal Government as well as those of our neighboring states and in this we have been highly successful, due to the growing spirit of co-operation fostered by the Oklahoma Peace Officers Association and to the sympathetic assistance received from the Bureau of Investigation of the United States Department of Justice, the United States Secret Service and the Inspector's Division of the United States Post Office Department. Much encouragement was had from the State Bankers Association and the Oklahoma Bankers Association, as well as from the Burns Detective Agency.

In addition to dealing with bank robbers, the State, through the Bureau of Criminal Investigation and Identification, has been able to apprehend many escaped convicts and to assist our neighboring states in capturing fugitives wanted by them. Our operatives in this bureau also check up on alleged parole violations, and evidence men and finger print experts are available for use by any of the State's subdivisions whenever their services may be requested. On frequent occasions these operatives have worked under the direction of the Attorney General's Office, and two of the bureau men were assigned to work under the direction of the officials of the United States Department of Justice in the investigations leading up to the convictions secured in the Osage murder cases. The

problem of crime, however, is undergoing a constant process of evolution.

What we need most at this time is a better understanding upon the part of the general public of the problems of, and some of the difficulties encountered by our peace officers. Throughout the State these men are under-paid and frequently lacking in the public support to which they are entitled. Often it is difficult to secure the type of men needed for this reason and on account of the inadequate salaries available. If we are to have better law enforcement, our law enforement agencies must have better support.

PROHIBITION

In any discussion of the matter of law enforcement, the question of the problems presented by prohibition is raised and they are indeed subjects for serious thought and study. I am inclined to the belief, however, that here we have need not of more laws or better laws but simply of better law enforcement.

It seems the concensus of opinion that prohibition is here to stay, and I readily accept that view for I have supported the cause of prohibition each and every time it has been an issue in Oklahoma, yet daily we are confronted with the fact that the enforcement of the prohibitory laws does not receive the public support necessary to reduce such law violations to a desired minimum. So, it would appear, we have here a problem that might best be solved by education, and by proper instruction in the home and the church. Additional legislation will avail us nothing if we cannot enforce the laws now on our statute books. Yet if public opinion and personal habits will fall in line behind the spirit of our laws and our Constitution,

I am certain that the rising generation will witness the fulfillment of our hopes with respect to prohibition and that in the not far distant future this law will enjoy the same support now accorded to other provisions governing the conduct of the individual and the rights of society.

The supply of intoxicants is being rapidly curtailed and the oncoming generations will not acquire the appetite for alcoholic beverages once rather prevalent, and this, too will tend to hasten the attainment of our objective.

MILITARY ACTIVITIES

The Military Department of the State government has been maintained at an unusually high state of efficiency during the past three years. Its authorized strength at this time consists of 5362 officers and men. Its actual strength on June 30, 1926, was 4981 officers and men, which has been the average maintained strength during the three year period covered by this report.

Since the Federal government pays practically all the expenses of equipping and maintaining the National Guard, except the rent of armories, inspections by National Guard officers and the administration of the Adjutant General's Department, this arm of State government must be considered a distinct asset. Aside from the security provided for the State in case of riot or internal disturbances beyond the power of the civil authorities to control, the National Guard of the State is a reliable part of the National Defense, ready at all times for immediate mobilization for Federal service, and it is through this dual relation that the Federal government assumes the responsibility for the arming, equipping and training of the Guard.

In addition to the initial equipment of the various organizations of the Guard, the Federal government pays out annually in Oklahoma upwards of one million dollars for Armory drill pay, training camp expenses, caretakers, feed and forage, Regular Army Instructors and replacements of equipment and material.

The approximate value of the military property now in the possession of the various organiations of the Guard and in the State Arsenal is five million dollars, and this property is inventoried at stated intervals by inspectors and auditors of the War Department and officers and men of the National Guard are held to strict accountability for its care and preservation.

Liability to the Federal government for property destroyed by fire, lost, stolen or worn out in action or training has been steadily diminished during this period and does not exceed at this time the sum of $3,000.00, which is covered by surveys or is in process of collection from the bondsmen of accountable officers.

Detailed financial reports concerning the state expenditures by this department have been filed with the Governor and will be submitted to the Legislature.

It was found necessary in the summer and fall of 1924 to place a limited number of the National Guard on duty in the counties of Pittsburg and Latimer on account of troubles in the mining district in and around Cambria, where rioting was indulged in to an extent which endangered the lives of many citizens. The civil authorities were unable to cope with the difficulties and called for the troops. Quiet was restored and later a number of the rioters were tried in the local courts and convicted.

Again in the spring of 1925 and during that summer and fall a small detachment of National Guards were necessary to aid the civil authorities in the preservation of peace in the Henryetta coal field and also in a less degree in the mining district in Pittsburg County. Citizens and civil officers insisted upon the aid of the troops to prevent bloodshed and the loss of life. In every instance the troops performed their duty efficiently and with credit and kept violence in check under very trying circumstances.

On January 13, 1926, the State was horrified with the report of a mine explosion in Mine No. 21, belonging to the Deignan-McConnell Company, near Wilburton, and the National Guard was called upon to aid in the rescue work and guard and police the mine shafts in which one hundred and four men were entombed. Only ten of the victims were rescued alive and ninety-one bodies were recovered and brought to the surface while the troops were on duty.

The suppression of a small riot at Boley and the arrest of the leaders in the spring of 1925 and the use of a small detachment and the issue of tents to the sufferers from a tornado in Atoka County were other incidents in the public activity of the Guard during this period.

All duties required were performed cheerfully and with efficiency and dispatch and the desired results were obtained without violence, and peace and order promptly restored.

The Oklahoma National Guard rates among the best and most efficient in the nation, and it deserves the confidence and respect of the people of the State.

Credit is due Adjutant General Charles F. Barrett and Major General Baird H. Markham for the splendid accomplishments of the Oklahoma Guard. The latter, although his private interests necessitated his resignation as Adjutant General several months ago, has always been available for emergency service, and this fact has been of inestimable worth upon numerous occasions. In addition, I could, if space would permit, detail other worthwhile accomplishments of many of the other officers and men, but I am sure the public is somewhat familiar with the facts in this connection.

PERMANENT IMPROVEMENTS

The reduction of payrolls in virtually every department and institution, and further economies effected through reduced expenditures in various lines of activity, where such investments were not deemed necessary, made it possible during the last three years for us to add permanent improvements at all of our State institutions, many of which have been needed for years.

In November of 1923, we found the Capitol in a morass of mud and it was exceedingly difficult of approach during wet weather. Following the original plans, steps were immediately taken to put in sidewalks and paving needed and today this work has been virtually completed and the building is accessible now from any direction.

Entrance approaches and area ballustrades have been added to the building, revolving doors have been installed at the south entrance, and heavy steel doors placed at the west entrance. The excavation work in the sunken garden has been completed, the top soil added and a sprinkling system installed. The Capitol grounds have been graded and the lawn is now in

an excellent condition. In the summer of 1926, trees were planted about the Capitol and the building and grounds now present a very fine appearance.

When a new State Board of Public Affairs was appointed, a few days after I assumed office, we caused an immediate and comprehensive survey to be made of all of our State institutions. We found that many of them had fallen into disrepair, either through mismanagement or neglect.

At our institution at Enid, much of our livestock had disappeared, and legal steps had to be taken for its recovery and the punishment of the guilty persons involved. The facilities there were wholly inadequate and the equipment was in a bad state of repair. At Granite, tools and other equipment had been lost, escapes were frequent and a thorough organization of the institution in its every phase was immediately necessary. At McAlester, little had been done to meet the growing needs of that important institution, and as an initial step toward providing additional facilities for the prison, legislative authority was obtained for the removal of the Negro Boys Training School from McAlester to Boley in order that the buildings might be utilized by the warden of the penitentiary. At the same time, the Tubercular Sanitorium for Negroes at Boley was abandoned and the inmates removed to the institution at Clinton. The old buildings at Boley were remodeled and new ones provided for the Boys Training School. Our State hospitals were all found to be in good condition and no changes or emergency improvements were required at these institutions, nor with one or two exceptions, were any of our educational institutions in other than a fairly good condition, although several of them had been somewhat demoralized by certain influences with which we are all familiar. The Oklahoma Military Academy at Claremore, however, required a

very thorough and systematic process of rehabilitation, although this institution is now in very good condition and functioning in a splendid manner, under the present Commandant and the Board of Regents. The State School of Mines at Wilburton, and the State Junior College at Miami, likewise required certain attention but through the co-operation of the State Superintendent of Public Instruction these matters were adjusted without difficulty.

At the East Central State Teachers' College, at Ada, a classroom building was constructed at a cost of $121,513.00, and in addition a sewer system was installed. At the Northwestern State Teachers' College, at Alva, an administration building was constructed at a cost of $97,395.40, including concrete heating tunnels. A science building and gymnasium at the Southeastern State Teachers' College at Durant, at a cost of $146,878.06, and in addition, a power house, steam mains, boiler pumps, and other improvements were installed. An auditorium at a cost of $123,213.00 was constructed at the Central State Teachers' College, at Edmond. An auditorium and classroom at the Northeastern State Teachers' College, at Tahlequah, has been completed at a cost of $42,730.00. A gymnasium and auditorium and other improvements at the Southwestern State Teachers' College, at Weatherford, was added at a total cost of $44,980.00.

Improvements made at the University of Oklahoma, at Norman, included a medical building, an engineering building, a classroom building and two girls' dormitories with heating and plumbing systems installed. Paving improvements have been completed and a new gymnasium is now under construction. These improvements have been made at a total cost of $817,082.11.

Improvements at the Oklahoma College for Women at Chickasha, included a home economics building and the com-

pletion of Willard Hall, and an addition to the auditorium, and certain other improvements, at a total cost of $248,393.20. At the Oklahoma Military Academy, at Claremore, improvements included a dining room, kitchen and storage rooms, at a cost of $14,996.50. At the School for the Blind, at Muskogee, a hospital building is now under construction at a cost of $17,-605.00, while additional improvements were made at a cost of $16,515.00. Total expenditures at the School for the Deaf, at Sulphur, have amounted to $89,243.43, including concrete pipe tunnels, steam mains, and additions to both boys' and girls' dormitories, a garage and a combination administration building and residence for the superintendent. At the Confederate Home, at Ardmore, the hospital building has been completed at a cost of $31,131.00.

At the Whittaker State Orphans Home, at Pryor, improvements made totaled $33,626.00, including the construction of a trade school building, a bakery building, a meat and ice house and the remodeling of the administration building. At the West Oklahoma Orphans Home at Helena, the administration building was remodeled, a dairy barn was constructed from an old building, and additions made to the heating plant and to the laundry building at a total expenditure of $10,828.46. At the Deaf, Blind and Orphans Institute for the Colored at Taft, improvement total $72,568.68, including a school building, a gymnasium and auditorium, an annex to the girls' dormitory, alterations at the boys' dormitory, remodeling and other improvements. A refrigeration plant, a heating plant, a laundry building, and other improvements at the University Hospital at Oklahoma City, amounted to $59,837.80. Total improvements at the Central State Hospital at Norman amounted to $359,242.00, included an administration building, a ward building for convalescent men, a ward building for tubercular patients, two stories added to the women's building, machinery and additions to the laundry

building, extension of the water, steam and electric lines, a grain house, a wire stockade, and horse and hay barns. At the West Oklahoma Hospital, at Supply, improvements made include a hospital building and an administration building, an auditorium (under construction) machinery and additions to the laundry building, a hay barn and a granary at a total cost of $243,109.91. At the Eastern Oklahoma Hospital, at Vinita, improvements included a Receiving Building, a tubercular ward building, a green house, three 5-room brick residences, one cottage brick, veneered, 2 poultry houses, concrete store room, and miscellaneous improvements amounting in all to $257,081.32.

At the institute for the Feeble Minded at Enid, improvements totaled $201,540.07, including in addition to the hospital, two ward buildings, a school building and auditorium, a brick dairy barn, a steel water tower and tank and many additional improvements of a minor nature. At the Western Oklahoma Tubercular Sanitorium, at Clinton, a colored ward building and combination heating plant and power house has been completed at a cost of $71,746.36. Improvements at the Tubercular Sanitorium, at Talihina, amounted in all to $153,-670.03, including a hospital ward, a water system, a dairy barn, a receiving hall, a nurses home, a cold storage building, a dam for the lake and additional permanent equipment including a refrigeration system.

At the State Industrial School for Girls, at Tecumseh, improvements include two girls' dormitories, an extension of the sewer system, a vocational building, a swimming pool, a brick house, a water well and pump, concrete basket ball court and rose garden and shrubbery, at a total cost of $103,068.60. Improvements for the Boys' Training School, at Pauls Valley, amount to $26,132.00, including repairs to the buildings, a new

water system and a nine-foot wire stockade now under construction. At the State Training School for Negro Boys, at Boley, improvements amounted in all to $46,661.98, including a heating and plumbing plant for the main building, a new water well, a graveled road, a five-room cottage for employees and numerous repairs and permanent equipment.

Improvements at the Oklahoma State Penitentiary at McAlester, amounted in all to $168,197.60, and included a refrigeration plant, two new boilers, a concrete addition to the administration building, a two-story addition to the brick, twine and warehouse building a brick canteen, a brick chapel, three brick warehouses, a brick sweet potato house, a new hay shed, a new women's building, a diary barn, now under construction, and several smaller brick buildings for other purposes. Improvements at Granite, for the State Reformatory, amounted to $53,028.52, including a seven and one-half ton ice plant, a complete tannery plant and equipment, completion of the yard wall, a granite mule barn, a large water well and water pipe main and many additions in the form of permanent equipment.

The new prison for women recently completed at McAlester is deserving of special mention, for now, for the first time, adequate quarters are provided and arrangements made for the separation of white and negro inmates. This building is located one-half mile west of the main walls, and is regarded as one of the most modern prison buildings in the United States. It has an individual sewerage system, and direct water lines from the city mains. It contains a complete steam heating and hot water system and is not dependent for any modern conveniences upon the main prison system. This new building was erected under the supervision of Warden Key, and was built entirely by convict labor, and prison brick were used in its construction. The increased production of

the prison brick plant has made it possible to make many needed improvements at McAlester, although attention will be directed in another part of this message to the need of certain additional permanent improvements which should be undertaken at the earliest opportunity.

The gap in the west side of the main wall at Granite, which has existed for several years, has now been closed and gates have been installed. A tower at the front entrance is under construction to harmonize with the general architectural plan. The old gin plant at this institution has been reconstructed, and is now a modern plant.

Buildings constructed at the Agricultural and Mechanical College, Stillwater, Oklahoma, during the past two years, for barns and the administration and agricultural buildings, cost $307,500.00, and for the two dormitories, from bonds, $300,000.00. These amounts left nothing for connecting the heating plant of the college with these buildings, or the water mains, gas mains, electric light and power connections to them. These were provided out of the general funds of the institutions.

These sums, of course, do not represent the amount spent for equipment. The cost of such furniture and equipment as was absolutely necessary came out of the general funds of the institution. The cost of the building did not include building sidewalks to the buildings, grading around the buildings and the purchase of a new boiler for the heating plant and other items. As to Whitehurst Hall, the furniture and equipment which had been used in Morrill Hall was moved into it, and only classroom chairs had to be purchased.

Connors State School of Agriculture had only one item of improvements for which there were special appropriations

during the last two years. This was an item of $2,465.00 for the purchase of 20 acres of land, the president's home being located on this tract of land. A few temporary and minor improvements were made and paid for from maintenance or revolving fund. This work was practically all done by the manual training class of the school. This item of $2,465.00 is all the appropriation this school has had for improvements since 1920.

The Panhandle A. & M. College, Goodwell, expended the following amounts during the years 1925 and 1926 for repairs and equipment, $6 552.99, for an auditorium, $64,766.65, and for a light plant, which was paid by deficiency, $6,750.00.

The Cameron State School of Agriculture, Lawton, built a girls' dormitory for $35,000,000, and spent $5,000.00 for repair to other buildings.

The Murray State School of Agriculture, Tishomingo, has had no appropriation for buildings and improvements during the last two years.

INSTITUTIONAL NEEDS

Inasmuch as I am retiring from office at this session, it will not be my purpose to submit herewith any detailed recommendations with respect to improvements needed at our several state institutions, for the data that will be required in this connection will be submitted by the State Budget Officer and heads of the respective institutions. The budget has been prepared under supervision of the incoming Governor, who has endeavored to acquaint himself with all of the necessary information which will be required.

However, I feel that it is my duty to direct the attention of the Legislature to the pressing need for certain improvements which cannot well be delayed.

The original plant at the State Penitentiary at McAlester was designed to accommodate approximately 1,280 inmates. The average population of the prison for the year in which the power and duties of the office of the Governor devolved upon me was 1,520. This total has increased to 2,113. Thus existing facilities are inadequate to properly house and safeguard the present population. Two additional cell houses are needed and the enlargement of the prison yard is suggested to include approximately six acres directly west of the prison walls. This yard space is necessary in order to provide grounds for recreation and exercise for the increasing number of inmates, and this need will be imperative when new cell houses are built as they will completely fill the present enclosure.

Construction of a modern hospital building for the care and treatment of the criminal insane, with an appropriate medical staff provided for that purpose, is suggested. This building could accommodate all mental delinquents in our penal institutions. We now have no institution to care for this class of delinquents. Our hospitals for the insane are not equipped for this character of service, and it is believed that such an institution should properly be located within the walls at McAlester.

Prison officials again call attention to the urgent need of a suitable building for the care and treatment of tubercular prisoners. Attempts to care for such patients at our existing tubercular institutions have been unsuccessful, prisoners accorded the privilege of such treatment evidencing a disinclination to properly conduct themselves, and usually running

away at the first opportunity. A number of tubercular patients are now being cared for in make-shift quarters within the walls, but this presents a highly unsatisfactory situation.

Since for the first time no appropriation will be needed, for the maintenance of the prison, it is felt that the time is propitious for the construction of these needed improvements and additions. Appropriations will be required for the construction of buildings listed, but by utilizing prison brick and prison labor, the funds required will be reduced to a minimum.

A recent survey of the State Reformatory at Granite shows that approximately ten per cent of the inmates are illiterates and that a much larger per cent are in need of additional education. The motto of this institution, "No illiterates in the State Reformatory," should be made a reality by this Legislature, for in dealing with this institution we must consider the fact that while the majority of the men at McAlester are held there in restraint for the good of society, a majority of the Granite inmates are committed to that institution for rehabilitation and reclamation. This institution should be educational as well as penal. At present we have a class that attends school in the forenoon and works in the afternoon, and a class that works in the forenoon and attends school in the afternoon, and very good results are being obtained. However, the need of additional facilities for promoting education should be considered, and in this connection the Warden recommends the establishment of a school for auto mechanics, a school for sheet metal workers, an addition to a tailor shop in order that tailoring of all kinds can be taught, and an extensive shoe and harness factory, the same to be established in connection with the new tannery which has been completed and is now in operation. Custom tanning is now being done and farmers throughout the State who have hides may sell

them to the tannery or send them there to be tanned and returned.

At present there are a number of boys learning to be cooks, bakers, shoemakers, tailors, barbers, carpenters, mechanics and electricians.

At this institution, as at McAlester, the number of inmates is constantly increasing, the daily average for 1926 amounting to 611 as compared with the daily average of 576 for 1924. To take care of the crowded condition resulting the Warden has had an estimate prepared of the cost of building a new wing, extending south from the main building, in which could be housed the kitchen and main dining room. Space could also be provided for an adequate auditorium where chapel and church services and other suitable gatherings could be held. If this plan is adopted, the old wing, or kitchen, could be converted into a store room, and a portion of it used for indoor industries and shops. Plans have been prepared for the addition of an extra story for an industrial building for additional room to care for much needed improvements, and for the installation of indoor industries incident to education and vocational training. Officials feel that a modern poultry plant is needed, sufficiently stocked with an expert poultryman in charge, in order that some of the boys might be qualified for work in this industry. Additions to the dairy herd are needed, and the rock-crusher is in need of repairs.

A word here in connection with the rock-crusher might not be amiss. This, as in the case of the brick plant at McAlester, is a disciplinary institution rather than one maintained for business or economic reasons, constituting the major form of punishment in vogue at the reforamtory. Any attempt to abolish this feature, or to curtail its effectiveness must be considered upon that basis.

One more suggestion and I shall have done with the problems at Granite. This institution, as I have stated, was established to reclaim young men and boys from lives of crime and return them to civil life prepared to become active and worthwhile citizens. McAlester was established primarily as an institution of punishment and restraint. Yet these objectives have been forgotten, and both institutions are in fact penitentiaries in every sense of the word even though in matters of administration we have endeavored to maintain the reformatory individuality at Granite. Courts should not commit young boys of sixteen, seventeen, or under twenty years of age, for that matter, to McAlester, to there be thrown into contact with hardened criminals. Nor should men older than at some fixed age in the early twenties be sent to Granite. If one institution is to be a prison and the other a reformatory, second offenders should be sent to one and not to the other. These matters deserve attention and will require certain legislation, as well as a better general understanding of the functions and purposes of these two individual and different institutions.

Certain improvements are urgently needed at the State Industrial School for Girls, at Tecumseh, an institution which is accomplishing great good for our State and in the successful administration of which we should all be interested. The present construction of the institution had in mind a capacity of forty inmates, but the average population is approximately 200 inmates presenting a situation which is not conducive to the results desired. The superintendent is anxious to obtain additional facilities for housing and school purposes: a new sewer system, which is badly needed; additions to the dairy herd, which is now inadequate; and several additional employees to assist in the school work.

It is the purpose of this institution to reclaim and restore to usefulness our wayward and misguided girls, and to say that it is succeeding in its mission is scarcely doing justice to the present superintendent and her corps of able assistants, for a large majority of the girls sent here are returned to society to become wives and mothers, and to maintain respectable and useful lives in their respective communities. We should ever remain mindful of the importance of this great work. When girls are discharged, they are usually fitted for the tasks of life, though the interest of the State does not cease there, but is continued through the active interest of the superintendent who makes it a point to maintain contact with all such girls for long periods of time, in order that a friend in need and helpful advice and assistance may never be lacking. The attention of the Eleventh Legislature is respectfully directed to the needs of this institution.

I am heartily in favor of additional educational facilities for our State orphan homes, referring to the institutions located at Helena and Pryor. Two years ago in my message to the Tenth Legislature I suggested a consolidation of these two institutions, in order that we might have at one location or the other, preferably at Pryor, a modern institution in keeping with present day information. Such a consolidation, as I then suggested, might have resulted in such a saving as to have made possible the establishment of the character of institution desired without the need of an expenditure greater than that which would in any event have been required by the two institutions as then and now constituted. That recommendation did not meet with favor at that time, and I do not propose to renew it here. I do, however, desire to emphasize the need for better educational opportunities at these institutions. While it is true that many of the children committed to these institutions are later placed with good families, there are many who do not receive such consideration and who remain at the homes for

indefinite periods, or until reaching the age for discharge upon their own responsibility. I have this latter class in mind in making this recommendation. These children are wards of the State, and the obligations of the State to them are exactly the same as the obligations of any parent to his or her child.

If we are to maintain the two institutions, then each should be made to function in accordance with our needs. To avoid duplication of services, one institution should be equipped to care for older children and those less likely to be adopted out into private families. That institution should have means for furnishing a thorough education to these unfortunate boys and girls, that they may be prepared for the battles of life just as we endeavor to equip your child and mine. The other institution should care for the babies and the small children, and those who will be at the home for brief periods. Thus each institution would be charged with a separate and distinct purpose, and these children would be accorded the consideration to which they are entitled.

We had a daily average of 247 children at Pryor during 1926 and an average of 91 at Helena. These institutions have maintained about this average for the past four years. A certain percentage remain at these institutions until attaining the age limit for their release. The children placed in homes prevent any appreciable increase over the year which might be occasioned by incoming wards.

Then we have the situation at Pauls Valley where the State maintains an institution for the restraint, correction and training of delinquent and incorrigible boys. I regret to say that I do not believe at any time this institution has functioned in a satisfactory manner for reasons many of which will be obvious to the most casual observer. The buildings are old and

not well adapted to the needs of the institution. The school facilities are not of the best. In so far as the corrective element is concerned, I consider the institution a failure and this condition will continue until radical changes are made. No suitable living quarters are available for the employed personnel and this condition, together with the fact that the salaries provided are very low, renders it impossible to obtain the services of the character of persons needed for this work. I hope that in the future we can have a complete rehabilitation of this institution.

The site of the Pauls Valley institution is unfortunate, for while the county in which it is located is noted for its fertile and well-tilled farms the institutional land cannot be so classified. A new location for the school might be desirable, although it should not be necessary to leave Garvin County to obtain the quality of land needed. Little loss would be occasioned by disposing of the existing buildings, which, as I have stated, are inadequate and in poor repair.

Then, too, if better conditions are to obtain, boys sent to this school should be committed for longer terms, and full school facilities should be maintained. Fluctuating as it does, the population now is uncertain and constantly changing, rendering it impossible to reclaim these erring boys as is intended. When a young lad is taken from a good home often against the wishes of his parents, and placed under the custody of the State, the State should not thereafter be derelict in its duty toward such a child. The Pauls Valley institution should be a school in every sense of the word, for it is not in any wise a prison and it should not be so considered. This lacking of understanding of the purposes of the training school, both upon the part of the public and of many officials, accounts in a large measure for its failure to produce the results I feel

should be obtained. Likewise, here as elsewhere, the need of the best and broadest mind obtainable is needed to head such an institution, and when the proper person is found, he or she must be given a free hand in all matters of administration and not be hampered by political or other unfriendly influences.

It will not be necessary for me to discuss the obvious needs of many of our other institutions, for the reason the responsibility shall remain with you and my worthy successor, although in subsequent parts of this message I have taken occasion to touch upon certain problems incident to the rapid growth in population at most of our institutions which presents an ever present problem, and I have mentioned other matters incident to the subject of administration which, in my judgment, are proper subjects for consideration.

Nor will it be my purpose to offer at this time many suggestions in connection with remedial legislation, save and except where I feel that my observations covering a long period of years may be of possible value, and deal in problems which affect, in a definite manner, the subject of successful administration and the welfare of our citizenship.

PRISON PROBELMS

The repeal of the law requiring a prison label on all products manufactured in our prisons by the Tenth Legislature was responsible in a large measure for the success of Warden W. S. Key in making the State Penitentiary at McAlester self-supporting. This fact undoubtedly accounted for the manner in which the action of the Legislature was approved at the referendum election on November 2nd, 1926, when State Question No. 135, which would have restored the prison label to such goods was defeated by the decisive vote of 188,530 to 102,075.

Aside from the fact that this has enabled us to make our penitentiary pay its own way, thus relieving our tax payers of an unjust burden, it has been possible for us to maintain at our penal institutions great schools of vocational education, thus fitting the men therein incarcerated to return to civil life upon their release well equipped to secure employment as skilled workmen.

While the complaint is made that prison goods constitute unfair competition for the products of free labor, it is difficult to conceive that this is a factor of much importance when we consider that the same men, when outside the walls, were likewise furnishing competition to all such labor. On the other hand, if our convicts are to be maintained in idleness or are to be engaged in some vocation which would not be advantageous to the State, the burden of their upkeep and that of these institutions would have to be borne by labor and other classes of tax payers as well.

Frequently, well-meaning persons suggest the adoption in this State of the so-called "State-use" system. In other words, they would have the convicts manufacture such articles as can be utilized by other state departments and institutions, limiting the sale of such products to the State and its sub-divisions. It might be said that this system is being practiced now in so far as it is practicable, and that any attempt to extend this system would result in the scrapping of much of the valuable equipment now on hand and require the investment of many thousands of dollars for new equipment, when a study of the situation would clearly indicate in advance that such an attempt would be doomed to failure.

Certain of our institutions produce articles for their own use, and buy such things as they cannot make for themselves,

yet many of these are of a minor character and such that could not well be manufactured in a prison. However, even if we attempted to make everything which we now buy, we would be forced to operate any number of small factories, hire trained instructors in every field entered and still not have work enough to keep more than a small fraction of the convicts busy.

Today not less than fifteen penitentiaries in other states are shipping convict-made goods into this State to be sold on the open market without the label, such products including cigars, shoes all manner of wearing apparel, brooms, machinery, furniture and many other articles which command ready sale. Here in Oklahoma we endeavor to produce such products as can be manufactured to the best possible advantage, both from an economic standpoint and in consideration of the prisoner's individual welfare. We investigated conditions in the best penal institutions throughout the United States before adopting the system now in vogue, and it should be extremely gratifying to our citizenship that at the recent meeting of the National Prison Conference our State Penitentiary at McAlester was pointed out as a model for the United States.

PRISON ROAD CAMPS

The extra expense of guarding prisoners on road work, the increased cost of maintaining them outside of the walls, and the large investment of machinery and supplies required in this work are some of the chief objections to the maintenance of prison road camps. Then, too, the general hostility of any community in which this work is carried on to the employment of convicts in road building is a factor deserving of serious consideration.

Oklahoma has solved this problem to some extent by establishing camps in remote districts and limiting prisoners em-

ployed to those regarded as the most trustworthy. The selected men are sent to these camps and placed on their honor to conform to the rules and discipline without the necessity of employing armed guards to maintain order.

In September, of 1924, the first road camp was established in the Arbuckle Mountains in Carter County, where 65 selected men were placed under a Superintendent and two foremen. Under the direction of the engineers from the State Highway Department, the Carter County road program was carried out very successfully and very few escapes resulted from this experiment. Consequently, in June, 1925, the second road camp was established in the Kiamichi Mountains in Pushmataha County, under the same conditions which governed the first camp. All work is performed under the direction of the State Highway Department, which provides all machinery and the maintenance expense of the camp. A report from an engineer in charge of the Carter county camp dated July 24th, 1926, shows that the work performed at that camp amounts to $193,-584.54 in value received. A similar report, dated August 31st, 1926, shows that work on the Pushmataha County project is valued at $120,263.39. It costs approximately one dollar per day to maintain these prisoners, including salaries and other necessary expenses. However, were guards required and if the men were not all willing workers, the cost of their maintenance would be prohibitive and out of all keeping with good public policy. Today approximately 175 men are employed in these camps, and it is possible that one or two additional camps might be established and maintained with equal success, but those best acquainted with this situation are of the opinion that it would not be practicable to extend the system to any appreciable extent.

I have stated that only trusted men, men who can be worked without guards or guns, are suitable for employment in

these camps, and that the cost of guarding and supervising unwilling and dangerous men at such work is prohibitive, as experience in this and many other states has long since established. Even the casual observer will readily appreciate the fact that but a small percentage of the men sent to prison are of such a type as to enjoy the degree of confidence which we have been able to repose in the men in the two mountain camps, and that the success of these camps may be charged to the character of men employed and not to the system itself, although we must extend due credit to the prison administration and the highway officials for the excellent results accomplished. This problem I have discussed at some length for frequently we hear persons say that all of the prisoners should be worked on the roads, although one doubts that such persons would be willing to live in the same neighborhood with many of the prisoners now incarcerated at McAlester, many of whom must be kept under the gun from the moment their cells are opened until they are again locked and barred.

The work at these two camps is well under way and these highways under construction, constituting routes of both scenic and economic importance, will be lasting monuments to those officials responsible for the initiation and successful conclusion of these projects.

An additional project is under construction near the prison plant and men employed in this work are maintained within the walls.

OUR PRISON FARMS

The prison farm at McAlester consists of 1,920 acres of rolling land, and approximately 1,200 acres of this land are in cultivation. The remainder is waste mine land and rocky hillside. It has been the policy of the present administration

to improve the farm by methods of soil culture, to improve the standard of seed by growing only those which have been selected and standardized, and to improve the livestock by using purebred sires and increasing the number of registered animals as fast as reasonable selection will permit.

The farm has produced 21,720 bushels of oats; 3,000 bushels of barley, and 209 bales of cotton during the past fiscal year. Large quantities of dairy products and vegetables are consumed by the prison. Hogs are raised on a large scale and fifteen (15) carloads have been shipped to market during the past year. The net earnings from the farm for the past year amounted to $31,599.97.

Close co-operation is maintained with the A. & M. College at Stillwater and from this institution the prison has obtained pure cotton and oat seed. The experiment station is operated on the farm in conjunction with the A. & M. College and information obtained from these experiments relative to cultural methods, spacing, terracing and fertilizing is furnished free to all farmers.

Farming is the principal industry of the State Reformatory at Granite, where, however, the soil is much more productive and better adapted to agricultural purposes than that at McAlester. The State owns 1,445 acres of land here, the larger part of which is under cultivation, having 640 acres of school land which joins the institution on the west leased from the School Land Department and in addition thereto has several hundred acres of land rented. Very satisfactory yields have been had of both barley and oats and very large amounts of grain sorghum have been produced, in addition to over 200 bales of cotton produced on the farm this year. A large quantity of sorghum molasses has been made for the institution, and an adequate supply of vegetables of all kinds has been raised.

The institution has a large berry patch and fruit orchard, which are beginning to yield satisfactorily, and also has a young pecan orchard which is making very satisfactory growth.

In addition this institution likewise operates an experiment farm in co-operation with the A. & M. College, and this farm is conducted in a manner similar to the one at McAlester.

FISCAL FACTS FROM GRANITE

Continuing the work initiated by the late Dr. George A. Waters at the beginning of this administration, J. J. Savage, the present warden, has made commendable progress in placing the State Reformatory on a sound financial basis.

Regardless of the fact that during the period ending June 30th, 1926, there was a daily average of thirty-five more men than for the period ending June 30th, 1924, the total cost of operating the institution was approximately $45,000.00 less for 1926 than for 1924. The per capita cost was $97.18 less for 1926 than for 1924. The cost of fuel for 1926 netted a saving of more than $18,000.00 against that of 1924.

The food cost for 1924 was $44,330.55, or $76.96 per capita, against $55,770.93, or $91.29 per capita, for 1926. It will be well to notice that this is the only item of importance showing increase for 1926. This will show that the boys were given more and better food during the latter period, while at the same time the total expenditures for the institution were very appreciably reduced.

THE SHORT BALLOT

In recent years we have witnessed demands for radical changes in our election laws, and no one will question the fact

that the results under our primary system have failed at times to command the satisfaction of all people.

The right of every voter to cast his or her ballot and to have that ballot counted as cast is a sacred and inherent right, and our laws should be so amended, and then so administered and interpreted as to uphold the sanctity of the ballot. Our free institutions cannot long endure if our people have reason to believe that laws are enforced or interpreted upon any basis other than that of absolute and impartial justice.

However, we cannot so legislate as to prevent the nomination or election of persons favored by the greatest number of people. Nor am I at all certain that our people are prepared to abandon the primary system for a return to the convention system, unless perhaps such a change would be attended by many features in keping with modern thought.

Objections are raised that under the primary system now in effect in Oklahoma nominations and elections are too costly, thus leading to possibilities of corruption and other abuses. Such objections are well taken, yet under either a run-off primary or a preferential primary, I am convinced that this condition would be aggravated rather than relieved. It is pointed out that our present law is confusing and that it is difficult for the average voter to cast an intelligent ballot. This would not be corrected either by the run-off or preferential system, but might indeed be relieved by the adoption of a short ballot system. Such an innovation might meet with opposition on the theory that it would place too much authority in officials vested with the appointive power, but this might be corrected by the adoption of a civil service system which would remove from such officials much of the authority they now have, yet bring to them prerogatives more rightly theirs and more in keeping with successful and efficient administration.

We must admit that the application of our theory of checks and balances often results in failure to definitely fix responsibility, and that in time something must be done to bring about a more expeditious administration of the public's business, either by this avenue or some other which will result in a better co-ordination of our activities.

It would, of course, require amendments to our Constitution in order to provide for the Short Ballot System, and yet virtually any change suggested which would in any way relieve us of obvious weaknesses in the present system would require either a constitutional amendment, or at least a questionable evasion of the recognized and expressed intent of our Constitution.

SUPREME COURT

One of the most important objects of government is the preservation of vested property rights. The proper protection of these rights necessarily rests in the judiciary of the State. A state is unfortunate where a change in the personnel of its judiciary is followed by changes in its decisions relating to vested property rights. Irreparable injury is thereby wrought to the credit and stability of the State and to its institutions and industries. Our own State has not been free from criticism in this respect, and the frequent changes in its opinions relating to property rights, consequent upon a change in the personnel of our Supreme Court, is beginning seriously to jeopardize the prestige and financial standing of the State of Oklahoma, and, if not guarded vigilantly against, will ultimately destroy its credit.

It is a matter of general knowledge that non-residents of our State who have acquired property rights in Oklahoma on the strength of decisions of our judiciary can escape the un-

fortunate consequences of such changes in judicial opinions by resorting to the Federal courts, whereas our own citizens are powerless thus to avoid the judicial confiscation of their property.

The need of a remedy for this deplorable condition is acute. Various remedial suggestions have been made, but inasmuch as it is my understanding that my worthy successor has taken cognizance of this situation, we may reasonably expect that he will have something substantial to submit in order to bring about the proper relief.

THE SCHOOL LAND DEPARTMENT

At the beginning of my administration, in the Lease & Sales Division of the Commissioners of the Land Office, out of approximately 14,000 accounts on land sales, there were approximately 2,500 delinquent in interest and annual payments. This delinquency amounted to approximately $2,000,000.00. During the past two years the delinquent accounts have been reduced to 234, and these are now in process of collection or cancellation.

There were also approximately 1,800 preference right leases, 944 of which were delinquent in the annual rentals; the delinquency amounting to approximately $250,000.00. There are now only 118 delinquent lease accounts and these are in process of collection or cancellation. These collections were made possible in this Department by the enactment of laws by special session of the Legislature of 1924, and by the firm policy of the Commissioners of the Land Office in enforcing these laws.

In the Loan Division on June 30th, 1923, the loans on first farm mortgages amounted to $20,518,000.00. At the

close of business on November 1st, 1926, loans on first farm mortgages were $25,795,000.00. An increase of $5,277,-000.00. New loans and renewal loans made during this period, amounted to $13,600,700.00.

The Department has invested in bonds, $1,496,550.00, out of the public building fund. This fund is not subject to loans on farm mortgages.

From January 1st, 1924, to December 26, 1926, there has been collected by the Oil and Gas Division in rentals, bonuses, and royalties $2,960,982.71. An additional $650,000.00 should be included which was had from bonuses at the sale on Dec. 21, 1926. In the same period of time there has been apportioned to the Common Schools $4,798,675.19.

In the matter of collections on delinquent payments on farm loan mortgages. Out of the $25,795,000.00 loaned, 3-10 of 1%, or approximately $700,000.00 are delinquent and are in process of foreclosure, by order of the Commission. This amount would have been a great deal less, had it not been for a decision of the Supreme Court, rendered April 6th, 1926, involving a tax question which has not been disposed of by the Court; Tax Certificate holders contending that the State could not foreclose its mortgage lien against their Tax Certificate. On account of the petition for rehearing and application to modify the opinion, the question has not been finally disposed of and the District Courts are awaiting the decision of the Supreme Court.

The Commissioners of the Land Office have had the hearty co-operation of all the employees of the Department in carrying out their policies, in the management and control of the matters under the jurisdiction of the Commissioners of the Land Office.

DEFICIENCY CERTIFICATES 1924-1925

Deficiency Certificate No. 8, 1924-1925, was issued by the Honorable W. J. Holloway, Acting Governor, on request of the Honorable R. A. Sneed, Secretary of State, for office supplies. Amount $450.00; date, April 23, 1925.

Deficiency Certificate No. 9, 1924-1925, was issued to the Chief Justice of the Supreme Court to be used to defray traveling expenses of District Judges while holding court outside of their districts, on assignment of the Chief Justice. Amount, $1,000.00; date, May 11, 1925.

Deficiency Certificate No. 10, 1924-1925, was issued to the Adjutant General to pay troops for service in connection with the coal mine trouble in the Henryetta and Okmulgee district. Amount, $1,000.00; date, May 18, 1925.

Deficiency Certificate No. 11, 1924-1925, was issued to the Adjutant General to pay claims for service and other expense in connection with the coal mine trouble at Henryetta and Okmulgee. Amount, $1,000.00; date, June 22, 1925.

Deficiency Certificate No. 12, 1924-1925, was issued by the Honorable W. J. Holloway, Acting Governor, to the Adjutant General for claims for service of the troops in connection with the Henryetta and Okmulgee coal mine trouble. Amount $500.00; date, June 30, 1925.

1925-1926

Deficiency Certificate No. 1, 1925-1926, and Deficiency Certificate No. 2, 1925-1926, were issued by Honorable W. J. Holloway to the Adjutant General to care for expenses of the troops in the Henryetta and Okmulgee district, on account of the coal mine trouble. Amounts, $1,092.52 and $1,092.52;

dates, July 6 and 7, 1925. On July 9th, 1925, these certificates were canceled by the Honorable W. J. Holloway.

Deficiency Certificate No. 3, 1925-1926, was issued to the Adjutant General by the Honorable W. J. Holloway, Acting Governor, to pay expenses of the troops in the Henryetta and Okmulgee coal mine district. Amount $2,185.04; date, July 9, 1925.

Deficiency Certificate No. 4, 1925-1926, was issued to the Adjutant General to defray expenses of the troops in the Henryetta and Okmulgee coal mine district. Amount, $2,-465.93; date, July 24, 1925.

Deficiency Certificate No. 5, 1925-1926, was issued to the Adjutant General to pay expenses of the troops in the Henryetta and Okmulgee district during the coal mine trouble. Amount, $2,208.45; date, August 20, 1925.

Deficiency Certificate No. 6, 1925-1926, was issued to the Adjutant General to care for the expenses of the troops in the Henryetta and Okmulgee coal mine district. Amount, $3,-548.90; date, September 1, 1925.

Deficiency Certificate No. 7, 1925-1926, was issued to the Adjutant General to care for the expenses of the troops in the Henryetta and Okmulgee coal mine district. Amount, $4,-327.04; date, September 22, 1925.

Deficiency Certificate No. 8, 1925-1926, was issued to the State Board of Agriculture for reimbursing members of that Board for per diem and traveling expenses. Amount, $422.57; date, September 22, 1925.

Deficiency Certificate No. 9, 1925-1926, was issued to the Adjutant General to pay expenses of the troops in the Henryetta and Okmulgee coal mine trouble. Amount, $4,020.89; date, September 29, 1926.

Deficiency Certificate No. 10, 1925-1926, was issued to the Governor's office to pay outstanding claims of the district judges and their reporters while holding court in their respective districts, but outside of the county of actual residence. Amount, $2,500.00; date, October 22, 1925.

Deficiency Certificate No. 11, 1925-1926, was issued to the Adjutant General to defray expenses of the troops in the Henryetta and Okmulgee coal mine district. Amount, $2,-996.82; date, November 3, 1925.

Deficiency Certificate No. 12, 1925-1926, was issued to the Adjutant General to care for the expenses of the troops in the Henryetta and Okmulgee coal mine district. Amount $1,-548.28; date, November 3, 1925.

Deficiency Certificate No. 13, 1925-1926, was issued to the State Board of Agriculture for the purpose of paying expenses incurred during the quarantine protection for the foot and mouth disease. Amount, $2,389.69; date, December 14, 1925.

Deficiency Certificate No. 14, 1925-1926, was issued to the Criminal Court of Appeals to pay expense of telephone and toll service. Amount, $200.00; date, January 13, 1926.

Deficiency Certificate No. 15, 1925-1926, was issued to the Adjutant General to pay expenses incurred on account of the coal mine disaster at Wilburton. Amount, $1,102.04; date, Feburay 19, 1926.

Deficiency Certificate No. 16, 1925-1926, was issued to the Chief Justice of the Supreme Court to pay expenses of the district judges of the State while holding court outside of their districts, on assignment of the Chief Justice. Amount, $1,000.00; date, March 27, 1926.

Deficiency Certificate No. 17, 1925-1926, was issued to the Executive Committee of the American Legion for disabled World War veterans and their families. Amount, $15.000.00; date April 12, 1926.

Deficiency Certificate No. 18, 1925-1926, was issued to the President of the East Central State Teachers' College, at Ada, to pay the expenses of summer school. Amount, $9,029.92; date April 24, 1926.

Deficiency Certificate No. 19, 1925-1926, was issued to the President of the Central State Teachers College at Edmond, for paying the expenses of summer school. Amount $9,820.51; date, April 24, 1926.

Deficiency Certificate No. 20, 1925-1926, was issued to the Northwestern State Teachers College at Alva, for paying the expenses of summer school. Amount $3,145.77; date, April 24, 1926.

Deficiency Certificate No. 21, 1925-1926, was issued to the Northeastern State Teachers College at Tahlequah, for the purpose of paying the expenses of summer school. Amount, $4,737.34; date, April 24, 1926.

Deficiency Certificate No. 22 1925-1926, was issued to the Southeastern State Teachers College, at Durant, for the purpose of paying the expenses of summer school. Amount $9,783.00; date, April 24, 1926.

Deficiency Certificate No. 23, 1925-1926, was issued to the State Board of Agriculture for the purpose of paying salaries and traveling expenses in the Feed Inspection Department. Amount, $2 481.55; date, June 9, 1926.

Deficiency Certificate No. 24, 1925-1926, was issued to the State Board of Agriculture for the purpose of installing a light plant at the Panhandle Agricultural and Mechanical College, at Goodwell. Amount, $6,750.00; date, June 9, 1926.

Deficiency Certificate No. 25, 1925-1926, was issued to the Governor's office to pay the traveling expense of district judges and their reporters while holding court in their respective districts, but outside of the county of actual residence. Amount, $2,500.00; date, June 9, 1926.

Deficiency Certificate No. 26, 1925-1926, was issued to the State Board of Agriculture for the purpose of paying maintenance of the Cameron School of Agriculture, at Lawton, in lieu of Fund No. 3, for this institution for repairs, which was returned to the State Treasurer. Amount $1,000.00; date, June 15, 1926.

Deficiency Certificate No. 27, 1925-1926, State Board of Agriculture, was issued for the purpose of paying salaries and current expenses for the Murray School of Agriculture at Tishomingo. Amount, $3,400.00; date, June 15, 1926.

1926-1927

Deficiency Certificate No. 1, 1926-1927, was issued to the State Market Commission for inspection work of that department. Amount, $2,711.12; date, July 22, 1926.

Deficiency Certificate No. 2, 1926-1927, was issued to the Governor's office to pay the traveling expenses of the district judges and their reporters while holding court within their district, but outside of the county of actual residence. Amount, $500.00; date, August 11, 1926.

Deficiency Certificate No. 3, 1926-1927, was issued to the State Board of Affairs for the purpose of paying for the remodeling and housing of the following boards and commissions: Building and Loan Board, Bureau of Criminal Investigation and Identification, Supreme Court Commission. Amount, $3,188.86; date, August 11, 1926.

Deficiency Certificate No. 4, 1926-1927, was issued to the State Board of Affairs for the purpose of paying for three hundred each of ten volumes of Oklahoma Criminal Reports, to be numbered 19 to 28, inclusive, on requisition from the Honorable E. S. Bessey, Presiding Judge of the Criminal Court of Appeals, and Howard Parker, State Reporter. Amount, $4,500.00; date, August 16, 1926.

Deficiency Certificate No. 5, 1926-1927, was issued to the Western Union Telegraph Company to cover telegraph expenses in the Governor's office for the fiscal year ending June 30, 1926. Amount, $75.11; date, August 17, 1926.

Deficiency Certificate No. 6, 1926-1927, was issued to the Southwestern Bell Telephone Company to cover telephone service for the Governor's office for the fiscal year ending June 30, 1926. Amount, $66.40; date, August 6, 1926.

Deficiency Certificate No. 7, 1926-1927, was issued to the State Board of Affairs for the Oklahoma College for Women, to be used for the purpose of repairing the heating plant at that institution. Amount, $4,500.00; date, September 10, 1926.

Deficiency Certificate No. 8, 1926-1927, was issued to the Commissioner of Charities and Correction, for the purpose of paying the traveling and communication expenses, motor vehicle and repairs for that department. Amount, $996.84; date, September 10, 1926.

Deficiency Certificate No. 9, 1926-1927, was issued to the Secretary of State to pay for publication of State Questions 135 to 139, inclusive, which were submitted at the last election. Amount, $6,000.00; date. September 29, 1926.

CONDITIONS IN 1923

It may be needless to recall the situation existent in Oklahoma in the fall and winter of 1923. We know, however, that our State had undergone a hectic period of uncertainty and internal strife, all but completely demoralizing our governmental agencies; that the period immediately preceding the beginning of my responsibilities had been one of extravagance, and of waste; that our citizens had virtually lost confidence in their officials and in their public institutions, and that in turn, many officials had either become discouraged or had lost for the moment the perspective necessary for efficient and thoughtful service. Much of this, no doubt, found explanation in the chaotic condition of the public mind at that time yet its effects were serious and of far-reaching importance.

Business within our borders had suffered to an inestimable extent, but, more serious still, our credit abroad had been injured, if not temporarily destroyed. For months flaring headlines in the press of the nation had dwelt upon the alleged happenings in Oklahoma, and the orderly processes of government, and the normal manner in which a majority of our citizens were functioning had escaped the attention of the sensationalists who seized day after day upon each fresh morsel of gossip reflecting upon the stability and integrity of our State.

We were confronted with a pressing demand for a return to sanity and sound thinking if our fortunes were to be retrieved. Our standing abroad, and in the money markets of the world, must be restored and the inauguration of drastic conservation measures and policies was needed if we were to obtain these ends. Thus our problem was psychological, as well as one of administration, for the rehabilitation of the public confidence was a fact which could not be accomplished in a day, although the press of Oklahoma was of great assistance toward that objective.

An initial step in the right direction was taken when the Ninth Legislature was called to meet in a second "extraordinary" session, the purpose of which was to effect sweeping economies and the curtailment and co-ordination of our governmental activities. In keeping with this intention, a joint survey-committee was selected by the House and Senate, and remedial measures were prepared and later approved by the respective houses which did much to bring about a better general understanding of true conditions in Oklahoma. In addition, by curtailing unnecessary expenditures previously authorized, we were able to effect a total saving of $4,956,321.37 in appropriations reconsidered and reduced.

At the same time, sweeping changes in many of our departments and institutions were required, both in keeping with efficient administration and the best conclusions of public opinion, and to satisfy the situation it seemed mandatory that persons of recognized qualifications and standing be drafted to aid in the process of reconstruction. Thus it was one of my particular tasks, first to find such persons, and then to persuade them to enter the public service, if even for but a brief period and until the emergency had passed.

APPOINTMENTS AND REORGANIZATION

In obtaining the services of qualified persons I was unusually successful in convincing many of our outstanding citizens that public service at that critical period was a patriotic duty and to these men and women who accepted or continued such responsibilities often at a personal sacrifice, the people of this State are forever indebted and I acknowledge to them for myself an endless obligation.

To the State Board of Public Affairs I appointed Carl L. Rice of Tulsa, and John E. O'Neil of Oklahoma City. Mrs. P. S. Nagle of Kingfisher, was retained as the third member. To this Board general credit is due for the sweeping improvements in all of the institutions under their direction; for the improvement of the Capitol grounds and for the many economic measures initiated in the conduct of our several institutions for which they were responsible.

Frank Buttram, of Oklahoma City, was reappointed as a member of the University Board of Regents, and new appointments included John Carlock of Ardmore, A. A. McDonald of Hugo, Orel Busby of Ada, and John Rogers of Tulsa. George Bowman of Kingfisher, and Mrs. J. N. Schwoerke of Oklahoma City, remained on the board as holdover members. When I assumed office the University was without a permanent president but this board was successful in securing the services of Dr. W. B. Bizzell, one of the outstanding educators of the United States, and since that time no incidents have occurred to disturb the orderly processes of this institution and it is today functioning in a splendid manner.

W. S. Key of Wewoka was drafted as Warden of the State Penitentiary at McAlester and in two years time he was successful in making this institution self-supporting. The ac-

complishments at our prison have attracted attention throughout the nation, as was evidenced recently when General Key was elected president of the National Prison Conference at its annual meeting.

Dr. George A. Waters of Pawnee, was returned to the State Reformatory at Granite and following his untimely passing he was succeeded by J. J. Savage of Hollis. Improvements at the institution are too numerous to mention, in which each of the wardens had a part.

Dr. Carl Puckett of Pryor, was appointed State Health Commissioner and that department had been reorganized along standard lines to meet modern conceptions of a state department of health and in keeping with those states that have materially reduced disease and death rates.

O. B. Mothersead of Muskogee, was appointed State Bank Commissioner and the State Banking Board was reorganized with D. P. Richardson of Union City, H. H. Reeves of Gould, and C. K. Dawson of Ponca City, as its members. The present condition of the State banking system is a credit to this board and the commissioners, aided as they were by the State Bankers Association, and its president, J. P. Gibson.

Forney Hutchinson of Oklahoma City, and E. L. Rodman of Antlers, were appointed on the State Board of Education, and Theo. F. Brewer of Tulsa, was re-appointed on this board. Holdover members on this board included J. L. Newland of Frederick, J. M. Sandlin of Duncan, Ethel Cardiff of Tulsa, and L. Norman Duncan, Secretary.

When the State Highway Commission Act was approved, a commission was appointed which included Cyrus S. Avery

of Tulsa, F. J. Gentry of Enid, and Roy M. Johnson of Ardmore. The activities of this department are covered in the detailed report submitted to this Legislature and are also discussed in another part of this Message.

Sam L. Morley of McAlester, E. W. Marland of Ponca City, and N. R. Graham of Tulsa, were appointed members of the Fish and Game Commission.

Charles L. Orr of Holdenville, Giles A. Kelly of Talihina, and A. O. Workman of Oklahoma City, were appointed on the Soldiers' Relief Committee.

Wilburn Cartwright of Krebs, Ira C. Haycock of Wilburton, and Arthur B. Livingston of Lutie, were appointed on the Board of Regents for the Oklahoma School of Mines at Wilburton.

Sam F. Wilkinson of Nowata, Ad V. Coppedge of Grove, Ralph J. Tuttle of Miami, and W. M. Malone of Vinita, were appointed on the Board of Regents of the Northeastern Oklahoma Junior College at Miami, and this Board elected M. R. Floyd as president of the institution.

Baird H. Markham of Oklahoma City, and Alva J. Niles of Tulsa, were appointed as members of the Board of Regents for the Oklahoma Military Academy at Claremore, and this Board elected Walter E. Downs of Poteau, as president of the school. When General Niles resigned he was succeeded by J. B. Sledge of Ada.

The rehabilitation of this institution was so marked that the United States War Department authorized a R. O. T. C. unit at Claremore, this being the first time in three years that the Federal Government had so recognized any similar institution at any point in the United States.

No changes were made at the Oklahoma College for Women at Chickasha, where the late G. W. Austin was president and the Board of Regents composed of J. D. Carmichael of Chickasha, W. E. Hocker of Elk City, and Mrs. Roy Hoffman of Oklahoma City, and Mrs. E. B. Lawson of Nowata, and the State Superintendent of Public Instruction, M. A. Nash.

M. P. Hammond was selected by the Board of Education as president of the Northeastern State Normal at Tahlequah, but under the present administration no changes in similar institutions at Durant, Edmond, Weatherford, Ada and Alva were made.

No changes were made at any of the Agricultural schools, including the Oklahoma A. & M. College at Stillwater, which institutions function under the direction of the State Board of Agriculture, this Board being composed of R. B. Parks of Spaulding, L. A. Clinkenbeard of Alva, J. M. Rule of Hobart, and Mrs. Fern King of Kingfisher, with John A. Whitehurst, ex-officio member.

No changes were made at the School for the Blind at Muskogee (until the death of the superintendent); at the School for the Deaf at Sulphur; at the Whittaker State Home for Orphans at Pryor; at the Deaf, Blind and Orphans Home for Colored Children at Taft; at the State Industrial School for Girls at Tecumseh; at the State Training School for Negro Boys, now located at Boley; at the Tubercular Sanitariums at Clinton and Talihina; at the Hospitals for the Insane, located at Norman, Vinita and Supply; or at the University Hospital at Oklahoma City.

John W. Scott of Idabel, was appointed Superintendent of the Boys Training School at Pauls Valley.

The work of the Text Book Commission in 1925 was especially noteworthy inasmuch as its adoption seemed to command universal satisfaction being, as well, in keeping with the economic policies of the administration. The appointed personnel of this board included Dr. W. W. Phelan of Norman, then Dean of Education at the State University, and now President of the Baptist University at Shawnee; A. Linscheid, President of the East Central State Teachers College at Ada; Sam L. Morley, of McAlester, president of the Oklahoma Bankers' Association, and formerly a teacher in the United States Indian Schools, A. J. Lovett, city superintendent of schools at Blackwell for many years, and Mrs. Margaret Doolittle Gregory of Faxon, a rural school teacher. Under the law the Governor is ex-officio chairman of this Commission, and the State Superintendent of Public Instruction is its ex-officio secretary. In selecting the persons to be appointed on this commission, I did so in consultation with the State Superintendent of Public Instruction and was pleased to avail myself of his very excellent and intelligent counsel. Mr. Nash played a very prominent part in the adoption itself and his work is deserving of commendation. In the absence of myself from the State, Senator Tom Anglin of Holdenville, as president pro tem of the Senate and Acting Governor, presided over the deliberations of the Commission and is entitled to his full share of credit for the accomplishments of this Commission.

Mrs. F. L. Roblin of Oklahoma City, was reappointed as a member of the State Industrial Commission. The holdovers on this Commission were H. C. Myers of Shawnee, and Edgar Fenton of Oklahoma City.

C. J. Stewart of Haworth was retained as Commissioner of Confederate Pensions.

John Connally of Oklahoma City, was retained as State Fire Marshal.

Appointments on the State Mining Board included James Redpath of Wilburton; D. C. McAlpine of Haileyville; M. A. Berman of Henryetta; Charles Sizemore of Henryetta and H. C. Rice of Dow.

Appointments on the Building and Loan Board included John B. Doolin of Alva; E. F. Scott of Pawhuska, and O. R. Salmon of Durant.

Members appointed on the Forest Commission were John F. Easley of Ardmore, J. M. Craig of Idabel, and Mrs. J. L. Huff of Nowata. Ex-officio members of this Commission are the President of the State Board of Agriculture and the President of the A. & M. College at Stillwater.

On the Commission of Drainage and Irrigation the appointees were E. E. Blake of Oklahoma City, Tom C. Harrill of Wagoner, and George Kenneck of Gate.

Tom R. Hadley of Muskogee was reappointed Secretary of the State Board of Pharmacy, but resigned a year ago when he was succeeded by Clarence Anderson of Hugo. Other members of this Board are W. Perry Freeman of Washington; Paul W. Moomaw, of Okemah; Ted M. Tether of Pauls Valley and Tom L. Frame of Ardmore, all of whom were either reappointed or held over.

Members appointed on the Board of Dental Examiners included C. A. Hess of Idabel, L. M. Doss of Oklahoma City (reappointed), and E. E. Sanger of Yukon. The hold-over members of this Board included Dr. W. S. Williams of Durant, and Dr. Frank Sparks of Ponca City.

Appointments on the Board of Medical Examiners included H. C. Weber of Bartlesville, Harper Wright of Grandfield, W. P. Fite of Muskogee, J. M. Byrum of Shawnee, William T. Ray of Gould, D. N. Miller of Blackwell, and L. E. Emanuel of Chickasha.

John Hamil of Norman, was retained as Secretary of the State Insurance Board.

W. A. Durant of Durant, was elected Secretary of the School Land Commission by the Commissioners of the Land Office, of which Board the Governor is chairman.

Appointments on the State Board of Embalmers included W. S. McAtee of Oklahoma City, O. L. Calloway of Laverne, and George D. Stanley of Tulsa.

On the Board of Osteopathic Examiners appointments included H. C. Montague of Muskogee, J. A. Price of Oklahoma City, and W. O. Pool of Wynnewood.

Appointees on the Board of Chiropractic Examiners were Curtis J. Lee of Oklahoma City, Harry Gallagher of Guthrie, and C. Sterling Cooley of Tulsa, all reappointed.

Appointments on the Board of Optometry include F. H. Robertson of Blackwell, and J. R. McCrory of Oklahoma City.

On the Board of Accountancy, Homer Hammond of Oklahoma City, was appointed.

Ben F. Harrison of Calvin was retained as the State Budget Officer, as was Nina Young Burrus in her capacity as Pardon and Parole Officer.

Baird H. Markham of Oklahoma City, was reappointed Adjutant General of the State in recognition of his meritorious

conduct of that important arm of the government during the preceding administration, and upon his subsequent resignation from that office, Charles F. Barrett, of Oklahoma City, a pioneer guard officer and a former Adjutant General of the State, was named as his successor.

Dr. J. G. Duncan of Tulsa, was appointed Superintendent of the newly created Bureau of Criminal Investigation and Identification, and W. H. Morgan of Tulsa, was appointed as Assistant Superintendent. It is noteworthy that a year ago at the meeting of the International Association of Criminal Investigation and Identification, at Toronto, Canada, Dr. Duncan was elected president of this international association of peace officers. Other appointments in that Bureau included the late Luther Bishop of Oklahoma City, W. J. Ballard of Norman, J. Z. Armstrong of Lawton, Claude Tyler of Edmond, Lee Pollock of El Reno, and Eva Mae Hodges of Chickasha. Jim Brown of Waurika was later appointed to fill a vacancy occasioned by a death. In this connection I cannot refrain from commending similar services of officers employed directly by the Governor's office to assist this Bureau and to engage in similar work, especially referring to such men as the late William Tilghman and Charles McCloud.

George Ade Davis of Oklahoma City, was appointed as a member of the Board of Trustees of the Union Soldiers' Home, and it was due in a large measure to his active supervision that this institution was completely rehabilitated until today it is in the best condition of its history. J. J. Carson of Blackwell, and N. D. McGinley of Guthrie, were reappointed to succeed themselves on this Board and Chris Madsen of Oklahoma City, was selected by the Board as Superintendent of this institution.

New appointments on the Board of Regents for the Colored Agricultural and Normal University at Langston included

E. A. Duke of Edmond, E. M. Castleberry of Edmond, Ned Holman of Guthrie and Neil Humphrey of Meridian.

A number of vacancies occurred in elective offices during the three-year period. Jesse G. Read of Hobart, was appointed State Insurance Commissioner. George J. Mechling of Woodward, was appointed State Examiner and Inspector.

To vacancies on the Supreme Court, I appointed James B. Gordon of McAlester, J. D. Lydick of Oklahoma City, and Frank Warren of Holdenville.

Court vacancies occurring in several of the District Courts of the State, the following appointments were made: D. C. McCurtain of Poteau, E. L. Mitchell of Clinton, Lucius Babcock of El Reno, Sam Hooker of Oklahoma City, Wiley Jones of Oklahoma City, Tom Pace of Purcell, Luther James of Tulsa, E. L. Richardson of Lawton, C. S. Walker of Tulsa, J. R. Charlton of Bartlesville, Wayne W. Bayless of Claremore, R. D. Hudson of Tulsa, and Charles Swindall of Woodward. Of all the appointments to the District Bench during the period of my administration, I am happy to say that such selections were upheld at the polls with but one exception, and that two of the men thus appointed were renominated without opposition.

W. B. Williams of Tulsa, was appointed to a vacancy occurring on the Supreme Court Commission, while William Randolph of Tulsa, was appointed to fill a vacancy on the Court of Common Pleas of Tulsa County. The latter was subsequently nominated and elected to that position.

CO-OPERATION OF ELECTIVE OFFICIALS

In restoring the public confidence in our governmental institutions, however, little could have been accomplished had

it not been for the splendid spirit of co-operation and helpfulness which actuated the conduct and policies of the various elective State officials. I was exceptionally fortunate in having had, in my own department, two such qualified and capable executives as Senator Tom Anglin of Holdenville, and Senator W. J. Holloway of Hugo, who in turn served as president pro tem of the Senate, and as such, as Acting Governor during the period of my administration. I had, too, for the same periods to assist me in many ways, the Honorable W. D. McBee, of Duncan, and the Honorable J. B. Harper, of Talihina, who served as speakers for the House of Representatives for that part of the Ninth Legislature during which I was in office, and the entire period of the Tenth Legislature. The latter likewise discharged the duties of the office of Governor for a period, during which time his actions commanded universal satisfaction.

The office of the Secretary of State was at all times helpful, and splendid co-operation was received not only from the Secretary, R. A. Sneed, but from his assistant Una Lee Roberts. The State Auditor, C. C. Childers, and his entire department co-operated in a splendid manner. During this period the record of the office of the Attorney General was exceptionally commendable, and both civil and criminal litigation was handled in a prompt, intelligent and expeditious manner. A. S. J. Shaw, State Treasurer, well merited his recent election as State Auditor on his record of efficiency. M. A. Nash, State Superintendent of Public Instruction, was in many ways exceedingly helpful and it was my pleasure to be governed by his recommendations to a very large extent in all matters dealing with the subject of education and its incident problems. This was especially true in connection with the conduct of our various educational institutions. It was not my purpose to interfere in any manner with the A. & M. College at Stillwater, which is under the supervision of J. A. Whitehurst, President

of the Board of Agriculture, and members of an advisory board appointed by the Governor.

I wish especially to pay my sincere respects to those elective State officials who, with the Governor, constituted the Board of Commissioners of the School Land Office: J. A. Whitehurst, M. A. Nash, C. C. Childers, and R. A. Sneed; and to my colleagues on the State Board of Equalization, Mr. Sneed, Mr. Childers, Mr. Shaw, Mr. Short, Mr. Mechling, and Mr. Whitehurst. Fred Parkinson, State Examiner and Inspector, and his successor George J. Mechling, are deserving of credit for the thoroughness and energetic conduct of that important department. Mabel Bassett, Commissioner of Charities and Corrections, was of assistance in promoting humanitarian measures in connection with our penal and eleemosynary institutions, and her department constituted an invaluable aid to the executive branch of government. I also wish to thank the members of the Corporation Commission for their help on many occasions, and for the manner in which they co-operated with the Governor's office.

It would be impossible to mention by name the many members of our courts, county attorneys, sheriffs, and peace officers and other county and municipal officials throughout the State who have been of assistance in maintaining an orderly conduct of the people's business, but the extraordinary alertness of our local officials everywhere was of immeasurable assistance in protecting life and property throughout the State, and in conducting the business of the State's subdivisions in an efficient and economic manner.

It is a matter of sincere gratification to me that the business of the State has been so conducted by the heads of its respective departments and institutions that in pursuance of a safe and sound economic policy the state has been enabled not

only to live well within its means but to accumulate a substantial surplus in our general revenue fund. At the end of the last fiscal year that surplus amounted to something more than $2,000,000.00, and if the same policies are adhered to we will have at the end of the present fiscal year a surplus well exceeding $4,000,000.00. I am happy to say that this has all been accomplished without the necessity of the State Board of Equalization making any ad valorem levy this year for State purposes.

These results are by no means accidental, for in addition to the economic conduct of our various governmental agencies we effected an immediate savings in salvage of $4,956,321.37 by legislative action in 1924 from the wreck we inherited in reducing certain appropriations authorized for the preceding biennium, the Tenth Legislature having in mind at all times the estimated revenues of the State kept well within legitimate limitations, the total expenditures authorized by that legislature having been limited to $23,887,938.52. The Governor is permitted by law to authorize expenditures through the issuance of deficiency certificates in the amount of not to exceed $200,000.00 a year, or $400,000.00 for a biennial period. By carefully scrutinizing requests for such deficiences the total amount authorized since the Tenth Legislature adjourned, was only $125,052.07.

CONCLUSION

In conclusion, permit me to say that I am cognizant of the fact that the submission of this Message marks my last official act of general consequence to the citizens of this State. Whatever success I may have attained has been predicated upon the whole-hearted support and friendship of the people of Oklahoma. In particular I have been generously supported and aided by the great press of the State, without which one would most necessarily be doomed to failure. I feel that the

accomplishments of this administration have been far more due to the assistance thus had than to any individual ability of my own.

In a few days I will take my place among the private citizens of the State. I will quit the office of Chief Executive of Oklahoma with a lasting appreciation of the splendid and unfailing co-operation and support that I have received from so many friends and so many sources and with an abiding gratitude to the citizens of Oklahoma who have so often and so signally honored me. Whatever experience I may have gained, whatever talents I may possess are still at their service and even in the pursuits of private life I shall find time to strive in some small measure to mitigate the debt I owe this State by attempting to contribute, in my humble way, to the cause of better government.

It is my sincere hope, as it is my confident expectation, that from this legislature will come much of enduring value to this State. I know the difficulties that legislators must encounter and overcome. I know the sacrifices that legislators must make. I know the high motives and conscientious devotion to duty and the best interests of our commonwealth that legislators possess. This legislature, I am certain, is the equal in promise to any of its predecessors and the harvest of its achievement, I confidently predict, will be as rich and as wholesome as any that this State has ever seen.

Respectfully submitted,

M. E. Trapp,

Governor.

Senator Rexroat moved that the Message of the Governor be received, filed and ordered printed in the Journals of the respective Houses, which motion was seconded by Senator Clark.

Representative Chappell, as a substitute, moved that the Governor's Message be printed in the House Journal and distributed in the Senate.

Senator Anglin moved that the substitute motion be tabled, which motion prevailed.

The vote recurring on the Rexroat motion, the same prevailed.

Representative Logan (Okmulgee) attempted to introduce a resolution, authorizing the purchase of sets of statutes for the use of the Legislature, but was denied the right, on a point of order raised by Representative McCombs, that no funds were available at this time and was not a matter for the Joint Session to consider, the point of order being sustained by the Presiding Officer of the Joint Session.

Representative O'Bryan presented to Honorable D. A. Stovall, Speaker of the House of Representatives, a floral offering, as a tribute of esteem and respect from his friends in Hugo, Oklahoma.

Upon motion of Representative McCombs, the Joint Session was dissolved.

*

The Senate reassembled in the Senate Chamber and was called to order by President Pro Tempore Williamson.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 1.—By Stewart and Loofbourrow. A Bill entitled an Act to appropriate funds for the aid of certain school districts for the fiscal year ending June 30, 1927, to aid said districts in completing standard terms of school.

SENATE BILL NO. 2—By Rice. An Act repealing chapter 139 of the Session Laws of 1923-24, entitled "drainage and irrigation districts," as amended by chapter 145 of the Session Laws of 1925, and declaring an emergency.

SENATE BILL NO. 3— By Reed. An Act to create an additional title examiner to the commissioners of the land office, fixing the salary therefore, making appropriation for the same and declaring an emergency.

SENATE BILL NO. 4—By Anglin and Rexroat. An Act fixing the salaries of elective, executive and judicial state officers; repealing all acts or parts of acts in conflict therewith. and declaring an emergency.

Upon motion of Senator Anglin, 75 copies of Senate Bill No. 4 were ordered printed.

SENATE BILL NO. 5—By Stigler. A Bill entitled an Act making an emergency appropriation with which to match Federal funds for the vocational rehabilitation of persons injured in industry or otherwise according to the terms and provisions of an Act of the Sixty-eighth Congress of the United States. H. R. 5478 and declaring an emergency.

SENATE RESOLUTION NO. 1—By Gulager. A Resolution requesting certain information of the State Highway Commission of the State of Oklahoma.

Senator Gulager introduced the following Resolution which was read at length:

A RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO PASS SENATE BILL NO. 4808, NOW PENDING.

SENATE CONCURRENT RESOLUTION NO. 1—By Austin, Gulager, Peck, Rice, Goodall and Stewart of the Senate; and Foster, Thompson, Brewer, McCombs and Rogers of the House.

"WHEREAS, a surplus of farm crops has for years caused the market on these crops to fluctuate in such a manner as to materially interfere with the living conditions of our agricultural classes, and

"WHEREAS, these surpluses have never proven to be surpluses over a term of years, and

"WHEREAS, it is felt by all farm organizations in the United States, after having given mature thought to this question, that farm legislation is necessary in order that the farmers might thus control these surpluses and spread them out over a term of years and thereby prevent these wide fluctuations, and

"WHEREAS, a Bill is now pending in Congress, Senate Bill No. 4808, and

"WHEREAS, the said bill will be before the Committees on Agriculture in both Houses in Congress on January 6th, and

"WHEREAS, we believe that the passage of this legislation will materially benefit our agricultural classes at this time, and in the future, we the Senate and House of Representatives, concurring threin, now assembled in Oklahoma City, this

fourth day of January, 1927, do hereby memorialize Congress to pass this legislation without material change, at as early a date as is possible."

Upon motion of Senator Gulager, Senate Concurrent Resolution No. 1 was adopted and referred for engrossment.

Senator Anglin moved that a Committee of three be appointed to draw up proper resolutions, relative to the death of Hon. D. A. Shaw, newly elected Senator, of Poteau, Oklahoma.

The motion prevailed and Senators Andrews, Stigler and Stewart were appointed.

Upon motion of Senator Gulager, the President Pro Tempore directed Secretary McAlister to send flowers for the Shaw funeral, to be held on January 5th, at Poteau, Oklahoma.

Upon motion of Senator Rexroat, the Senate adjourned to meet at 1:30 p. m., Wednesday, January 5th.

SECOND LEGISLATIVE DAY

WEDNESDAY, JANUARY 5th, 1927

The Senate, pursuant to adjournment, met at 1:30 P. M., and was called to order by the president Pro Tempore.

Upon roll call the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, Thomas, Van Dall, Wheatley, Williamson. Total 40.

Excused: Rexroat, Waldrep. Total 2.

Absent: Smith. Total 1.

Vacancy: 1.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Senator Boyer submitted the following committee report:

Mr. President: We, your committee on Enrolled and Engrossed Bills, beg leave to report Senate Concurrent Resolution No. 1 correctly engrossed.

Respectfully submitted,

BOYER, Chairman.

The President Pro Tempore signed Engrossed Senate Concurrent Resolution No. 1, in open session, and ordered the same transmitted to the Honorable House.

SENATE RESOLUTION NO. 1, by Gulager, was taken up for consideration.

Senator Anglin moved that Senate Resolution No. 1 take its regular course and be referred to the Committee on Roads and Highways.

Senator Otjen, as a substitute, moved that consideration of Senate Resolution No. 1 be deferred for at least forty-eight hours or until a written request for the information can be sent to the Department of Highways, which motion prevailed.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 6—By Shepherd. An Act requiring all motor driven vehicles to slow down to five miles per hour before crossing any steam or electric railway track in the State of Oklahoma; providing punishment for violation thereof; repealing all Acts or parts of Acts in conflict therewith.

SENATE BILL NO. 7—By Austin. An Act repealing Section 2698, Compiled Oklahoma Statutes, 1921, and declaring an emergency.

SENATE BILL NO. 8—By Anglin. A Bill to be entitled: An Act making appropriation to pay the mileage and per diem of members of the Senate and House of Representatives of the 11th Legislature, salaries of officers and employees and contingent expenses, and declaring an emergency.

SENATE BILL NO. 9—By Darnell. A Bill entitled an Act directing the appropriation and use of the county sinking fund which is derived from forfeitures, penalties and interest on delinquent taxes, repealing Chapter 13, Senate Bill No. 68, of the 1925 Session Laws of Oklahoma, and declaring an emergency.

SENATE BILL NO. 10—By Darnell. A Bill entitled an Act making the district Judge of the 17th Judicial District of Oklahoma ex officio Judge of the Superior Court of Custer County located at Clinton, Oklahoma and requiring him to preside over said Court and hold its terms: requiring the Sheriff and Court Clerk of said county, and the Court Reporter of said judicial district, to perform their duties as such officers, etc.

SENATE BILL NO. 11—By Goodall. An Act amending Section 9745 of the Compiled Oklahoma Statutes of 1921, Section 5 of Chapter 159 of the Session Laws of 1923.

SENATE BILL NO. 12—By Goodall. An Act repealing Chapter 101, Session Laws of Oklahoma, 1925, and declaring an emergency.

SENATE BILL NO. 13—By Darnell. An Act repealing House Bill No. 4, Chapter 102 of the Session Laws of Oklahoma, 1925, known as the Revocable Permit Act and declaring an emergency.

SENATE BILL NO. 14—By Storms. An Act relating to funds derived from the sale of mortgaged property by the

mortgagor; declaring said mortgagor to be trustee of said funds for said mortgages; making a misappropriation of said funds an embezzlement, etc., and declaring an emergency.

SENATE BILL NO. 15—By Goodall and Loofbourrow. An Act amending Section 5735 of the Compiled Oklahoma Statutes, annotated, 1921, as amended by Section 1 of Chapter 121 of the Session Laws of Oklahoma, 1924; fixing and reducing the terms of office of the County Attorney, Court Clerk, County Clerk, County Surveyor, County Sheriff, County Superintendent of Public Instruction, County Treasurer, County Public Weigher, County Assessor, and three County Commissioners, etc., and declaring an emergency.

SENATE BILL NO. 16—By Johnson and Goodall of the Senate, and Lohman, et al., of the House. An Act creating a code commission, providing for the preparation of a code of laws to be submitted to the 12th Legislature, granting powers to the commission, etc., and declaring an emergency.

SENATE BILL NO. 17—By Graham. An Act repealing Chapter 102 of the Session Laws of 1925, entitled, "An Act relating to the business of furnishing power, light, heat, gas, electricity or water in cities and towns: authorizing the surrender of municipal franchises in exchange for revocable permits, etc."

SENATE JOINT RESOLUTION NO. 1—By Shepherd. A Joint Resolution appropriating and authorizing the payment out of funds in the State Treasury, not otherwise appropriated, of the sum of Three Hundred ($300.00) Dollars to A. W. Bivens, as a reward for the

arrest and conviction of one Charley Patterson, a bank robber.

SENATE CONCURRENT RESOLUTION NO. 2—By Goodall. A Concurrent Resolution petitioning the Oklahoma Representatives in Congress and the Senate, to use their influence and good offices in opposing the repeal of the present Federal Estate (Inheritance Measure) Tax Measure.

SECOND READING

The following bills were read for the second time and referred to the committees indicated:

SENATE BILL NO. 1—By Stewart and Loofbourrow. To Committee on Education.

SENATE BILL NO. 2—By Rice. To Committee on Drainage and Irrigation.

SENATE BILL NO. 3—By Reed. To Committee on School Lands.

SENATE BILL NO. 4—By Anglin and Rexroat.

Senator Anglin moved that the rules be suspended and SENATE BILL NO. 4 be considered following the regular order of business, which motion was seconded by Senator Rice, and which motion prevailed.

SENATE BILL NO. 5—By Stigler. To Committee on Commerce and Labor.

The President Pro Tempore announced there were matters of a confidential nature on the President's desk for the consideration of the Senate in executive session.

Upon motion of Senator Anglin the Senate closed its doors and went into executive session.

*

The Senate reassembled in open session with President Pro Tempore Williamson presiding.

Senator Darnell, quoting Section 4 of the temporary rules of the Senate, moved that the Senate proceed to the election of a Vice President Pro Tempore, which motion prevailed.

Senator Darnell placed in nomination the name of W. G. Stigler for Vice President Pro Tempore, which was seconded by Senator Hill, of the minority.

There being no further nominations, Senator Darnell moved that the entire vote of the Senate be cast for W. G. Stigler, which motion prevailed.

Senator Andrews, on behalf of the committee appointed to draw up a resolution concerning the death of Senator D. A. Shaw, submitted the following resolution which was adopted:

SENATE RESOLUTION NO. 2—By Andrews, Stigler, Stewart (Special Committee).

WHEREAS, The Senate of the State of Oklahoma assembled has learned of the death of Honorable D. A. Shaw, who had been chosen to represent the Twenty-first Senatorial District of this State in this Legislature; and,

WHEREAS, this body feels keenly the loss of his anticipated services and realizes how greatly it and the State at large would have been benefited by his presence here; and,

WHEREAS, further, it is the desire of this body to give permanent expression to these sentiments;

THEREFORE, BE IT RESOLVED, that the Clerk of this Senate transmit to the family of the deceased this expres-

sion of the sincere regret that this body feels because of such loss and that this expression of sympathy and sorrow be spread upon the minutes of the Senate.

Senate Resolution No. 2 was referred for engrossment.

Seantor Anglin asked unanimous consent, which was granted, to have the name of Senator George shown as one of the authors of Senate Bill No. 4.

By unanimous consent each office in Senate Bill No. 4 was taken up separately for consideration.

FOR GOVERNOR:

There being no objections the subdivision was adopted as read.

FOR LIEUTENANT GOVERNOR:

Senator Darnell submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 4, line 7, page 1, by striking all of said line and inserting in lieu thereof the words and figures "One Thousand ($1,000) Dollars."

DARNELL.

Senator Graham, as a substitute, submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 4, line 5, page 1, by striking after the word "dollars" all the balance of Section One.

GRAHAM

Upon roll call, as follows, the amendment failed to carry:

Ayes: Clark, Culp, Darnell, Ferguson Graham, Kimerer, Marshall, McCurley, Otjen, Powers, Pullen, Shearer, Thomas. Total 13.

Nays: Andrews, Anglin, Austin, Boyer, Fidler, George, Goodall, Gray, Gulager, Johnson (Caddo), Johnson (Creek), Loofbourrow, Looney, Nesbitt, Peck, Reed, Rice, Shepherd, Simmons, Stigler, Storms, Terwilliger, Wheatley, Williamson. Total 24.

Absent: Smith. Total 1.

Excused: Waldrep, Rexroat. Total 2.

Not Voting: Hill, Stewart, VanDall. Total 3.

Vacancy 1.

Senator Fidler announced that it was about the hour for the Shaw funeral, and moved, as a mark of respect, that the Senate recess for fifteen minutes, which motion prevailed.

*

The Senate re-assembled and was called to order by the President Pro Tempore.

SENATE BILL NO. 4 was considered further.

The vote recurring on the Darnell amendment the same failed of adoption.

Senator Darnell submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 4, line 7, page 1, by striking all of said line and inserting the words and figures "Fifteen Hundred ($1,500) Dollars."

DARNELL

Senator Gulager moved that the amendment be tabled, which was seconded by Senator Gray and which motion lost.

Senator Anglin, as a substitute, submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Bill No. 4, line 7, page 1, by striking the words and figures "Three Thousand ($3,000) Dollars" and inserting in lieu thereof the words and figures "Two Thousand ($2,000) Dollars."

ANGLIN

The vote recurring on the Darnell amendment, the same was adopted.

Upon motion of Senator Darnell the subdivision, as amended, was adopted.

SECRETARY OF STATE:

Senator Pullen submitted the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 4, line 2, page 2, by striking after the words "salaries of" in line 1, and before the word "state" in line 3, the words and figures "Five Thousand ($5,000) Dollars" and insert in lieu thereof the words and figures "Three Thousand Six Hundred ($3,600) Dollars."

PULLEN

Upon motion of Senator Pullen, the subdivision, as amended was adopted.

STATE AUDITOR:

Senator Pullen submitted the following amendment, which was tabled upon motion of Senator Anglin:

Mr. President: I move to amend Senate Bill No. 4, line 4, page 2, by striking the words and figures "Five Thousand ($5,000) Dollars" and inserting in lieu thereof the words and figures "Three Thousand Six Hundred ($3,600) Dollars."

PULLEN

Senator Darnell submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 4, line 4, page 2, by striking all of said line and inserting the words and figures "Four Thousand ($4,000) Dollars."

DARNELL

Upon motion of Senator Darnell, the subdivision, as amended was adopted.

ATTORNEY GENERAL:

Senator Pullen submitted the following amendment which was tabled upon motion of Senator Fidler:

Mr. President: I move to amend Senate Bill No. 4, line 6, page 2, by striking said line and inserting the words and figures "Four Thousand Eight Hundred ($4,800) Dollars."

Upon motion of Senator Stigler, the subdivision was adopted as read.

PULLEN

STATE TREASURER:

Senator Darnell submitted the following amendment, which was tabled upon motion of Senator Fidler:

Mr. President: I move to amend Senate Bill No. 4, line 8, page 2, by striking all of said line and inserting in lieu thereof the words and figures "Four Thousand ($4,000) Dollars."

DARNELL

Upon motion of Senator Stigler the subdivision was adopted as read.

STATE SUPERINTENDENT OF PUBLIC INSTRUCTION:

Senator Gulager submitted the following amendment, which was tabled upon motion of Senator Thomas:

Mr. President: I move to amend Senate Bill No. 4, line 9, page, 2, by striking after the word "dollars" in line 8 all of lines 9, 10 and 11.

GULAGER

Seantor Otjen submitted the following amendment, which was tabled upon motion of Senator Kimerer:

Mr. President: I move to amend Senate Bill No. 4, line 11, page 2, by striking the words and figures "Five Thousand ($5,000) Dollars" and inserting the words and figures "Nine Thousand ($9,000) Dollars."

OTJEN

Senator Gulager submitted the following amendment, which was tabled upon motion of Senator Anglin:

Mr. President: I move to amend Senate Bill No. 4, line 11, page 2, by striking the words and figures "Five Thousand ($5,000) Dollars" and inserting the words and figures "Three Thousand Six Hundred ($3,600) Dollars."

GULAGER

Upon motion of Senator Anglin the subdivision was adopted as read.

STATE EXAMINER AND INSPECTOR:

Upon motion of Senator Anglin the subdivision was adopted as read.

STATE COMMISSIONER OF LABOR:

Senator Darnell submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 4, line 15, page 2, by striking all of said line and inserting in lieu thereof the words and figures "Four Thousand ($4,000) Dollars."

DARNELL

Senator Fidler moved to table the Darnell amendment, which motion lost.

The vote recurring on the Darnell amendment, the same was adopted.

Upon motion of Senator Darnell, the subdivision, as amended was adopted.

COMMISSIONER OF CHARITIES AND CORRECTIONS:

Senator Darnell submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 4, line 18, page 2, by striking all of said line and inserting the words and figures "Three Thousand ($3,000) Dollars."

DARNELL

Senator Fidler moved that the Darnell amendment be tabled, which motion lost.

Senator Fidler, as a substitute, submitted the following amendment, which was adopted.

Mr. President: I move to amend Senate Bill No. 4, line 18, page 2, by striking the words and figures "Five Thousand ($5,000) Dollars" and inserting in lieu thereof the words and figures "Three Thousand Six Hundred ($3,600) Dollars."

FIDLER

Upon motion of Senator Fidler, the subdivision, as amended, was adopted.

COMMISSIONER OF INSURANCE:

Upon motion of Senator Fidler, the subdivision, as amended, was adopted.

STATE BOARD OF AGRICULTURE:

Senator Gray submitted the following amendment, which was tabled upon motion of Senator Shepherd:

Mr. President: I move to amend Senate Bill No. 4, line 4, page 3, by striking line 4 and inserting in lieu thereof the words and figures, "Four Thousand Eight Hundred ($4,800) Dollars."

GRAY

Senator Darnell submitted the following amendment, which amendment was tabled upon motion of Senator Fidler:

Mr. President: I move to amend Senate Bill No. 4, line 4, page 3, by striking the words and figures, "Five Thousand ($5,000) Dollars," and inserting the words and figures "Thirty-six Hundred ($3 600.00) Dollars."

DARNELL

Upon motion of Senator Fidler, the sub-division, as read, was adopted.

EACH CORPORATION COMMISSIONER:

Senator Pullen submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 4, line 6, page 3, by striking all of said line and inserting in lieu thereof the words and figures, "Five Thousand ($5,000.00) Dollars."

PULLEN

Senator Fidler moved that the Pullen amendment be tabled, which motion failed of adoption.

The vote recurring on the Pullen amendment, the same was adopted.

Upon motion of Senator Pullen, the subdivision, as amended, was adopted.

CLERK OF THE SUPREME COURT:

Senator Darnell submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 4, line 8, page 3, by striking all of said line and inserting the words and figures "Four Thousand ($4,000.00) Dollars"

DARNELL

Senator Fidler moved that the Darnell amendment be tabled, which motion lost.

The vote recurring on the Darnell amendment, the same was adopted.

Upon motion of Senator Darnell, the subdivision, as amended was adopted.

CHIEF MINE INSPECTOR:

Senator Darnell submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 4, line 10, page 3, by striking all of said line and inserting the words and figures "Four Thousand ($4,000) Dollars."

DARNELL.

EACH ASSISTANT MINE INSPECTOR:

Upon motion of Senator Stigler, the sub-division was adopted, as read.

EACH JUSTICE OF THE SUPREME COURT:

Senator Pullen submitted the following amendment, which was tabled, upon motion of Senator Fidler:

Mr. President: I move to amend Senate Bill No. 4, line 14, page 3, by striking all of said line and inserting in lieu thereof the words and figures, "Seven Thousand ($7,000.00) Dollars."

PULLEN

Senator Darnell submitted the following amendment, which was tabled upon motion of Senator Johnson:

Mr. President: I move to amend Senate Bill No. 4, line 1, page 3, by striking said line and all of lines 14, 15, 16, 17, 18, and line 1 of page. 4.

DARNELL

Upon motion of Senator Fidler, the sub-division was adopted, as read.

EACH JUDGE CRIMINAL COURT OF APPEALS:

Senator Gulager submitted the following amendment, which was tabled upon motion of Senator Fidler:

Mr. President: I move to amend Senate Bill No. 4, page 3, by striking lines 15, 16, and 17.

GULAGER

Upon motion of Senator Fidler, the sub-division was adopted, as read.

EACH DISTRICT JUDGE:

Senator Pullen submitted the following amendment which was tabled upon motion of Senator Fidler:

Mr. President: I move to amend Senate Bill No. 4, line 1, page 4, by striking line 1, and inserting the words and figures, "Four Thousand ($4,000.00) Dollars."

PULLEN

Upon motion of Senator Fidler, the sub-division was adopted, as read.

Upon motion of Senator Anglin, Section 1, as amended, was adopted.

Section 2 was read and adopted, upon motion of Senator Fidler.

Section 3 was read.

Senator Otjen submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 4, line 5, page 4, by striking Section 3.

OTJEN

Upon motion of Senator Fidler the Otjen amendment was tabled, roll call thereon being as follows:

Ayes: Andrews, Anglin, Austin, Boyer, Fidler, George, Goodall, Gray, Gulager, Johnson (Caddo), Johnson (Creek), Loofbourrow, Looney, Marshall, Nesbitt, Peck, Reed, Rice, Shepherd, Stewart, Stigler, Terwilleger, Thomas, Wheatley, Williamson. Total 25.

Nays: Clark, Darnell, Ferguson, Graham, Kimerer, McCurley, Otjen, Powers, Pullen, Shearer, Simmons, Storms, Total 12.

Absent: Smith. Total 1.

Excused: Rexroat, Waldrep. Total 2.

Not Voting: Culp, Hill, VanDall. Total 3.

Vacancy: 1.

Upon motion of Senator Anglin Section 3 was adopted.

Upon motion of Senator Anglin, Senate Bill No. 4, as amended, was advanced to engrossment and third reading.

The following message was received from the Honorable House and read:

TO THE PRESIDENT OF THE SENATE:

SIR:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 1—By Austin, Gulager, Peck, Rice, Stewart of the Senate, and Foster, Thompson, Berry, McCombs and Rogers of the House, entitled:

A RESOLUTION MEMORIALIZING CONGRESS TO ASSIST IN THE PASSING OF SENATE BILL NO. 4808

and to inform you, and through you, the members of the Honorable Senate that same has been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

Morna Irwin,

Acting Chief Clerk.

Engrossed Senate Concurrent Resolution No. 1 was referred for enrollment.

Upon motion of Senator Pullen the Senate adjourned to meet at 1:00 o'clock, P. M., Thursday, January 6, 1927.

THIRD LEGISLATIVE DAY

THURSDAY, JANUARY 6th, 1927

The Senate, pursuant to adjournment, met at 1:00 P. M., and was called to order by the President Pro Tempore.

Upon roll call the following Senators were present:

Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Johnson, (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd Simmons, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 40.

Excused: Andrews. Total 1.

Absent: Hill, Smith. Total 2.

Vacancy: 1.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Vice President Pro Tempore Stigler presiding.

Upon motion of Senator Gulager, action in the matter of correction of the daily journals was deferred until the committee on rules and regulations has been appointed and reports.

Senator Peck, Chairman of the Employment Committee, sent up his Committee's report.

Upon motion of Senator Darnell consideration of the report of the Employment Committee was taken by the Senate into executive session.

Upon motion of Senator Rexroat the Senate closed its doors and went into executive session.

The Senate reassembled in open session with Vice President Pro Tempore Stigler presiding.

The following Committee Report was submitted and adopted:

Mr. President: We, your Committee on Employment, beg leave to submit the following report and recommend that the following persons be employed as Senate Employees for designated positions for the regular session of the Eleventh legislature of the State of Oklahoma:

W. C. McAlister	Secretary of Senate
Berta M. Coombs	Assistant Secretary of Senate
W. E. Shipley (Miss)	Journal Clerk
Sam Neff	Reading Clerk
Mrs. W. C. Crow	Calendar Clerk
Mrs. J. T. Jerkins	Assistant Calendar Clerk
L. P. Bobo	Auditor
Mrs. W. K. Griffin	Property Custodian

Mrs. Ellen C. Edwards	Assistant Property Custodian
D. B. Collums	Chief Clk. Enrolling & Engross. Dept
Jubel Wilson	Asst. Enroll. & Engr. Dept
Mrs. Sue Lower	Asst. Enroll. & Engr. Dept
Adis Weaver	Asst. Enroll. & Engr. Dept
Mrs. L. Williams	Asst. Enroll. & Engr. Dept
Ethel Scott	Asst. Enroll. & Engr. Dept
Mrs. Maude Watts	Postmistress
Mathew J. Kane	Messenger
F. C. Cubbage	Doorkeeper
J. L. Roberts	Doorkeeper
Chas. V. Duncan	Doorkeeper
J. T. Dearman	Doorkeeper
H. P. Ruff	Doorkeeper
Sam F. Boyden	Doorkeeper
Andrew Jackson	Doorkeeper
Mr. Scott	Cloakroom Attendant
W. R. Mock	Cloakroom Attendant
Billie Putty	Telephone Operator
T. Ray Phillips	Telephone Attendant
Mr. Kemp	Day Watchman
Mr. Spencer	Assistant Day Watchman
Walter Crabtree	Night Watchman
M. W. Burch	Assistant Night Watchman
Mr. Miller	Assistant Night Watchman
Mrs. Faye Humbarger	Chief Stenographer
Gladys Slate	Stenographer
Gladys Kazee	Stenographer
Mrs. Jno. L. Wallace	Stenographer
Marie Medlin	Stenographer
Dora Barnes	Stenographer
Bennie Wall	Stenographer
Alva W. Lowe	Chief Page
Bobbie Lobaugh	Page to President Pro Tempore.
Otis Simms	Page to Governor Elect Johnston
Glenn Carmichal	Page
Charles Hardy	Page

George Luther Wilson	Page
Woodrow Tilghman	Page
Billy Cowgil	Page
W. L. Spikes, Jr.	Elevator Boy
Clyde Reed	Sgt. at Arms

An examination is now being conducted testing the efficiency of the stenographic force and a supplemental report will follow setting forth those employed in this department.

Respectfully submitted,

PECK, Chairman.

President Pro Tempore Williamson presiding.

The official oath of office was administered by President Pro Tempore Williamson to the following named officers:

W. C. McAlister, Berta M. Coombs, W. E. Shipley, Sam Neff, Mrs. W. C. Crow, Mrs. J. T. Jerkins, L. P. Bobo, Mrs. W. K. Griffin, Mrs. Ellen C. Edwards, D. B. Collums, Jubel Wilson, Mrs. Sue Lower, Adis Weaver, Mrs. L. Williams, Ethel Scott, Mrs. Maude Watts, Mathew J. Kane, F. C. Cubbage, J. L. Roberts, Chas V. Duncan, J. T. Dearman, H. P. Ruff, Sam F. Boyden, Andrew Jackson, Mr. Scott, W. R. Mock, Billie Putty, T. Ray Phillips, Mr. Kemp, Mr. Spencer, Walter Crabtree, H. W. Burch, Mr. Miller, Mrs. Faye Humbarger, Gladys Slate, Gladys Kazee, Mrs. Jno. L. Wallace, Marie Medlin, Dora Barnes, Bennie Wall, Alva W. Lowe, Bobbie Lobaugh, Otis Simms, Glenn Carmichael, Charles Hardy, George Luther Wilson, Woodrow Tilghman, Billy Cowgil, W. L. Spikes, Jr., Clyde Reed.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 18—By Pullen. An Act providing for the construction, building and furnishing of a Governor's Mansion at the seat of the government of the State, making an appropriation therefore and declaring an emergency.

SENATE BILL NO. 19—By Shearer and Rexroat. A Bill entitled an Act amending Sections 9263, 9264 and 9265 of Article XIV, Compiled Oklahoma Statutes of 1921, relating to the Union Soldiers' Home and declaring an emergency.

SENATE BILL NO. 20—By Storms of the Senate and Nance of the House. An Act making appropriations for the conduct of public affairs by the Governor of Oklahoma, and for the purchase of motor vehicle and repairs.

SENATE BILL NO. 21—By Mrs. Looney. An Act providing for the employment of teachers on indefinite tenure.

SENATE BILL NO. 22—By Wheatley. An Act to amend Section 1, of Chapter 112, of the Session Laws of Oklahoma, 1919, Section 9528, C. O. S., 1921, relating to public libraries and declaring an emergency.

SENATE BILL NO. 23—By Wheatley. An Act authorizing cities and towns to establish a fund to be known as a Cemetery Fund, to be used for the purpose of upkeep, care and beautifying therefor.

SENATE BILL NO. 24—By Wheatley. An Act amending Section 5, Chapter 30, Session Laws of Oklahoma, 1916, page 76, Section 10202, C. O. S., 1921, relating to the county highway fund and authorizing the expenditure thereof by the order of the board of county commissioners of the various counties of the State, without the supervision of the state highway commission, etc.

SENATE RESOLUTION NO. 3—By Williamson. A Resolution requesting the state highway commission of the State of Oklahoma, to defer action upon bids received on December 21, 1926, for the construction of highway projects in the State of Oklahoma until January 20, 1927.

Vice President Pro Tempore Stigler presiding.

Upon motion of Senator Williamson the rules of the Senate were suspended and immediate consideration was given Senate Resolution No. 3, being read at length, as follows:

SENATE RESOLUTION NO. 3—By WILLIAMSON.

A RESOLUTION REQUESTING THE STATE HIGHWAY COMMISSION OF THE STATE OF OKLAHOMA TO DEFER ACTION UPON BIDS RECEIVED ON DECEMBER 21, 1926; FOR THE CONSTRUCTION OF HIGHWAY PROJECTS IN THE STATE OF OKLAHOMA UNTIL JANUARY 20, 1927.

WHEREAS, the State Highway Commission of the State of Oklahoma, upon December 21st, 1926, received bids and proposals for the construction of a number of highway projects in the State of Oklahoma, and

WHEREAS, the Honorable, the Governor Elect, of the State of Oklahoma, has expressed some concern over the awarding of contracts upon said proposals heretofore received, and

WHEREAS, all work proposed to be done must of necessity be done during his administration and cannot be begun for several weeks, and

WHEREAS, it is entirely fit and proper that he should be afforded every opportunity for investigation and consideration of such matters, and

WHEREAS, the rules and the practice of the State Highway Commission of the State of Oklahoma heretofore adopted provide that awards or rejections upon bids and proposals should be made within thirty (30) days upon receipt of such bids and proposals,

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF OKLOHOMA:

That the State Highway Commission of the State of Oklahoma be and it hereby is respectfully requested to defer any consideration of the bids and proposals heretofore received upon December 21, 1926, and any and all other bids and proposals for the construction of the projects or the purchase of materials for such construction until thirty (30) days from December 21st, 1926, to-wit: January 20th, 1927.

Upon motion of Senator Williamson, Senate Resolution No. 3 was adopted and referred to the Committee on Engrossed on Enrolled Bills.

Senator Boyer asked unanimous consent, which was granted, to submit the following Committee Report on mileage:

Oklahoma City, Oklahoma.

January 6, 1927.

TO THE HONORABLE SENATE:

GENTLEMEN:

We, your committee on mileage, beg leave to report as follows:

NAME	DISTRICT	MILES	DOLLARS
Guy L. Andrews,	25	242	$24.20
Tom Anglin,	22	154	15.40
W. C. Austin,	5	296	29.60
Dave Boyer,	17	262	26.20
W. T. Clark,	9	236	23.60
A. H. Culp,	32	248	24.80
A. E. Darnell,	6	192	19.20
Jo O. Ferguson,	10	210	21.00
W. C. Fidler,	14		
E. V. George,	19	36	3.60
John A. Goodall,	28	532	53.20
Gid Graham,	33	352	35.20
Gordon Gray,	15	84	8.40
W. M. Gulager,	27	350	35.00
Ira A. Hill,	7	258	25.80
Jed J. Johnson,	15	154	15.40
Fletcher M. Johnson,	11	168	16.80
W. P. Kimerer,	16	118	11.80
Wade H. Loofbourrow,	1	478	47.80
Lamar Looney,	4	366	36.60
H. L. Marshall,	30	468	46.80
J. H. McCurley,	20	330	33.00
J. N. Nesbitt,	20	240	24.00
W. J. Otjen,	8	174	17.40
George Dewey Peck,	13	130	13.00
D. H. Powers,	3	414	41.40

Jess L. Pullen,	18	166	16.60
Ed M. Reed,	2	146	14.60
U. T. Rexroat,	18	202	20.20
John L. Rice,	14	54	5.40
John S. Shearer,	12	62	6.20
Stanley Shepherd,	2	366	36.60
Simmons,	26	250	25.00
Lester E. Smith,	23	136	13.60
Paul Stewart,	24	514	51.40
William G. Stigler,	27	434	43.40
C. S. Storms,	17	246	24.60
C. H. Terwilleger,	31	238	23.80
S. G. Thomas,	6	224	22.40
G. I. VanDall,	34	294	29.40
Tom C. Waldrep	13	76	7.60
Richard L. Wheatley,	29	366	36.60
Mac Q. Williamson,	19	110	11.00

Respectfully submitted,

STANLEY SHEPHERD,
W. P. KIMERER
DAVE BOYER,

Committee

Senator Boyer moved that Senator Reed's mileage be properly corrected to read $29.20, instead of $14.60 as shown in the Committee Report, which motion prevailed.

Upon motion of Senator Boyer, the Committee Report on mileage, as amended, was adopted.

Senator Boyer submitted the following Committee Report:

Mr. President: We, your Committee on Engrossed and Enrolled Bills, beg leave to make the following report: Senate Bill No. 4, correctly engrossed.

BOYER, Chairman

SENATE BILL NO. 4 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Culp, Fidler, George, Goodall, Gray, Gulager, Johnson (Caddo), Johnson (Creek), Loofbourrow, Looney, Marshall, Nesbitt, Peck, Reed, Rexroat, Rice, Shepherd, Stewart, Stigler, Terwilleger, VanDall, Waldrep, Wheatley, Williamson. Total 27.

Nays: Clark, Darnell, Ferguson, Graham, Kimerer, McCurley, Otjen, Powers, Pullen, Shearer, Simmons, Storms, Thomas. Total 13.

Absent: Hill, Smith. Total 2.

Excused: Andrews. Total 1.

Vacancy: 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Culp, Fidler, George, Goodall, Gray, Gulager, Johnson (Caddo), Johnson (Creek), Loofbourrow, Looney, Marshall, Nesbitt, Peck, Reed, Rexroat, Rice, Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 30.

Nays: Clark, Darnell, Ferguson, Graham, Kimerer, McCurley, Otjen, Powers, Pullen, Shearer. Total 10.

Absent: Hill, Smith. Total 2.

Excused: Andrews. Total 1.

Vacancy: 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 4 and ordered the same transmitted to the Honorable House.

Senator Storms asked unanimous consent, which was granted, to change his vote on the Emergency to Senate Bill No. 4 from "No" to "Aye", sending up the following explanation for this request:

Mr. President: I vote "Aye" on the Emergency with the understanding that the voting of the Emergency serves only to advance the date of going into effect of the Bill, I being against the proposition of increasing the salary of officers already elected.

STORMS

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 6—By Shepherd. To Committee on Roads and Highways.

SENATE BILL NO. 7—By Austin. To Committee on Judiciary No. 1.

SENATE BILL NO. 8—By Anglin. To Committee on Appropriations.

SENATE BILL NO. 9—By Darnell. To Committee on Judiciary No. 1.

SENATE BILL NO. 10—By Darnell.

Upon motion of Senator Darnell, the rules of the Senate were suspended, and Senate Bill No. 10, by Darnell, was ordered placed on the calendar without reference to a Committee.

SENATE BILL NO. 11—By Goodall. To Committee on Revenue and Taxation.

SENATE BILL NO. 12—By Goodall. To Committee on Roads and Highways.

SENATE BILL NO. 13—By Darnell. To Committee on Public Service Corporations.

SENATE BILL NO. 14—By Storms. To Committee on Judiciary No. 2.

SENATE BILL NO. 15—By Goodall, Loofbourrow and Graham. To Committee on State and County Affairs.

SENATE BILL NO. 16—By Johnson (Caddo), and Goodall of the Senate, and Lohman, et al, of the House. To Committee on Judiciary No. 1.

SENATE BILL NO. 17—By Graham. To Committee on Public Service Corporations.

SENATE JOINT RESOLUTION NO. 1—By Shepherd. To Committee on State and County Affairs.

Upon motion of Senator Pullen, the rules of the Senate were suspended, and SENATE BILL NO. 8, by Anglin, was ordered placed on the calendar without reference to a committee.

Upon motion of Senator Stigler, SENATE BILL NO. 5 was withdrawn from the Committee on Commerce and Labor and referred to the Committee on Appropriations.

Senator Goodall asked unanimous consent, which was granted, to place the name of Senator Graham as a co-author of Senate Bill No. 15.

Upon motion of Senator Rexroat, the Senate adjourned to meet at 1:00 P. M. on Saturday, January 8th, 1927.

FOURTH LEGISLATIVE DAY

Friday, January 7th, 1927

NO SESSION

FIFTH LEGISLATIVE DAY

SATURDAY, JANUARY 8th, 1927

The Senate, pursuant to adjournment, met at 1:00 P. M. and was called to order by the President Pro Tempore.

Upon roll call the following Senators were present:

Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 37.

Absent: Clark, Hill, Simmons, Waldrep. Total 4.

Excused: Culp, Stigler. Total 2.

Vacancy: 1.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Upon motion of Senator Rexroat the reading of the journal for the fourth legislative day, was suspended.

The official oath was administered to Senator Lester E. Smith by Chief Justice Nicholson.

SPECIAL COMMITTEE REPORT

Senator Fidler asked unanimous consent of the Senate, which was granted, to submit the following Special Committee Report, which was adopted as read:

Mr. President and Members of the Senate:

We, your Committee on Inaugural Ceremonies, beg leave to submit the following report:

In connection with the Senate Committee we held a meeting on Wednesday, January 6th, 1927, with the Chairman and members of the Oklahoma City Chamber of Commerce Committee on Arrangements for Inaugural Ceremonies, and after receiving an outline of the plans already made, concurred in the arrangements so far made, and desire to present to this Honorable House the proposal that if the weather permits the ceremonies, including the Joint Session of the Legislature, the administration of the Oath and the delivery of the Inaugural Address take place at the South front of the Capitol Building, where suitable arrangements can be easily made without more than minor expense. In the event of storm or bad weather, the ceremonies would have to be held in the House Chamber.

The fact that many thousands of people will attend the Inaugural and thousands of school children will be in attendance, makes it important that the ceremonies should be held,

if possible, in their presence and this cannot be done if the proceedings are held in the House Chamber.

This Committee has advised that proper decorations of the Capitol Building for the observance of this event shall be provided for if the Legislature so orders by concurrent resolution.

Respectfully submitted,

FIDLER, Chairman.
STIGLER,
TERWILLEGER,
Committee.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 25—By Otjen. An Act amending Senate Bill No. 168, Chapter 43, Session Laws of Oklahoma, 1925, Section 1 (h) providing for the sale of automobile license tags by the county treasurer of each county, repealing all acts and parts of acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 26—By Thomas of the Senate and Watson (Kiowa) of the House. An Act amending Section 10,130, C.O.S. 1921, Section 1, Chapter 130, Session Laws, 1925; Section 1, Chapter 167, Session Laws, 1925, etc., relating to the issuing of motor vehicle license tags and the collection of the fees therefor and relating to automobile abstracts of title; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

SENATE BILL NO. 27—By Shepherd. An Act relating to Primary Elections, providing for the manner of nom-

inating candidates to be placed on the ballot; directing that certain political party organization officials be selected at each biennial primary election; providing for a preferential system of voting; prescribing the form of ballot to be used at primary election, etc.

SENATE BILL NO. 28—By Gray. An Act making an emergency appropriation for the fiscal year ending June 30, 1927, for the Department of Agriculture of the State of Oklahoma, and declaring an emergency.

SENATE BILL NO. 29—By Loofbourrow and Wheatley. An Act to make valid defective instruments of writing that have been on record for ten years in the office of the county clerk of the several counties of Oklahoma, and to provide for their use as evidence.

SENATE JOINT RESOLUTION NO. 2—By Mrs. Looney. A Resolution authorizing the submission of a proposed amendment to the Constitution to the people for their approval or rejection, said proposed amendment being an amendment to Section 3, Article 6, of the Constitution of the State of Oklahoma.

SENATE JOINT RESOLUTION NO. 3—By Fidler and Rice of the Senate and Singletary, Davis, Graham, Billups, Lasky and Reeves of the House. A Resolution authorizing the Board of Regents of the University of Oklahoma to expend certain moneys in the hands of the State Treasurer to the credit of the University Hospital of Oklahoma, for the purpose of erecting and equipping a medical school building or buildings on the site of the Medical Department of the University of Oklahoma for said hospital and declaring an emergency.

SENATE RESOLUTION NO. 4—By Pullen. A Resolution authorizing and directing the Auditor of the State

Senate to pay to each member thereof, out of the funds heretofore or hereinafter appropriated for the mileage, per diem and other expenses of the Eleventh Legislature the actual necessary living expenses of said members.

Senator Pullen moved that immediate consideration be given Senate Resolution No. 4.

Senator Anglin, as a substitute, moved that consideration of Senate Resolution No. 4 be indefinitely postponed, which motion prevailed upon roll call, as follows:

Ayes: Andrews, Anglin, Austin, Darnell, Fidler, George, Goodall, Gray, Johnson (Caddo), Johnson (Creek), Kimerer, Looney, Marshall, Otjen, Peck, Powers, Rexroat, Rice, Shearer, Smith, Stewart, Storms, Terwilleger, VanDall, Wheatley, Williamson. Total 26.

Nays: Boyer, Graham, Gulager, Loofbourrow, McCurley, Nesbitt, Pullen, Reed, Shepherd, Thomas. Total 10.

Absent: Clark, Hill, Simmons, Waldrep. Total 4.

Excused: Culp, Stigler. Total 2.

Not Voting: Ferguson. Total 1.

Vacancy: 1.

Senator Gulager sent up the following explanation of his vote and asked that it be made of record:

Mr. President: I vote "No" for the sole reason that I oppose this method of getting the vote into the record.

GULAGER

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 18—By Pullen. To Committee on Appropriations.

SENATE BILL NO. 19—By Shearer and Rexroat. To Committee on Soldiers' Relief.

SENATE BILL NO. 20—By Storms of the Senate and Nance of the House. To Committee on Appropriations.

SENATE BILL NO. 21. By Mrs. Looney. To Committee on Education.

SENATE BILL NO. 22—By Wheatley. To Committee on Municipal Corporations.

SENATE BILL NO. 23—By Wheatley. To Committee on Municipal Corporations.

SENATE BILL NO. 24—By Wheatley. To Committee on Roads and Highways.

Senator Shepherd asked unanimous consent, which was granted, to have SENATE JOINT RESOLUTION NO. 1 withdrawn from the Committee on State and County Affairs and placed on the calendar.

Upon motion of Senator Reed, SENATE BILL NO. 3 was withdrawn from the Committee on School Lands and ordered printed and placed on the calendar.

GENERAL ORDER

SENATE BILL NO. 8, by Anglin, was taken up for consideration.

Upon motion of Senator Anglin, Senate Bill No. 8 was withdrawn from the calendar and referred to Committee on Appropriations.

Consideration of SENATE BILL NO. 10 was deferred for this legislative day.

The following message was received from the Honorable House and read by the Clerk:

TO THE PRESIDENT OF THE SENATE:

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration the following Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 1—By Inaugural Committee of the House, and Inaugural Committee of the Senate, entitled:

A Resolution making and authorizing an appropriation of not to exceed two thousand dollars from the legislative contingent funds for the purpose of properly decorating the State Capitol for the inaugural ceremonies and other purposes.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 2 by E. P. HILL of the House and U. T. REXROAT, of the Senate, entitled:

A Resolution presenting Chief Justice George M. Nicholson his desk chair occupied by him during his term of office,

and to inform you and through you, the members of the Honorable Senate, that the same have been adopted by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully sumbitted,

MORNA IRWIN,

Acting Chief Clerk.

Upon motion of Senator Rexroat the Rules of the Senate were suspended and immediate consideration given ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 1.

House Concurrent Resolution No. 1, by Inaugural Committees of the House and Senate, was read at length, as follows:

HOUSE CONCURRENT RESOLUTION NO. 1—By Inaugural Committee of the House and Inaugural Committee of the Senate.

A RESOLUTION MAKING AND AUTHORIZING AN APPROPRIATION OF NOT TO EXCEED TWO THOUSAND DOLLARS FROM THE LEGISLATIVE CONTINGENT FUNDS FOR THE PURPOSE OF PROPERLY DECORATING THE STATE CAPITOL FOR THE INAUGURAL CEREMONIES AND OTHER PURPOSES.

WHEREAS, no provisions have been heretofore made for the proper decoration of the State Capitol for Inaugural and other ceremonies, and

WHEREAS, preparations are now being made for the Inaugural on Monday, January 10th, 1927, of Governor-elect Henry S. Johnston and other State Officers, and such ceremonies will include a public reception and Inaugural Ball, to which all the people of the State have been invited,

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE ELEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA, THE SENATE CONCURRING THEREIN:

Section 1. That there is hereby appropriated a sum not to exceed Two Thousand Dollars ($2,000.00) from the Legislative contingent fund of the House to pay for such decoration; that said sum of Two Thousand Dollars ($2,000.00) be equally divided between the House and Senate, the work of the decoration to be performed under the direction of the House and Senate Inaugural Committees and all bills and expenses in connection therewith to be audited and paid by the House Auditor.

Section 2. It being immediately necessary for the preservation of the public peace health and safety, an emergency is hereby declared to exist, by reason whereof this Resolution shall take effect and be in full force from and after its passage and approval.

Upon motion of Senator Rexroat House Concurrent Resolution No. 1 was adopted as read.

President Pro Tempore Williamson signed Engrossed House Concurrent Resolution No. 1, in open session, and ordered the same returned to the Honorable House.

Upon motion of Senator Rexroat the Rules of the Senate were suspended and immediate consideration given ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 2.

House Concurrent Resolution No. 2, by Hill, of the House, and Rexroat, of the Senate, was read at length, as follows:

HOUSE CONCURRENT RESOLUTION NO. 2—By E. P. Hill, of the House, and U. T. Rexroat, of the Senate.

A RESOLUTION PRESENTING CHIEF JUSTICE GEORGE M. NICHOLSON HIS DESK CHAIR OCCUPIED BY HIM DURING HIS TERM OF OFFICE.

WHEREAS, Justice George M. Nicholson, Chief Justice of the Supreme Court of Oklahoma will retire from the bench after six years' of faithful and honorable services, and

WHEREAS, The Justices of the Supreme Court unanimously desire to present him with his desk chair used by him, as a token of their appreciation of his services,

NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives, the Senate concurring therein, that the chair used by Justice Nicholson, as Chief Justice of the Supreme Court of the State of Oklahoma be committed to his care and keeping, as a token of esteem and appreciation of his services.

Upon motion of Senator Rexroat House Concurrent Resolution No. 2 was adopted as read.

President Pro Tempore Williamson signed Engrossed House Concurrent Resolution No. 2, in open session, and ordered the same returned to the Honorable House.

The following applications to lobby were sent up:

To the President and Members of the Honorable Senate:

Joe C. Campbell states that he is a resident of Oklahoma City, Oklahoma; that he is President and Legislative Committeeman of the Oklahoma State Federation of Labor; that he is paid the sum of $60 per week for his services; that he makes this statement in compliance with the law of the State, and petitions your Honorable Body that he be granted a permit to appear before Committees and act in his duly assigned capacity in the interest of the organization he represents.

JOE C. CAMPBELL

Upon motion of Senator Pullen the request of Joe C. Campbell to lobby was granted by the Senate.

To the President and Members of the Honorable Senate:

Victor S. Purdy states that he is a resident of Oklahoma City, Oklahoma; that he is Secretary-Treasurer and Legislative Committeeman of the Oklahoma State Federation of Labor; that he is paid the sum of $60.00 per week for his services; that he makes this statement in compliance with the law of the State, and petitions your Honorable Body that he be granted a permit to appear before Committees and act in his duly assigned capacity in the interest of the organization he represents.

VICTOR S. PURDY

Upon motion of Senator Rexroat the request of Victor S. Purdy to lobby was granted by the Senate.

The President Pro Tempore announced that there were matters on the President's desk for the consideration of the Senate in Executive Session.

Upon motion of Senator Anglin the Senate closed its doors and went into Executive Session.

*

The Senate reassembled in open session with President Pro Tempore Williamson presiding.

President Pro Tempore Williamson asked unanimous consent, which was granted, to have read into the records the following telegram:

"ARDMORE, OKLA JAN. 6, 1927

SENATOR MAC Q WILLIAMSON

OKLAHOMA CITY OKLA

HAVE JUST READ YOUR RESOLUTION REQUESTING DELAY IN LETTING OF HIGHWAY CONTRACTS UNTIL AFTER INCOMING ADMINISTRATION THIS ACTION MEETS MY MOST HEARTY APPROVAL AND I ASSURE YOU COMMISSION WILL BE MOST GLAD TO CARRY OUT REQUEST OF YOUR HONORABLE BODY IN FULLEST SPIRIT OF COOPERATION * * * * *

ROY M JOHNSON"

Upon motion of Senator Rexroat the Senate adjourned to meet at 10 A. M. on Monday, January 10th, 1927.

SIXTH LEGISLATIVE DAY

MONDAY, JANUARY 10th, 1927

The Senate, pursuant to adjournment, met at 10:00 A. M., and was called to order by President Pro Tempore Williamson.

Upon roll call the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 42.

Absent: Rice. Total 1.

Vacancy: 1.

The President Pro Tempore declared a quorum present.

Prayer was offered by Dr. Forney Hutchison, of St. Luke's Methodist Episcopal Church, of Oklahoma City.

Upon motion of Senator Rexroat, the Senate dispensed with its regular order of business for the purpose of receiving the report of the Committee on Committees.

Senator VanDall, on behalf of the Committee on Committees, submitted the following Committee Report, which was adopted after being read by the Clerk:

Mr. President: We, your Committee on Committees, beg leave to submit the following report:

COMMITTEES AND ASSIGNMENTS.

AGRICULTURE—(15)

Chairman—Mrs. Looney.
Vice Chairman—Senator Gray.

Austin
Boyer
Darnell
Graham
Hill
Johnson (Caddo)
Reed
Rice
Shepherd
Stewart
Storms
Thomas

APPROPRIATIONS—(29)

Chairman—Senator Anglin.
Vice Chairman—Senator George.

Andrews
Austin
Boyer
Marshall
Otjen
Peck

Ferguson
Fidler
Goodall
Gray
Gulager
Hill
Johnson (Caddo)
Johnson (Creek)
Kimerer
Loofbourrow
Looney
Rexroat
Shepherd
Smith
Stewart
Stigler
Storms
Thomas
VanDall
Wheatley
Williamson

BANKS AND BANKING—(14)

Chairman—Senator Simmons.
Vice Chairman—Senator Powers.

Andrews
Anglin
Austin
Ferguson
Fidler
Gulager
Kimerer
Loofbourrow
Pullen
Shearer
Terwilleger
Waldrep

CODE REVISION—(7)

Chairman—Senator Waldrep.
Vice Chairman—Senator Andrews.

Anglin
Ferguson
Johnson (Creek)
Loofbourrow
Otjen

COMMERCE AND LABOR—(11)

Chairman—Senator Goodall.

Vice Chairman—Senator Gray

Clark
Culp
Darnell
Fidler
Looney
Otjen
Reed
Rice
Waldrep

COMMITTEE ON COMMITTEES—(9)

Chairman—Senator VanDall.
Vice Chairman—Senator Looney.

Darnell
Fidler
George
Goodall
Johnson (Creek)
Otjen
Stigler

CONSTITUTION AND CONSTITUTIONAL AMENDMENTS—(7)

Chairman—Senator Marshall.
Vice Chairman—Senator Waldrep.

Clark
Darnell
Ferguson
Smith
Stigler

EMPLOYEES—(9)

Chairman—Senator Peck.
Vice Chairman—Senator Boyer.

Andrews
Clark
Rice
Stewart

Loofbourrow
Reed
Wheatley

DRUGS AND PURE FOOD—(7)

Chairman—Senator Nesbitt.
Vice Chairman—Senator Kimerer.

Culp
Graham
Pullen
Simmons
Terwilleger

EDUCATION—(17)

Chairman—Senator Storms.
Vice Chairman—Senator Thomas.

Anglin
Austin
Clark
George
Goodall
Gray
Gulager
Johnson (Caddo)
Kimerer
Looney
Marshall
Reed
Rice
Stigler
Williamson

ENROLLED AND ENGROSSED BILLS—(5)

Chairman—Senator Boyer.
Vice Chairman—Senator Hill.

Marshall
Smith
Thomas

FEES AND SALARIES—(8)

Chairman—Senator Thomas.

Vice Chairman—Senator Shearer.

Anglin
Culp
Graham
Kimerer
Peck
Storms

FEDERAL RELATIONS—(5)

Chairman—Senator Pullen.
Vice Chairman—Senator Jed Johnson.

McCurley
Shearer
Waldrep

FISH AND GAME—(13)

Chairman—Senator Graham.
Vice Chairman—Senator Stewart.

Darnell
Goodall
Gulager
McCurley
Marshall
Nesbitt
Pullen
Shearer
Simmons
VanDall
Waldrep

HOSPITAL AND CHARITIES—(11)

Chairman—Senator Hill.
Vice Chairman—Senator Shepherd.

Darnell
Fidler
George
Johnson (Caddo)
Looney
Otjen
Reed
Rexroat
Wheatley

INDIAN AFFAIRS—(7)

Chairman—Senator Gulager.
Vice Chairman—Senator Rexroat.

Graham
McCurley
Nesbitt
Stewart
Stigler

INSURANCE—(13)

Chairman—Senator Peck.
Vice Chairman—Senator Fidler.

Anglin
Clark
Goodall
Gulager
Johnson (Creek)
Looney
Otjen
Shearer
Stewart
VanDall
Williamson

IRRIGATION, DRAINAGE AND GEOLOGICAL SURVEY—(9)

Chairman—Senator Rice,
Vice Chairman—Senator McCurley.

Andrews
Clark
Goodall
Gray
Johnson (Creek) added
Reed
Stewart
Waldrep

JUDICIARY NO. 1—(9)

Chairman—Senator Stigler.
Vice Chairman—Senator Darnell.

Andrews
Johnson (Creek)
Loofbourrow
Otjen
Smith
Waldrep
Wheatley

JUDICIARY NO. 2—(7)

Chairman—Senator Austin.
Vice Chairman—Senator Goodall.

Anglin
Clark
Hill
Johnson (Caddo)
Stewart

LEGAL ADVISORY—(6)

Chairman—Senator Otjen.
Vice Chairman—Senator Williamson.

Goodall
Marshall
Smith
Waldrep

LEGISLATIVE AND JUDICIAL APPORTIONMENTS (16)

Chairman—Senator Terwilleger.
Vice Chairman—Senator Loofbourrow.

Andrews
Austin
Anglin
Clark
Culp
Gulager
Peck
Reed
Rexroat
Shearer
Stewart
Stigler
VanDall
Wheatley

MILITARY AFFAIRS—(7)

Chairman—Senator Clark.
Vice Chairman—Senator Pullen.

Graham
Johnson (Caddo)
Nesbitt
Powers
Simmons

MINES AND MANUFACTURING—(7)

Chairman—Senator Andrews.
Vice Chairman—Senator Nesbitt.

Culp
Goodall
Otjen
Peck
Marshall

MUNICIPAL CORPORATIONS—(10)

Chairman—Senator Ferguson.
Vice Chairman—Senator Boyer.

Culp
Graham
Powers
Rexroat
Simmons
Smith
Terwilleger
Thomas

OIL AND GAS—(14)

Chairman—Senator VanDall.
Vice Chairman—Senator Terwilleger.

Anglin
Austin
Boyer
Clark
Culp
Ferguson
Johnson (Creek)
Peck
Rexroat
Smith
Storms
Williamson

PENAL INSTITUTIONS—(10)

Chairman—Senator George.
Vice Chairman—Senator Andrews.

Boyer
Fidler
Gray
Hill
Rexroat
Terwilleger
Wheatley
Williamson

PRIVATE CORPORATIONS—(8)

Chairman—Senator Williamson.
Vice Chairman—Johnson (Caddo).

McCurley
Pullen
Powers
Reed
Shepherd
Simmons

PRIVILEGES AND ELECTIONS—(12)

Chairman—Senator Williamson.
Vice Chairman—Senator VanDall.

Andrews
Austin
Boyer
George
Kimerer
Nesbitt
Rexroat
Reed
Simmons
Stewart

PROHIBITION ENFORCEMENT—(7)

Chairman—Senator Jed Johnson.
Vice Chairman—Senator Clark.

Anglin
Gray
Hill
Looney
Stigler

PUBLIC HEALTH—(6)

Chairman—Senator Culp.
Vice Chairman—Senator Clark.

Austin
Darnell
Kimerer
Nesbitt

PUBLIC BUILDINGS—(5)

Chairman—Senator Reed.
Vice Chairman—Senator Shearer.

Gray
Shepherd
Stewart

PUBLIC PRINTING—(7)

Chairman—Senator Storms.
Vice Chairman—Senator Peck.

Darnell
Ferguson
Looney
Rice
Williamson

PUBLIC SERVICE CORPORATIONS—(11)

Chairman—Senator Johnson (Creek).
Vice Chairman—Senator Wheatley.

Andrews
Fidler
George
Peck
Shearer
Stigler
Storms
VanDall
Williamson

ROADS AND HIGHWAYS—(24)

Chairman—Senator Stewart.
Vice Chairman—Senator Wheatley.

Austin
Boyer
Fidler
George
Goodall
Gulager
Powers
Hill
Johnson (Creek)
Kimerer
Loofbourrow
Marshall

Nesbitt
Otjen
Peck
Reed
Rice
Stigler
Storms
Terwilleger
Thomas
Williamson

RULES AND PROCEDURE—(6)

Chairman—Senator Darnell.
Vice Chairman—Senator Williamson.

Graham
Kimerer
Rexroat
Stigler

SCHOOL LANDS—(10)

Chairman—Senator Loofbourrow.
Vice Chairman—Senator Shepherd.

Boyer
Hill
Johnson (Caddo)
Powers
Reed
Rice
Shearer
Waldrep

SENATE AND LEGISLATIVE AFFAIRS—(7)

Chairman—Senator Rexroat.
Vice Chairman—Senator Pullen.

Ferguson
Graham
Gray
Reed
Smith

STATE AND COUNTY AFFAIRS—(12)

Chairman—Senator Wheatley.
Vice Chairman—Senator Storms.

George
Granger
Johnson (Creek)
Loofbourrow
Looney
Marshall
Powers
Rice
Thomas
Simmons

WAYS AND MEANS—(7)

Chairman—Senator Kimerer.
Vice Chairman—Senator Simmons.

Austin
Hill
McCurley
Nesbitt
Smith

LIVE STOCK AND TENANT FARMING—(7)

Chairman—Senator Gray.
Vice Chairman—Senator Gulager.

Darnell
Graham
McCurley
Reed
Rice

REVENUE AND TAXATION—(14)

Chairman—Senator Fidler.
Vice Chairman—Senator George.

Culp
Gulager
Hill
Johnson (Creek)
Loofbourrow
Powers
Stewart
Storms
Smith
Terwilleger
VanDall
Wheatley

SOLDIER'S RELIEF—(13)

Chairman—Senator Smith.
Vice Chairman—Senator Johnson (Caddo)

Ferguson
George
Goodall
Hill
Johnson (Creek)
Loofbourrow
Otjen
Pullen
Stigler
Wheatley
Williamson

G. I. VAN DALL,
Chairman.

Senator Johnson (Caddo) asked unanimous consent, which was granted, to add the name of Senator Reed as a member of the Committee on Prohibition Enforcement.

Senator VanDall asked unanimous consent, which was granted, to have the name of Senator Gulager added as a member of the Committee on Roads and Highways.

Senator Darnell asked unanimous consent, which was granted, to have his name dropped from the Committee on Appropriations and the name of Senator Gulager substituted.

Senator Looney asked unanimous consent, which was granted, to add the name of Senator Johnson (Caddo) as a member of the Committee on Agriculture.

Senator Rexroat moved that a Committee of 3 be appointed to notify the Honorable House that the Senate is ready to meet in joint session.

The motion prevailed and Senators Johnson (Creek), Peck and Shearer were appointed.

The Senate was declared at ease for ten minutes, pending the report of the Committee.

*

The Senate reassembled with President Pro Tempore Williamson presiding.

Senator Johnson, on behalf of the Committee appointed to notify the Honorable House, that the Senate is ready to meet in joint session, reported the duty performed and advised the Senate that the Honorable House would be ready for the joint assembly at 11:00 A. M.

The report was received and the Committee discharged.

Upon motion of Senator Rexroat, the Senate repaired to the Honorable House, there to meet in joint session.

JOINT SESSION

The Senate and Honorable House, in joint session, was called to order by President Pro Tempore Williamson.

Upon roll call of the Senate the following were present:

Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stiger, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Wiliamson. Total 42.

Absent: Rice. Total 1.

Vacancy: 1.

Present: 42.

Upon roll call of the Honorable House the following were present:

Acton, Adair, Aldridge, Baggerly, Baldwin, Battenfield, Beatty, Beck, Bell, Berry, Bilbrey, Billups, Bird, Brewer, Briggs, Brown, Bryant, Buter, Campbell, Cardwell, Carmichael, Cash, Chappell, Christian, Creek Co., Christian, Tillman Co., Cobb, Cochran, Crowley, Daniel, Dacis, Carter Co., Davis, Okahoma Co., Deardorff, Dukes, Dyer, Ebey, Easter, Faulk, Foster, Fraley, Fry, Gilmer, Graham, Henderson, Hill, Hines, Hybarger, James, Johnson, Comanche Co., Johnson,

Pushmataha Co., Jolly, Lane, Laskey (Mrs.), Leecraft, Logan, Lohman, Lowrance, Manning, Maxwell, McArthur, McClintock, McLaury, Moon, Nairn, Nance, O'Bryan, Ogden, Owens, Paul, Payne, Pomeroy, Porter, Reece, Reeves, Reily, Roe, Rogers, Singletary, Skinner, Smith, Blaine Co., Smith, Bryan Co., Stone, Strauss, Thomas, Le Flore Co., Thomas, Tulsa Co., Thompson, Garvin Co., Thompson, Pontotoc Co., Trent, Voorhees, Ware, Watson, Creek Co., Watson, Kiowa Co., Watson, Pittsburg Co., Webber, Webster, Wilson, Windle, Mr. Speaker. Total 97.

Absent: Clark, Dixon, Forehand, Kight, McCombs, Nash, Riddle, Sewell, Snoddy, Sullivan, Taylor. Total 11.

The President Pro Tempore announced a quorum present, of the two bodies in joint session assembled.

Senator Rexroat moved that the President Pro Tempore of the Senate and the Speaker of the House of Representatives, appoint 3 members, respectively, to notify the Governor that the joint assembly is in session and awaits his pleasure.

The motion prevailed and the President Pro Tempore appointed Senators Stewart, Boyer, and Ferguson; the Speaker of the Honorable House appointed Representatives Hill, Watson (Kiowa) and Acton.

The joint assembly was declared at ease.

*

The joint assembly reassembled.

Senator Rexroat, on behalf of the Committee appointed to notify the Governor, of the joint assembly, reported the duty performed, after which the Committee was discharged.

Governor Trapp was escorted to the rostrum.

President Pro Tempore Williamson announced that the joint session would now proceed to the south entrance of the Capitol, there to witness the inauguration of the newly elected State officials and hear the message of the Governor.

Prayer was offered by Reverend Hanson, Chaplain of the Honorable House.

The official oath was administered to the Governor and other State officers by Chief Justice Branson, of the Supreme Court.

President Pro Tempore Williamson introduced Governor Henry S. Johnston, who read the 133d Psalm before delivering the following address:

TO THE JOINT SESSION AND FELLOW CITIZENS ASSEMBLED:

An analysis of my own feelings on this occasion reveals a profound sense of the weight of the responsibilities which assuming the office of Governor places upon me, and a consciousness of the weakness of my own powers as compared with the standard of their requirement.

I am filled, indeed, with a sense of appreciation and thanksgiving. I am grateful to this assembled multitude for their presence here and to the rank and file of the people of Oklahoma who by their voice at the election made this event possible.

We have assembled to change administrations. How beautiful it is in American life that we are governed by our

own consent; that rulers, judges and legislators are commissioned for an interval and then by process of law and the will of the people withdrawn from official activities and retired to private life without a disturbing element or a thought of bloodshed or revolution.

A peculiar characteristic of the American people is that of restless haste, intensive progress. Numerous and melancholy are the instances wherein the people, with immoderate and intemperate haste, have clamored and become dissatisfied because the remedies which they desired were not forthcoming as from a magic wand.

Humorous and melancholy also are the instances when a new administration has been sadly obstructed by those who have recently been in power.

Unto these I drop the timely and solicitous petition that the first class accord their desires with the due and orderly processes of the Constitution and with the law-making and the administrative power. And to the second element I suggest that they can best prove their worthiness to have been entrusted with the power which once was theirs by remembering that in the ranks of private citizenship the honors they have borne should be a continual guarantee that they themselves shall prove the best example by maintaining respect for the law and honor for those in official station.

Before the magnitude of the undertaking which I this day assume, I humble myself, and ask that I may be given the wisdom, the rectitude of purpose, the zeal for the right, and the divine guidance to discharge the solemn functions of chief magistrate of the State and chief counsellor to the legislators with safety and decorum, as the friend and representative of the people. Such being the feelings with which I assume the station to which I have been called, it is in a spirit of thankful participation in a splendid privilege that I pause to turn

my fervent supplication to the source of all good and perfect gifts, the Ruler of Rulers, who presides in all proper councils and deliberations and assemblies of men.

May our Heavenly Father bless and prosper this occasion and pour His sweetest benefactions upon this assemblage.

May He animate our hearts with sympathy and love, one toward another.

May we be constant in our fealty to Him and steadfast in His service.

May He give us firmness of will wherewith to strengthen our good resolves and endow us with a competency of wisdom wherewith to execute His deep designs.

May the executive acts and the ministrations of the officers of this State express His will and accord with the divine plan for the people of Oklahoma.

May His laws find expression in the statutes of our State.

May the strength of the State be found in its fidelity to justice and may His judgments prevail in our courts.

May His gentle sovereignty reign in the hearts of our people.

May universal kindness become a daily practice among us and may peace and harmony gladden every heart.

When the day was new and my life was young, I cast my lot with Oklahoma. I knew and was a part of its territorial life.

On the 16th day of November, in the year 1907, at 12 o'clock Washington time, I stood near the steps of the Carnegie Library at Guthrie and witnessed the union of Oklahoma and Indian Territories, and the passing of territorial government. I witnessed the birth of the 46th State in the American Union, and the addition of the 46th star to the National emblem.

I commingled with and knew its people. I participated in that history-making epoch. I shared in the activities. I joyed in the result.

A new State was born, a commonwealth annexed to the Union. Great and illustrious men were called into power, and with marked ability and becoming dignity they guided the destiny of the State. I am also mindful of the worthy and illustrious men who, as their successors, have preceded this administration, and of the splendid progress, growth and development which their wise policies have brought to our State.

Sec. 2 of Article VI of the Oklahoma Constitution reads:

> "The Supreme Executive power shall be vested in a Chief Magistrate, who shall be styled 'The Governor of the State of Oklahoma'."

It shall be my purpose as such officer to dedicate my time, my strength, and should the occasion arise, my life, to the service of the State.

Remembering that it was the trust of the people of Oklahoma which has placed this power in my keeping, I shall,

insofar as compatible with the demands of other public duties, be accessible to the petitions of all.

The following analysis expresses my conception of my official attitude:

To govern, or preside, has been the destiny of men of every type. The fool and the sage, the weak and the mighty, the vicious and the good, the timorous and the brave, the craven and the martyr. It has, however, been the fortune of but few to govern with distinguished excellence. The consciousness of power universally produces one of two alternatives. It either begets generosity of mind and cautious gentleness in its exercise, or it generates a subtle poison whose symptoms are egotism, arrogance, hauteur, cunning, deceit, littleness, oppression, and excess. To learn that obedience and authority go hand in hand, that he who is chief must be servant of all, is the initial step to progress.

Order and obedience are the chief requisites of a happy and successful State. And the way to these is found in the sympathy of the people for the policies of the Government. Only those novations of progress are wise which are in fact drawn from the aspirations and practices of the people, and which express their ideals when in their better temperaments and in their holier moods.

The way, therefore, lies in the direction of popular enlightenment, in the moralization of the people themselves, in their understanding of the divine purposes of their laws, the genius of their own government, and their free participation in the exercise of its authority.

Let us be forever aligned on the side of progress and reform, but enact nothing for which the people themselves are not reasonably well prepared.

It has often been claimed and too often justified that a political platform is a mere means of getting into office.

Let me assure you that never in my history have I broken faith with a constituency and up to this time I have an unbroken record of having carried out every pledge and platform made to the people. And that you may know that my personal promise and declarations, as well as the platform covenants of the party upon whose ticket I was elected, shall be in good faith written into our laws and carried into execution, I here and now renew the covenants, and declare unto you that, without mental reservation and without evasion, subterfuge or deception, they are each and all scheduled for administrative attention, that they may be carried into full and faithful performance.

The people of this great State have by their ballot commissioned the Legislature and this entire corps of officers to execute a sacred trust.

They have delegated authority to us. The campaign platform and the campaign issues constitute the commission and letter of authority with which we approach the State Capitol. That we may measurably approximate the standard of their expectations, with consecration to the task, let us labor like the trusted agents and faithful servants the people believed us to be when we received the commission.

The first policy to which I invite your attention is the necessity of improving our school system.

The time has arrived when the State must no longer temporize with the common school question. The children of the poorer school districts are entitled to the same opportunity as those of more favored localities. While the need of standardizing the length of school terms is great, it at the same time furnishes a golden opportunity for service. Let us

provide relatively equal opportunity for the education of the children in all the districts of the State.

From a National standpoint, education in the United States lacks coherence, unity and system. And a condition now obtains which is not altogether creditable to the government or to the American people. I favor memorializing Congress to create a national department of education, whose officers shall be friends of the public school system of the United States, and whose head shall have membership in the cabinet of the President.

The United States is the only first class nation on the face of the globe without a national university. Oklahoma should take the lead by memorializing Congress to provide for and establish a national university at Washington.

It would seem to accord with history and precedent and with the due proprieties of this occasion for me to allude not only to the principles but also to some of the leading policies which should govern during my administration.

First: Justice demands that the essential revenues of the State should be derived from the business which organized systems of government build up and sustain and from those who under such system abundantly prosper.

A common sense of honesty also dictates that in imposing the burdens of supporting the State, the same should be apportioned with approximate equity and a reasonable degree of accuracy. And this shall be a guiding principle of my administration.

Turning now to our policy and practices, glaring inequities and inconsistencies in the present tax laws of the State become apparent. Our Legislature should tend to equalization therein.

It is evident that for carrying out an extensive road program and the improvement of the schools and the general educational system, additional revenues will be required. It is also evident that in no event should there be an increase in the tax of any person, property, or right now paying a just burden of the expense of government. We must attain the result by taxing those classes of persons, business and property that have heretofore enjoyed immunity by trick, artifice, subterfuge or legal or administrative favoritism. And it is rather plainly apparent that enough property and persons of this class are readily discernible within the State to produce the revenues required and at the same time afford a reasonable reduction on ad valorem taxes.

Third. With respect to elections, the people are not only ripe for a change in two important particulars, but they are weary almost to disgust at unseemly abuses. The administration must correct both. We should first enact legislation which will provide with certainty the honesty of every count and the return thereof. Second. In our effort to establish popular government, we have made so many State Officers elective, that 75 to 90% of the voters go to the polls wholly uninformed on the name, reputation, residence and past history of at least one-half of the candidates on the ticket. The relief as to this point should be two-fold, the first and more important of which is that a number of officers we now elect should either be appointed or made heads of some bureau or commission of some deparment of the State Government.

Fourth. Our present court system is not meeting the requirements, and the most grievous of all our complaints is the long delay and the elements of confusion which have existed in the Supreme Court for the last five or six years.

It is time to take drastic measures to remedy this evil, and the same should be done by Constitutional amendment along the lines indicated by the Oklahoma State Bar Association.

Fifth. We are faced with the necessity of taking care of our State institutions, providing for their growth and expansion, meeting them with the spirit of friendship and yet with that guarded restraint which shall have due consideration for economy and substantial frugality in our expenditures.

Sixth. We pledged to the people efficiency and economy in the administration of affairs and promised that there would be no increase and if possible that there would be a decrease in ad valorem taxes. We also promised no unnecessary or improper increase in any other variety of taxes. We promised to curtail waste and extravagance wherever discovered.

Seventh. We promised conservation of natural resources, bona fide efforts at re-forestation, terracing, and use of proper and economical methods of restraining floods and safe and conservative methods looking to the impounding of surface water and providing for irrigation. And at the same time promised an absolute repeal of those unwise burdensome and oppressive provisions which authorized the issuance of bonds against the lands and endangered the homes of our valley farmers.

Eighth. It shall be my pleasure to anticipate the rapidly settling condition of our State and to purchase parks, playgrounds and outing reserves and to adopt the wise and progressive policies of the Isaac Walton League in Propagation and preservation of wild life.

Ninth. Wise as are the provisions for the care of the widow and the orphan, but steps should be taken to extend their terms to numerous cases now excluded from those benefits.

Tenth. The Oklahoma statutes respecting the desertion of wife and children by able-bodied husbands and fathers, while in some respects excellent indeed, are not sufficiently comprehensive. And the same should be re-written in the light of the statutes of other states, with a view to protecting those dependent persons against outrages upon their dependency.

Eleventh. In the matter of prison administration and the treatment of convicts, first, let me remind you that the worst abused power in the State has been that of the pardon and parole system. It has been used as the football of politics and of caprice, or the expression of emotion and sentimentality, and occasionally for the corrupt motive of betraying justice and selling the trust of the people for sordid consideration of money or other thing of value. And this points with steadfast, ominous certainty to the necessity of creating a board of pardons, with due restraints against the capricious or improper use of the executive's power of clemency.

The object of conviction and punishment of crime is fourfold:

1st. To every cause there is an effect, and a broken law carries within itself the inherent justice of a penalty. The first object, therefore, is to punish, and that because of the crime.

2d. To restrain the criminal from further crime.

3d. To act as a warning and example unto others.

4th. To afford the State the opportunity to work reformation in the heart and mind of the offendor.

It shall, therefore, be my policy to give full consideration to all four of these elements. I recognize, however, that the

fourth specification, namely, REFORMATION, has, in the history of prison administration, been largely obscured. In recognition of the fact that the greatest good to humanity is rendered thereby, I shall endeavor to bring reformation into its rightful place. This will, in addition, bring the greatest saving to tax money and the highest public service.

Twelfth. We are proud of the Workman's Compensation Law, proud that it was in Oklahoma that the first constitutional workman's compensation law was written. It was a master stroke in behalf of humanity. But like all other discoveries, experiment and physical test disclose mechanical and fundamental errors which in themselves point the way to improvement. With sympathy for the vast number of our injured workmen in the fields of industry, we must take greater care for their safety and security, provide for their wants and add greater protection in their hour of need.

Thirteenth. The history of strikes in the United States and other nations conclusively proves the great industrial loss and economic waste of these turbulent methods of handling disputes between the capital and labor. For all other controversies which reach the breaking point, society has long since decreed that courts of justice or their equivalent should take charge of the emergency and administer the proper remedy; but for the wrongs of oppressed labor or for the settling of disputes and bona fide contentions between capital and labor, our humanity still resorts to the strike, the lockout, armed men and brute force.

Though we approach this problem with uncertainty and trepidation, yet understanding, kindness of purpose and a sympathetic heart should enable us to work out a reasonable and just substitute for the present crude, dangerous, expensive and disastrous methods.

Fourteenth. The abolition of wasteful policies should obtain in all the architectural and engineering work of the State.

Fifteenth. We stand committed to a thorough policy of law enforcement, to sobriety and the exclusion of the use of intoxicants from the Statehouse and from all public business. We shall in good faith carry out this pledge.

Sixteenth. The public forum, the pulpit, the bench, the bar, are deeply concerned in the crime wave. It springs from many causes, some of which are basic, but its most powerful aid, its fortress of security, is in our method of administering the criminal law.

Through influence, money, delay, and sharp practice the criminal laws are too often made a farce and outraged justice cries out in the streets and lifts up her voice in the sanctuary of our courts. Let us speed up the trials in criminal cases and take the steps necessary to bring lawbreakers to justice.

Seventeenth. We renew the pledge to the people to use our utmost efforts to remove politics and political influence, place hunters and pie grabbers, from the control and disturbing influence they have so often heretofore exercised over the State University and other educational institutions.

At this point, however, it is well to remember that institutions which are receiving the shelter of being removed from politics, should themselves keep the faith and not permit institutional blocs to so entangle them in the politics and policies of the State as to endanger the welfare of the institutions or bring disrepute upon the State.

Eighteenth. The Cotton growers experience with the crop and market of 1926, the recently shattered fortunes of livestock growers, the wreckage of the wheat farmers of 1922

and 1923, the increase in farm tenancy, the withdrawal of millions of farmers from the country principally as a result of unwise and occasionally vicious governmental policies, abetted by incapacity, negligence and indifference on the part of the various States, fundamentally endangers the life and welfare of our republic.

To meet this condition, we have set out in some detail a program of farm relief, which it shall be my pleasure, as your spokesman, to devise and carry into execution.

Oklahoma, together with the great West and the agricultural parts of the Nation generally, has suffered from (1), the constriction of credits; (2), the contraction of the currency; (3), banking discriminations against us; (4), extortion by excessive tariffs levied in the interest of manufacturing favorites, and the people have been emburdened with worse than war-time prices on necessities, while (5), products have been pressed downward under adverse and unscientific marketing conditions. (6), Our National administration has cruelly destroyed international commerce.

Nineteenth. The people and the State have been denuded of power in the snatching of authority by the Interstate Commerce Commission from the railroad and corporation commissions of the States.

Twentieth. The highly organized carrying or transportation industry has been specially favored by the authority issued to them by the Federal Government to consolidate into large and powerful groups.

Twenty-first. The transportation industry has also been made the beneficiary of the highest freight and passenger rates and the highest percentage of profits in their history, carrying with it rate discriminations against every location in this State.

Twenty-second. Patriotic duty and public necessity compel the farmer to produce a surplus, without which the money grabbers of the world could corner the market, extort conscienceless prices from the whole people, starve the poor, oppress the labor that creates the product, and destroy our international commerce and obliterate our balance of trade. Thus the question of the surplus becomes primarily a public problem involving the matter of storage and of markets, and is therefore a public question.

Twenty-third. The gambler in futures, the speculator in farm products, plunders the producer and the consumer alike.

While primarily these and numerous others are governmental problems, the State should courageously lend its cooperation to their solution.

Twenty-fourth. Transportation facilities at present demand hard-surfaced roads, to keep pace and step with the requirements of the age and time. No plan of advancement is complete which fails to take into account the necessity for building and maintaining an adequate State-wide hard-surfaced road system.

Oklahoma is developing an advanced highway program. We have pledged that this program shall be carried out to the end that a comprehensive system of State-wide intercommunicating hard-surfaced highways shall be constructed or provided for under the supervision of a State highway department. Neither this administration nor any department or branch thereof shall enter on a period of destruction, but, holding fast to that which is good, must develop a program on a more safe and sane foundation, with greater economy, with greater efficiency, shortening the "detour" period, and expediting the building of such roads.

The enumeration of the peak-points-of-necessity is not designed to exclude many others to which, in due time, public attention will be called.

The foregoing program is for the entire official family.

Unto my fellow officers I shall give, and of them I ask, personal friendship and that mutual relation which gives as well as reposes, confidence, and which receives as well as gives counsel and admonition. In our relationships with those who come for official consideration, I ask that friendship be given its just recognition and proper sway, but that in all affairs of the State we remain devoid of favoritism, that impartial judgment may always prevail.

Let every one of our official family remember that first he is a citizen, and that to be a citizen is greater than to be a governor or a Senator. Official duty, therefore, involves not only the full and faithful performance of official obligation, but that as a citizen, sharing the common lot of all, the officer should be loyal to his government, prompt in the performance of the duties he owes to society, faithful to the Constitution, respectful to the laws, and conscientious in their observance and execution.

As a man among men, may it be the lot of each to be freed from hasty passion and ill-governed temper and to merit the reputation of just and upright manhood, of irreproachable integrity.

We and each of us combine these three—office, citizenship, and manhood. But the greatest of these is manhood.

Practicing the virtue of temperance, habitually careful, cautious and prudent, may each of us have the fortitude and patience to do the right, though it be both unprofitable and

unpopular, and to wait with an abiding faith that justice and honesty are in themselves their own reward and in God's good time will ultimately prevail.

To this high standard I make no claim of personal attainment. But to me it is an ideal that shines, like Bethlehem's star, above the birthplace of the holiest impulses of my heart, the noblest aspirations of my soul.

Let us foster a spirit of public inquiry in a free and open manner. To that end I shall, on the one hand, spurn the lobby, and on the other, extend to every legitimate business the hand of friendship and earnestly ask that they select representatives to meet at the State-house in conference with the Governor and other State officers and with members or committees of the Legislature, to talk over or advance any ideas or proposals they may have for better and more efficient and economical government in this State. It is my earnest desire to obtain the aid and assistance of the business men and leaders in all lines of industry in the up-building of Oklahoma.

In order to make effective the provisions of this program and to carry out this plan of procedure it is vitally necessary that all forces work in harmony, that unity of purpose which is so necessary to success be not marred or hampered by the intrusion of selfish interests and that the high ideal of service to our State and its people, whereby all are benefited and civilization given a forward step and an upward impulse, shall become a reality.

Listen not to the seductive whisper which would dull your ears to the call of duty or swerve you from the path of light.

First—Get the vision.

Second—Eliminate selfish interests.

Third—Study deeply the experience and mortality tables of men and measures and from these discern that service to humanity is the way of life.

Fourth—Work for the general good.

The Legislature has been in session one week, and has considered some matters of importance. There will be much yet to follow. Let this address be considered a message of general outline, foreshadowing some of the work to be done.

But no Legislature nor any other deliberative body ever rises to the occasion, unless it represent the spirit and in fact speaks as the audible voice of an intelligent and aroused citizenship.

I say unto the people of the whole State, as a solemn verity, that in the last analysis, the final ultimatum of your own domestic, industrial and economic welfare, reposes in the keeping of your own hands. I commend you to a faithful reading of the papers, to a discussion of legislative conduct in your social gatherings and ever in your casual meetings. Gathered in your Sunday Schools and Churches, your lodges and court rooms, freely discuss the news from the Capitol, criticize and comment fearlessly, supply your representatives and other officers with letters, telegrams and petitions, call them if necessary, over the telephone, for upon your wakefulness and eternal vigilance will depend the genuine success of this administration. It will likewise enable you to determine the advisability of returning or retiring those whom you have entrusted wth official prerogative.

At the foot of a belfry, on July 4th, 1776, an old man caught the signal that the Declaration of Independence had been signed.

Upon the bell which that day flung abroad its message was inscribed from the tenth verse of the 25th Chapter of Leviticus.

"PROCLAIM LIBERTY THROUGHOUT
ALL THE LAND TO ALL
THE INHABITANTS THEREOF."

That command of the Almighty refers to the jubilee or completion of the Sabbatical Year of seven times seven, which equals forty-nine, and the fiftieth year was the year of universal freedom.

No man is wise enough to know the inspiration of the bell-founder who chose that motto, nor why that particular bell fell into the hands of a particular watchful son-of-liberty, who should send from its shining throat the golden message of liberty.

Thomas Jefferson, the author of the Declaration of Independence, lived on for a full Sabbatical period and died on July 4th, 1826, fifty years from the day and hour that the Declaration was signed.

May we not hope that the spirit of the Sabbatical Year survives in our own civilization. And that, on each fiftieth year from the signing of the Declaration of Independence, the triumphant soul of Thomas Jefferson draws near to those he loves, and that the echoes of old Liberty Bell again "proclaim liberty throughout all the land and to all the inhabitants thereof."

May we who have the faith be permitted to believe that the 1926 election was the visible manifestation of the third return of the Sabbatical Year and the response of the Democracy to the soul-cry of Thomas Jefferson unto his own—"Awake, Oh ye heritors of the Liberty I bequeathed unto you, and in my name

"Proclaim liberty throughout
All the land to all
The inhabitants thereof."

At the conclusion of Governor Johnston's address, the joint session was dissolved and the Senate re-assembled in the Senate Chamber, with President Pro Tempore Williamson presiding.

Upon motion of Senator Pullen, five copies, for each Senator, of the Daily Journal, containing the address of Governor Johnston, were ordered printed.

Upon motion of Senator Darnell, the Senate adjourned to meet under the rules.

SEVENTH LEGISLATIVE DAY

TUESDAY, JANUARY 11th, 1927

The Senate, pursuant to adjournment, met at 1:30 P. M., and was called to order by President Pro Tempore Williamson.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 42.

Absent: Rexroat. Total 1.

Vacancy: 1.

The President Pro Tempore announced a qourum present.

Prayer was offered by the Chaplain.

Senator Storms made the observation that W. J. Holloway, who was on yesterday officially sworn in as Lieutenant

Governor and who became ex-officio President of the Senate, was not present and moved that a committee of three be appointed to escort him into the Senate Chamber.

The motion prevailed and Senators Storms, Gulager and Hill were appointed, who escorted President Holloway to the rostrum, where he was introduced by President Pro Tempore Williamson and talked briefly.

The President presiding.

COMMITTEE REPORTS

Senator Anglin submitted the following Committee Report, which was adopted:

Mr. President: We, your Committee on Appropriations, to whom was referred Senate Bill No. 8, by Anglin, entitled: An Act making appropriation to pay the mileage and per diem of members of the Senate and House of Representatives of the 11th legislature, etc., beg leave to report that we had the same under consideration and have prepared a substitute therefor and herewith submit the same with the recommendation that it do pass.

ANGLIN, Chairman.

Upon motion of Senator Anglin, the rules of the Senate were suspended and Senate Bill No. 8, as amended, taken up for immediate consideration.

Sections 1, 2 and 3 were read and adopted.

Upon motion of Senator Anglin, Senate Bill No. 8 was advanced to engrossment and third reading.

Upon motion of Senator Anglin, the rules of the Senate were suspended and Senate Bill No. 8 was considered engrossed and placed on third reading and final passage.

SENATE BILL NO. 8 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 40.

Nays: Pullen. Total 1.

Absent: Rexroat. Total 1.

Not Voting: Johnson (Caddo). Total 1.

Vacancy: 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Loo-

ney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 40.

Nays: Pullen. Total 1.

Absent: Rexroat. Total 1.

Not Voting: Johnson (Caddo). Total 1.

Vacancy: 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 8 was referred for engrossment.

Senator Peck submitted the following Committee Report, which was adopted:

Mr. President: We, the Committee on Employment, beg leave to report that we have had under consideration the matter of employing stenographers and other necessary employees of the Senate, and herewith submit the following report for your consideration:

ASSISTANT SERGEANTS-AT-ARMS

1. John Crawley
2. Bill Oates
3. A. Williams
4. W. K. Dollarhide

PAGES

James Groves

Billy Kaudell

PAGE TO LIEUTENANT-GOVERNOR

X. R. Campbell, Jr.

STENOGRAPHERS

B. Cyphers	Bennie Walls
Gladys Slate	Dora Coleman
Leta Bunce	Fay Cline
Marie Medlin	Dora Barnes
Anna Wallace	Helen Green
Mrs. Curtis Ward	Ruth Pennock

Willa Wright

Respectfully submitted,

PECK, Chairman.

Senator VanDall asked unanimous consent of the Senate, which was granted, to strike the name of Senator Kimerer, from the Committee on Appropriations and substitute the name of Senator Powers.

Senator VanDall asked unanimous consent of the Senate, which was granted, to strike the name of Senator Reed, as Chairman of the Committee on Public Buildings, and substitute therefor the name of Senator Shepherd.

Senator Gulager asked unanimous consent of the Senate, which was granted, to add the name of Senator Pullen to the Committee on Roads and Highways.

Senator VanDall asked unanimous consent of the Senate, which was granted, to strike the name of Senator Williamson, as Chairman of the Committee on Private Corporations, and substitute the name of Senator Reed.

Senator VanDall asked unanimous consent of the Senate, which was granted, to add the names of Senators Darnell and Terwilleger as members of the Committee on Irrigation and Drainage.

Senator Boyer asked unanimous consent of the Senate, which was granted, to add the name of Senator Culp as a member of the Committee on Agriculture.

Senator VanDall moved that the Committees, as now constituted, be the permanent committees of the Senate, which motion prevailed.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 31—By Peck and Waldrep. An Act amending Section 10938, Compiled Statutes of Oklahoma, 1921, relating to the organization of townships, and declaring an emergency.

SENATE BILL NO. 32—By Andrews. An Act amending Section 1, Chapter 65, Oklahoma Session Laws, 1925, and requiring that one county commissioner shall be nominated and elected from each of the three county commissioner districts of all counties in this State; each of said commissioners to be nominated and elected at large by the voters of their respective counties and declaring an emergency.

SENATE BILL NO. 33—By Andrews. An Act amending Section 7582 of the Compiled Oklahoma Statutes of 1921, relating to the lighting of mines and the use of oil and grease in the same, and declaring an emergency.

SENATE BILL NO. 34—By Thomas of the Senate and Hines of the House. An Act amending Section 2119, of the Compiled Oklahoma Statutes, 1921, relating to crimes and punishments and declaring chicken stealing to be grand larceny.

SENATE BILL NO. 35—By Austin. An Act amending Section 2695 of the Compiled Statutes of Oklahoma, 1921, relating to separate trial for defendants jointly prosecuted, and repealing all Acts in conflict therewith.

SENATE BILL NO. 36—By Johnson (Caddo). An Act amending Sections 1 and 3 House Bill No. 109, 1923-4 Session Laws of Oklahoma providing for bounty on Hawks, Crows, and Chaparrals killed in the State of Oklahoma, to be paid from the Game and Fish fund of the State, making an appropriation therefor, and providing for the methods of disbursing such funds.

SENATE BILL NO. 37—By Johnson (Caddo). An Act providing for an appropriation of Twenty-five Thousand Dollars for the fiscal year ending June 30, 1928, and $25,000.00 for the fiscal year ending June 30, 1929, for the aid of sick, wounded and disabled Soldiers, Sailors, and Marines of the late World War, and their destitute wives, widows, and minor children, and providing for expense of administration.

SENATE JOINT RESOLUTION NO. 4—By Johnson. (Caddo). A Resolution expressing sympathy with the nation wide movement to eradicate illiteracy; pledging co-operation with the American Legion, women's clubs and the Oklahoma Education Association in said movement and making an appropriation therefor.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 25—By Otjen. To Committee on Roads and Highways.

SENATE BILL NO. 26—By Thomas of the Senate and Watson (Kiowa) of the House. To Committee on Roads and Highways.

SENATE BILL NO. 27—By Shepherd. To Committee on Privileges and Elections.

SENATE BILL NO. 28—By Gray. To Committee on Appropriations.

SENATE BILL NO. 29—By Loofbourrow and Wheatley. To Committee on Judiciary No. 1.

SENATE BILL NO. 30—By Stewart of the Senate and Brewer of the House. To Committee on Judiciary No. 1.

SENATE JOINT RESOLUTION NO. 2— By Mrs. Looney. To Committee on Constitution and Constitutional Amendments.

SENATE JOINT RESOLUTION NO. 3—By Fidler and Rice of the Senate and Singletary, Davis, Graham, Billups, Laskey and Reeves of the House. To Committee on Appropriations.

Upon motion of Senator Fidler, Senator Hill was added as an author to Senate Joint Resolution No. 3.

GENERAL ORDER

Consideration of SENATE BILL NO. 10, by Darnell, was deferred.

SENATE BILL NO. 3, by Reed, was taken up for consideration.

Sections 1, 2 and 3 were read and adopted upon motions of Senator Reed.

Upon motion of Senator Reed, Senate Bill No. 3 was advanced to engrossment and third reading.

SENATE JOINT RESOLUTION NO. 1, by Shepherd, of the Senate, and McArthur and James, of the House, was taken up for consideration.

Sections 1 and 2 were read and adopted, upon motions of Senator Shepherd.

Upon motion of Senator Shepherd, Senate Joint Resolution No. 1 was advanced to engrossment and third reading.

Senator Boyer submitted the following Committee Report:

Mr. President: We, your Committee on Engrossed and Enrolled Bills beg leave to report Senate Bill No. 8 correctly engrossed.

BOYER, Chairman.

The President signed Engrossed Senate Bill No. 8, in open session, and ordered the same transmitted to the Honorable House for consideration.

The following applications to lobby were submitted:

To the President and Members
of the Honorable Senate:

F. N. Vaughn states that he is a resident of Tulsa, Oklahoma; that he is the Legislative Representative of the State Organization of Barbershop Owners and Journeymen; that he is paid the sum of $60.00 per week for his services; that he makes this statement in compliance with the laws of the State, and petitions your Honorable Body that he be granted a permit to appear before Committees and act in his duly assigned capacity in the interest of the organization he represents.

(Signed) F. N. VAUGHN.

Upon motion of Senator Terwilleger, the request of F. N. Vaughn was granted.

To the President and Members
of the Honorable Senate:

L. G. Maund states that he is a resident of Oklahoma City, Oklahoma; that he is the Legislative Representative of the State Organization of Barbershop Owners and Journeymen; that he is paid the sum of $60.00 per week for his services; that he makes this statement in compliance with the laws of the State, and petitions your Honorable Body that he be granted a permit to appear before Committees and act in his duly assigned capacity in the interest of the organization he represents.

(Signed) L. G. MAUND.

Upon motion of Senator Fidler, the request of L. G. Maund was granted.

Senator Wheatley asked unanimous consent of the Senate, which was granted, to add the name of Representative O'Bryan as a joint author of Senate Bills Nos. 22, 23 and 24.

Upon motion of Senator Peck, the Senate adjourned to meet under the rules.

EIGHTH LEGISLATIVE DAY

Wednesday, January 12th, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m. and was called to order by President Pro Tempore Williamson.

Upon roll call, the following were present:

Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Lookbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Shearer, Shepherd, Simmons Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 41.

Absent: Rexroat, Rice. Total 2.

Vacancy: 1.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

In the matter of the correction of the journal for the 7th legislative day, Senator Andrews requested that his name

show stricken from the Committee on Irrigation and Drainage and that of Senator Darnell substituted, which was the order of the President Pro Tempore.

President Pro Tempore Williamson announced that he had, on behalf of the Senate, invited Herb Cook and Wynne Snodgrass, two Radio artists, known as the "Sooner Twins," from Station W K Y, Oklahoma City, to entertain the Senate and Honorable House.

A Committee, composed of Senators Johnson (Creek), Thomas and Powers, was appointed to invite the Honorable House over, immediately.

The Senate was at ease.

The Senate re-assembled and Senator Johnson (Creek), on behalf of the Committee, appointed to invite the Honorable House over to hear the W K Y artists, announced the duty performed.

The report was received, the Committee discharged and the Honorable House welcomed.

Senator Looney presiding.

At the conclusion of the entertainment, Representative Thompson (Garvin) moved that the "Sooner Twins" be officially adopted by the 11th Legislature, which motion prevailed.

COMMITTEE REPORTS

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Resolutions Nos. 2 and 3, Senate Joint Resolution No. 1 and Senate Bill No. 3 correctly engrossed.

BOYER, Chairman.

The Acting President signed Engrossed Senate Resolutions Nos. 2 and 3 and ordered the same referred for enrollment.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 38—By Stigler. An Act providing for the appointment by the Governor of nine supreme court commissioners, same to be divided into three divisions, prescribing their qualifications, defining their salaries, providing for clerical assistance, and declaring an emergency.

SENATE BILL NO. 39—By VanDall and Otjen. An Act amending and re-enacting Section 501 of the Compiled Statutes of the State of Oklahoma, 1921, so as to make insanity an additional ground for divorce, and providing a method of determining insanity for such purpose.

SENATE BILL NO. 40—By Darnell. An Act repealing Senate Bill No. 113, same being Chapter 25, of the Session Laws of Oklahoma, 1925, relating to architects, and declaring an emergency.

SENATE BILL NO. 41—By Gulager. An Act relating to appearance and to supersedeas bonds in criminal cases; repealing all acts or parts of acts in conflict herewith and declaring an emergency.

SENATE BILL NO. 42—By Mrs. Looney An Act providing per diem and expenses for the members of the State Board of Agriculture for the remainder of the fiscal year ending June 30, 1927, and declaring an emergency.

Senator Gulager introduced the following Resolution, which was read at length:

SENATE RESOLUTION NO. 5—By Gulager.

A RESOLUTION REQUESTING THE SEVERAL COURT CLERKS OF THE STATE OF OKLAHOMA TO FORTHWITH FURNISH TO THE SENATE OF THE STATE OF OKLAHOMA INFORMATION RELATING TO CIVIL AND CRIMINAL DOCKET OF THE DISTRICT COURT OF THEIR COUNTIES.

BE IT RESOLVED by the Senate of the State of Oklahoma:

That the Court Clerks of the several counties in the State of Oklahoma, forthwith furnish to the said Senate, the following information:

1. The number of civil district court cases filed in the office of the Court Clerk since January 1st, 1924, to January 1st, 1927, and,

2. An approximate percentage of the district court jury cases filed in said office since January 1st, 1924, to January 1st, 1927.

3. The number of criminal cases filed in said Clerk's office, beginning January 1st, 1924, to January 1st, 1927, triable in the District Court.

4. The number of criminal cases tried by the jury in the district court of the county, beginning January 1st, 1924, and down to January 1st, 1927.

5. The number of criminal cases now pending in the district court of said county.

6. The number of civil cases now pending in the district court of said county.

7. The number of days of jury court held in said county, beginning January 1st, 1924, to January 1st, 1927.

8. The number of days of District Court without a jury held in said county since January 1st, 1924, to January 1st, 1927.

9. Has the Court fund of your county ever been exhausted whereby you were unable to hold a jury term of court, if so when and to what extent were you delayed in the trial of your jury cases from January 1st, 1924, to January 1st, 1927?

10. How many of your civil cases filed from January 1st, 1924, to January 1st, 1927, were contested divorce cases?

11. How many default divorce cases filed from the 1st day of January, 1924, to January 1st, 1927?

The Secretary of the Senate be required to immediately transmit this resolution to the several court clerks of the State of Oklahoma, and that the said Court Clerks are hereby requested to immediately furnish this information to the Secretary of the Senate of the State of Oklahoma for the use of the said Senators, to enable them to ascertain the condition of the District Court districts in the several counties of the State of Oklahoma.

Upon motion of Senator Gulager, the rules of the Senate were suspended and Senate Resolution No. 5 was taken up for immediate consideration.

Senator Williamson submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Resolution No. 5, by adding after the eleventh numbered sub-division, the following: "12. If more than one District Judge, give number of cases decided by each, separately, stating number of jury and non jury matters by each Judge disposed of."

WILLIAMSON.

Upon motion of Senator Gulager, Senate Resolution No. 5, as amended, was adopted and referred for engrossment.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 31—By Peck and Waldrep. To Committee on State and County Affairs.

SENATE BILL NO. 32—By Andrews. To Committee on State and County Affairs.

SENATE BILL NO. 33—By Andrews. To Committee on Mines and Manufacturing.

SENATE BILL NO. 34—By Thomas of the Senate and Hines of the House. To Committee on Judiciary No. 2.

SENATE BILL NO. 35—By Austin. To Committee on Judiciary No. 2.

SENATE BILL NO. 36—By Johnson (Caddo). To Committee on Fish and Game.

SENATE BILL NO. 37—By Johnson (Caddo). To Committee on Soldiers Relief.

SENATE JOINT RESOLUTION NO. 4—By Johnson. (Caddo) To Committee on Education.

THIRD READING

SENATE BILL NO. 3 was read for the third time at length.

Senator Pullen moved that Senate Bill No. 3 be referred to the Committee on Appropriations, which motion lost.

Senator Reed, following discussion, moved that Senate Bill No. 3 be withdrawn from the calendar and referred to the Committee on Appropriations for consideration, which motion prevailed.

SENATE JOINT RESOLUTION NO. 1 was read for the third time at length.

Upon motion of Senator Andrews, Senate Joint Resolution No. 1 was referred to the Committee on Appropriations, for consideration.

GENERAL ORDER

SENATE BILL NO. 10, by Darnell, was taken up for consideration.

Upon motion of Senator Darnell, Senate Bill No. 10 was stricken from the calendar and referred to Judiciary Committee No. 1.

The following Message was received and read:

TO THE PRESIDENT OF THE SENATE:

SIR:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 1—By Inaugural Committee of the House and Inaugural Committee of the Senate, entitled:

A Resolution making and authorizing an appropriation of not to exceed two thousand dollars from the Legislative Contingent Funds for the purpose of properly decorating the State Capitol for the Inaugural Ceremonies and other Purposes.

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 2—By Hill of the House and Rexroat of the Senate, entitled:

A Resolution Presenting Chief Justice George M. Nicholson his desk chair occupied by him during his term of office,

and to inform you and through you the Honorable Senate that the same has been read for the fourth time, and signed by the Speaker in open session.

Yours very truly,

MORNA IRWIN,

Asst. Chief Clerk.

The Acting President signed Enrolled House Concurrent Resolutions Nos. 1 and 2, in open session, and ordered the same returned to the Honorable House.

The following Message from the Governor was received and read:

TO THE SENATE OF THE 11th LEGISLATURE
OF THE STATE OF OKLAHOMA:

Numerous recess and other appointments having been made since the Tenth Session of the Legislature, the confirmation of which have been withheld up to this time, I have the honor to advise you that I hereby recall the request for these confirmations.

HENRY S. JOHNSTON,

Governor.

Senator Stigler moved that the Senate grant the request of the Chief Executive and instruct its Secretary to return to Governor Johnston all of the unconfirmed executive nominations, which motion prevailed.

Upon motion of Senator Anglin, the Senate adjourned to meet under the rules.

NINTH LEGISLATIVE DAY

Thursday, January 13th, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m. and was called to order by President Pro Tempore Williamson.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 41.

Absent: Rice, Simmons. Total 2.

Vacancy: 1.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

Upon motion of Senator VanDall, the following were appointed as the Committee to correct the Daily Journals:

THOMAS, Chairman,
PECK,
SHEARER.

COMMITTEE REPORTS

The following Committee Reports were submitted and the bills ordered printed and placed upon the calendar:

Mr. President: We, your Committee on Appropriations to whom was referred SENATE JOINT RESOLUTION NO. 3, By Fidler, Rice, and Hill of the Senate, and Singletary, Davis, Graham, Billups, Laskey and Reeves, of the House, entitled:

A Resolution authorizing the Board of Regents of the University of Oklahoma to expend certain moneys in the hands of the State Treasurer to the credit of the University Hospital of Oklahoma for the purpose of erecting and equipping a medical school building or buildings on the site of the medical department of the University of Oklahoma for said Hospital and declaring an emergency,

beg leave to report that we had the same under consideration and hereby return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 14, by Storms, entitled:

An Act relating to the sale of mortgaged personal property, by the mortgagor, with the consent of the mortgagee, or assignee, declaring the proceeds to be a trust fund; making misappropriation thereof, embezzlement, and fixing the penalty therefor,

beg leave to report that we had the same under considration and herewith return the same with the recommendation that it do pass as revised.

AUSTIN, Chairman.

Mr. President: We, your Committee on Municipal Corporations to whom was referred SENATE BILL NO. 22, by Wheatley, entitled:

An Act to amend Section 1, of Chapter 112, of the Session Laws of Oklahoma, 1919, Section 9528, C. O. S., 1921, relating to public libraries, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

FERGUSON, Chairman.

Mr. President: We, your Committee on Municipal Corporations to whom was referred SENATE BILL NO. 23, by Wheatley, entitled:

An Act authorizing cities and towns to establish a fund to be known as a cemetery fund, to be used for the purpose of upkeep, care and beautifying therefor,
beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

FERGUSON, Chairman.

Mr. President: We, your Committee on Judiciary No. 2, to whom was referred SENATE BILL NO. 34, by Thomas of the Senate, and Hines of the House, entitled:

An Act amending Section 2119, of the Compiled Oklahoma Statutes, 1921, relating to crimes and punishments and declaring chicken stealing to be grand larceny,
beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

AUSTIN, Chairman.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 43—By Johnson (Caddo), Clark, Senate, and Reece and McLaury of the House. An Act appropriating the sum of $32,207.94 for the support and maintenance of the Agricultural and Mechanical College of the State of Oklahoma for the remainder of the fiscal year ending June 30, 1927, and declaring an emergency.

SENATE BILL NO. 44—By Johnson (Caddo), Clark, Gray, Looney, Stigler, Anglin, Hill and Reed. An Act relating to the manufacture, sale, giving away, or otherwise furnishing or possessing of any spirituous, vinous, fermented or malt liquor, malt syrup, or malt compound, regardless of its containing any alcohol or not, or soliciting the purchase thereof, advertising the same, etc., and declaring an emergency.

SENATE BILL NO. 45—By Johnson (Caddo), Clark, Gray Looney, Stigler, Anglin, Hill and Reed. An Act amending Section 7007, Compiled Oklahoma Statutes, Annotated, 1921, relating to the keeping of a club room for the purpose of disposing of liquors the sale of which is prohibited by the laws of Oklahoma.

SENATE BILL NO. 46—By Johnson (Caddo), Clark, Hill, Reed, Gray, Looney, Stigler, and Anglin. An Act amending Section 7018 Compiled Oklahoma Statutes annotated 1921, relating to officers disposing of intoxicating liquors seized by order of the court.

SENATE BILL NO. 47—By Johnson (Caddo), Clark, Gray, Looney, Stigler, Anglin, Hill and Reed. An Act amend-

ing Section 7, Chapter 42, of the Session Laws of the special session of the Legislature, 1924, page 44, fixing the penalty for the violation of the law relating to stills, distilleries, mash, wort, wash fit for distillation or for the manufacture of beer, wine, distilled spirits, or other alcoholic liquor, and declaring an emergency.

SENATE BILL NO. 48—By Johnson (Caddo). An Act amending Section 3, Chapter 16, of the Session Laws of the regular session of the Legislature 1923, page 22, relating to driving a motor vehicle while under the influence of intoxicating liquor, and declaring an emergency.

SENATE BILL NO. 49—By Johnson (Caddo), Clark, Gray, Looney, Stigler, Anglin, Hill and Reed. An Act relating to searching automobiles, aircraft or any other vehicle or conveyance transporting any liquor, the sale of which is prohibited by the laws of Oklahoma, or any still, worm, still or any vessel or container containing any such liquor, without a search warrant.

SENATE BILL NO. 50—By Johnson (Caddo). An Act relating to the prosecuting witness in any criminal case being permitted to employ an attorney or attorneys to assist the county attorney in the performance of his duties in any criminal action under the laws of Oklahoma.

SENATE BILL NO. 51—By Johnson (Caddo), Clark, Hill, Reed, Gray, Looney, Stigler and Anglin. An Act relating to the use of evidence seized with a search warrant, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 5—By Anglin. A Resolution transferring and re-appropriating certain balance of funds appropriated at the regular session of the Tenth Leg-

islature of the State of Oklahoma, for the Bureau for Preparation of Budget, for the fiscal year ending June 30, 1926, declaring an emergency.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 38—By Stigler. To Committee on Judiciary No. 1.

SENATE BILL NO. 39—By VanDall and Otjen. To Committee on Judiciary No. 1.

SENATE BILL NO. 40—By Darnell. To Committee on Judiciary No. 2.

SENATE BILL NO. 41—By Gulager. To Committee on Judiciary No. 2.

SENATE BILL NO. 42—By Mrs. Looney. To Committee on Appropriations.

The President Pro Tempore announced there were matters on the President's desk for consideration by the Senate, in executive session.

Upon motion of Senator Rexroat, the Senate closed its doors and went into Executive Session.

The Senate reassembled in open session and was called to order by its President.

The following communication, from Hon. H. T. Laughbaum, Superintendent of the Oklahoma Department of the Anti-Saloon League of America, was read:

Hon. W. J. Holloway,
Lieutenant Governor,
Oklahoma City, Okla.

Dear Mr. Holloway:

"Pussyfoot" Johnson will speak at a Community Meeting in the First Presbyterian Church, Oklahoma City, on Sunday, at 3 p. m.

Governor Henry S. Johnston will preside.

This will be the 7th anniversary of the 18th Amendment. Please extend a cordial invitation to the members of the Senate to attend the meeting.

Very cordially yours,

(Signed) H. T. LAUGHBAUM, Supt.

The following Message from the Governor was received and read:

To the Honorable Senate and
House of Representatives,
State of Oklahoma,

BUILDING.

Gentlemen:

One of the ideas I embodied in my primary and general election campaigns was that we should take a very advanced stand in the matter of Industrial and Manual training in our

common schools and colleges. My Message will cover this matter rather fully and in aid of the idea which I have in mind, I wish to ask you to listen to one or two outstanding demonstrators of this kind of work. I have in mind as one of the best in America, Rev. John Brown, whose schools are located at Siloam Springs and Sulphur Springs, Arkansas.

May I ask that you invite him to come here and address a joint session of the Legislature and I would be pleased if at the same time you would invite the teachers of the several teachers' colleges to attend and listen to his lecture. His work marks a high spot in education and is one of the greatest pieces of construction demonstrated that our country has yet produced. I commend him and his ideas to your very careful consideration.

He has indicated to me that he would be available on the forenoon of February 10th and I trust it will meet with your approval to set apart that forenoon for his lecture in some appropriate assembly hall where the members of the Legislature, the state officers and prominent teachers and other educators may attend.

It might be well to let the invitation be general to the people of the state.

I would be pleased to hold a conference with either your presiding officers or committee of each of your two houses with a view to furthering such an arrangement.

Trusting this matter meets your approval, I am,

Truly yours,

HENRY S. JOHNSTON,

Governor.

Senator Austin moved that the Senate accede to the request of the Governor, which motion prevailed.

Senator Austin moved that a Committee of three be appointed to confer with the Governor and the Honorable House, and make necessary arrangements, in carrying out the request contained in the Governor's message.

The motion prevailed and Senators Austin, Rexroat and Hill were appointed.

Upon motion of Senator Rexroat, the Senate adjourned to meet under the rules.

TENTH LEGISLATIVE DAY

Friday, January 14th, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Fidler, George, Goodall, Graham, Gray, Gulager, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 39.

Absent: Ferguson, Hill, Shearer. Total 3.

Excused: Rice. Total 1.

Vacancy: 1.

The President announced a quorum present.

Prayer was offered by Reverend Mobley, of the First Christian Church, Oklahoma City.

A communication was read, signed by Mrs. R. W. Skinner, President, requesting the wives of legislators to meet in the Blue Room, of the State Capitol, Monday p. m., at 3 o'clock, January 17th, for the purpose of a reviving the activities of the Ohoyahoma Club and the election of new officers.

Senator Rexroat moved that a committee of 3 be appointed to notify the Honorable House that the Senate is ready to meet in Joint Session, for the purpose of hearing a Message from the Governor.

The motion prevailed and Senators Rexroat, Gulager and Marshall were appointed.

Senator Gulager moved that, when the Senate adjourns today, it adjourn to meet under the rules on Monday January 17th, which motion prevailed.

Senator Johnson (Caddo) moved that the hour of 2 p. m., Monday, January 17th, be set aside for the purpose of hearing Miss Frazier, National Speaker for the National Womens' Temperance Union, which motion prevailed.

It was upon motion of Senator Graham that Mr. A. C. (Eck) Robertson, an American violinist and Victor artist, was invited to entertain the Senate, following which a vote of thanks was extended the entertainer.

Senator Gulager, on behalf of the Committee appointed to notify the Honorable House that the Senate was ready to meet in joint session, announced the duty performed, stating that the Honorable House would receive the Senate at 2:30 p. m.

The report was received and Committee discharged.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 52—By Boyer and Ferguson of the Senate and Brown of the House. An Act regulating abstracting and declaring an emergency.

SENATE BILL NO. 53—By Thomas of the Senate and Hines of the House. An Act relating to the distribution of certain funds in counties having a population of not less than 22,237, and not more than 22,250, as shown by the last federal census, and declaring an emergency.

SENATE BILL NO. 54—By Committee on Agriculture. An Act making an emergency appropriation to be used by the State Market Commission for the fiscal year ending June 30, 1927, in the inspection of farm products and declaring an emergency.

SENATE BILL NO. 55—By Looney and Reed. Sections 1 and 2, Chapter 127, Oklahoma Session Laws, 1923-24. An Act relating to the introduction into this State of tubercular cattle and to the prevention and eradication of tuberculosis in cattle, authorizing the State Board of Agriculture to promulgate and enforce rules and regulations, etc., and declaring an emergency.

SENATE BILL NO. 56—By Waldrep. An Act amending Sections 6126 and 6132 of the C. O. S. of 1921, governing general elections, fixing the time and place of holding same, the organization of precinct election boards and repealing all laws or parts of laws in conflict herewith, and declaring an emergency.

SENATE BILL NO. 57—By Stewart—An Act providing for the selection of one or more alternate jurors in felony cases to serve as jurors in cases of inability of a regular juror, and how the alternate jurors may be chosen, their rights and duties, and declaring an emergency; and repealing all Acts, laws and parts of Acts and laws in conflict herewith.

SENATE BILL NO. 58—By Committee on Agriculture. An Act amending Section 3689, C. O. S. 1921, relating to quarantine and inspection for foot and mouth disease; providing authority for federal inspectors, requiring the slaughter of diseased and exposed animals, and compensating the owners thereof; providing a penalty for violation hereof; repealing all acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 59—By Rexroat. An Act repealing Sections 9731, 9733, 9734, 9735, 9736, 9737, 9738 and 9740, Compiled Oklahoma Statutes, 1921, and Sections 1, 2 and 3, Chapter 158, Session Laws, 1923, and providing that all real estate on which taxes are delinquent shall, after due advertisement, be offered for sale and sold to the county in which said real estate is located.

SENATE BILL NO. 60—By Pullen. An Act repealing Sections 3312 to 3319 inclusive, of the C. O. S., 1921, abolishing the county court at Davis in Murray County; requiring all books and records thereof to be delivered to the county clerk of said county; providing for the future disposal of all cases now pending in said court, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 6—By Committee on Agriculture. A Resolution relating to the eradication of ticks in certain counties in this State, making it the duty of the State Board of Agriculture to supervise the work there-

of, making an appropriation therefor; and declaring an emergency.

Senator Austin submitted the following Senate Concurrent Resolution, which was read at length:

SENATE CONCURRENT RESOLUTION NO. 3—By Andrews, Austin and Waldrep.

A RESOLUTION AUTHORIZING AND DIRECTING AN INVESTIGATION OF CERTAIN ELECTIONS AND ELECTION CONDITIONS EXISTING IN THE STATE OF OKLAHOMA; PROVIDING FOR A COMMITTEE FOR SAID PURPOSE AND MAKING OTHER PROVISIONS WITH REFERENCE THERETO.

WHEREAS, information has come to the legislature indicating that the due and orderly procedure incident to the holding of elections in certain counties of the State has been interfered with, and, it appearing that sufficient reasons are shown justifying an orderly and legal investigaiton to ascertain the correct and true state of affairs in the matters mentioned; and

WHEREAS, a continuation of this condition, if true, will result in serious invasion of the sovereignty of the State; and

WHEREAS, it further appears that these Bodies are possessed of the privilege of investigating matters of general concern to the people of the State and, upon proper showing, to submit recommendations to the executive and administrative officers of the State to the end that law and order shall prevail; and

WHEREAS, it further appears that by reason of the foregoing the legislature should, by proper committees, make an investigation of such conditions and ascertain the real facts,

NOW, THEREFORE, BE IT RESOLVED, by the Senate of the State of Oklahoma, the House of Representatives concurring therein, that there be, and there is hereby ordered to be made, an investigation of said matters and a full and complete finding and report thereof made to the legislature.

BE IT FURTHER RESOLVED, that the Speaker of the House of Representatives is hereby authorized and instructed to appoint a committee consisting of three members of the House, and the President of the Senate is hereby authorized and instructed to appoint three members of the Senate; said members of the House and Senate to constitute a joint committee fully authorized to make such investigation and report.

BE IT FURTHER RESOLVED, that the committee hereby appointed is fully empowered to subpoena witnesses, to enforce their attendance, to punish for disobedience of the processes which may be issued by said committee, and to secure all such services as may be necessary to carry out the purposes of this resolution.

BE IT FURTHER RESOLVED, that the Attorney General of the State of Oklahoma and other State officers of the State empowered with authority to administer the laws are hereby instructed and directed to cooperate with and to aid such committee in its work in making such investigation.

BE IT FURTHER RESOLVED, that the Bureau of Investigation and Identification is hereby placed at the disposal of said committee for said purpose, and said Bureau and all the individuals and officers thereof are hereby in-

structed to work with said committee and to enforce its orders and to render all aid possible to said committee in its investigation.

BE IT FURTHER RESOLVED, that the expense in making such investigation shall be payable from the appropriations made for the contingent expense of the legislature.

Upon motion of Senator Andrews, Senate Concurrent Resolution No. 3 was taken up for immediate consideration.

Senator Otjen submitted the following amendment:

Mr. President: I move to amend Senate Concurrent Resolution No. 3, line 1, page 2, by adding after the word, "matters," and before the word, "BE," line 3, the following: "and to fully and thoroughly investigate all other charges of fraud, election law violations and election irregularities whether in either the primary or general elections in 1926, and make a full and complete finding and report thereof to the Senate."

OTJEN.

Senator Williamson, as a substitute, submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Concurrent Resolution No. 3, line 3, page 1, by striking the word, "of," after the word, "holding," and inserting after the word, "holding," the following, "and the results of primary and general."

WILLIAMSON.

Upon motion of Senator Rexroat, Senate Concurrent Resolution No. 3, as amended, was adopted and referred for engrossment.

The following Message from the Honorable House was received and read:

TO THE PRESIDENT OF THE SENATE,
SIR:

I am directed by the House of Representatives to return herewith—

ENGROSSED SENATE BILL NO. 8—By Anglin, entitled:

An Act making appropriation to pay the mileage and per diem of members of the Senate and House of Representatives of the Eleventh Legislature, salaries of officers and employees and contingent expenses, and declaring an emergency.

and to advise you and through you the Honorable Senate that the same has been passed by the House and signed by the Speaker in open session.

Yours very truly,

MORNA IRWIN,

Asst. Chief Clerk.

Engrossed Senate Bill No. 8 was referred for enrollment.

The hour of 2:30 p. m., having arrived, upon motion of Senator Rexroat, the Senate repaired to the Honorable House, to hear the Message of the Governor.

JOINT SESSION

The Senate and House of Representatives, in Joint Session, was called to order by the President of the Senate.

A quorum of both Houses being present, the President of the Senate declared the joint session duly organized and ready to receive the Governor, whereupon Governor Johnston appeared and after being introduced by the Presiding Officer, read the following Message:

To the Honorable, the Senate, and Members
of the House of Representatives,
of the State of Oklahoma,
Eleventh Legislature:

I herewith submit to you a special message in reference to your own procedure.

Up to this time I have not even heard an insinuation of the slightest improper conduct on the part of either body and no indications of improper methods by any Senator or Representative, nor by any clerk or employee, nor by any officer, nor by any visitor or agent or representative of any interest in attendance upon this session. The request that I here make is based upon my own experiences in the past, teaching me some of the fundamental essentials to fair dealing and to holding the name of each and every member, and the Legislature as a whole, high above every aspersion or even the slightest insinuation as to conduct and procedure.

I ask each House to adopt a rule against using applied roll calls on any bill or measure, also against any subterfuge, fraud or deception or any other practice than that of the roll call on the bill as passed. It is the duty of every member and of every clerk or other employe to be constantly on the alert to see that no influence of the lobby or of any member who might be laboring under a mistaken apprehension of his rights to indulge in any such practice, as each measure which is the result of the joining proceeding of those the law clothes with authority to act.

This is in the interest of common honesty among members and fairness to your constituents. A man's vote should

be recorded as he votes and should not be recorded is he does not vote.

One of two things must be sure. Either some prior Legislatures have cared but little for the laws of the State or they have been grossly misrepresented and scandalized. Much public talk has stated that there have been many instances where engrossed and enrolled bills were completely re-written or where certain sections had been taken out and others substituted without the action of each house of the Legislature thereon.

Former legislators realizing this tendency as a common weakness of humanity and to shelter this State as a State and the different bodies as a whole and to protect the law-making agencies and the legislative function of government from those who, because of their high authority or for any other reason, might deem that they had special privileges in such respects, and also to insure purity of legislation, have adopted very timely provisions tending to protect your bodies from infractions of this nature.

The provisions of the Statutes which I refer to are as follows:

"Section 1585. ALTERING DRAFT BILL. Any person who fraudulently alters the draft of any bill or resolution which has been presented to either of the houses composing the Legislature, to be passed or adopted, with intent to procure it to be passed or adopted by either house, or certified by the presiding officer of either house, in language different from that intended by such house, is guilty of a felony."

"Section 1586. ALTERING ENGROSSED COPY OF BILL. Any person who fraudulently alters the engrossed copy or enrollment of any bill which has been passed by the Legislature, with intent to procure it to be approved by the Governor or certified by the Secretary of State, or printed or published by the printer of the statutes in language different from that in which it was passed by the Legislature, is guilty of a felony."

"Section 1591. PENALTIES. The conviction of a member of the Legislature of any of the crimes defined in this article, involves as a consequence, in addition to the punishment prescribed by this code, a forfeiture of his office, and disqualifies him from ever afterward holding any office under this State."

It may be very important to pass some measures which some member may feel that the State can ill afford to lose. On the other hand, no legislator can well afford to deliberately violate the criminal laws of the State. And if it requires such drastic measures as that to secure legislation, it would be infinitely better to hold the legislature back a few days while these very salutory requirements of the law are being complied with. To follow any other course is to substitute the will and rule of a few members or of a little self-constituted committee of members or officers for the solemn and dignified methods and processes by which the people themselves express their voice and vote.

The legislature as a whole, when uttering its declarations in the form of enactment, stands for and constitutes the visible, the authorized legal expression of the popular voice. The work of those who would mutilate, modify, change, suppress or substitute, or advance their own private schemes by changing bills is not more creditable than the work of a

counterfeiter, a forger, or a mutilator of currency. We cannot bring pure and sweet water and murky, bitter water from the same fountain at the same time.

THE FORUM VERSUS THE LOBBY

A Legislature is in the highest sense of the word the assembly house of the people. You are their delegates, their spokesmen, and in your hands there have been placed the hope, the trust, the welfare, the happiness of the people. The authority vested in your hands is that which they have chosen to delegate to you for their welfare. My authority as Governor of Oklahoma is a trust for the administration of those things deemed for the public good.

Your sessions not only deliberative bodies in which you determine the course of policy for you to follow and pursue, but in arriving at those conclusions you are, in the highest sense of the word, exercising judicial functions. You are jurors in hearing facts, referees in forming conclusions, and judges in rendering decisions. In that high and exalted sense your committee hearings and investigations should be a forum of logic and a refuge of justice.

From the force and authority thus committed to your keeping, have flowed numerous offices, commissions and bureaus and other exercising administrative, judicial and in a sense legislative functions. With power comes responsibility. The greater your power and authority, the higher the necessity that your hearts be inclined unto wisdom.

And it should be your utmost happiness and eternal Joy that dignity, honor and wisdom may flow from your

tribunal, blessing the source from whence it comes and those upon whom it descends.

Every honest person, every honest association and every honest corporation, should be ready and willing to come into the open and in your forum, present their claims and their just cause who court the publicity that shines round a proceeding of that character. The presence and appearance of the lobbyist, the one seeking the hired interview, the paid lobbyist who screens his identity, those who hang around the hotel lobbies and lurk in the corridors and invite you into the seclusion of their rooms, those who lurk in the corridors of the State House and hold out the lure of sociability, distinction, entertainment and amusement, to absorb your attention while they indoctrinate you with ideas unfriendly to the people and woo and win you from the exalted ideals which you held before your constituency while you were obtaining their suffrage, bode no good to you, to this administration, to law and order, or to the welfare of the people.

LOBBY

The English language is barren of terms sufficient to describe the infamy of corporations who employ legal talent to pervert and subvert the noble profession of the practice of law into using arts and subterfuges, devices, and artifices whereby greed can incorporate, exist and operate by virtue of organized society and then cheat and defraud its protectors and defenders of even a semblance of a just contribution toward the expense of maintaining law and order and a well-ordered and regulated society in which to transact its business. Let the Legislature turn a deaf ear to the forces of the lobby, to every cash consideration, to the purchasing power of influence, to the wheedling and coaxing of

their special agents, who with intimidating air and atmosphere of patronizing superiority or supercilious innocence, throng the Legislature. Let each legislator stand faithful by the plain, candid honest rights of his constituency and as the advocate of the square deal.

For the lobby is in our midst, it is encamped around the capitol, its emissaries mingle freely in our corridors and committee rooms, they accost us on the street, they mingle with us in hotel corridors, they mold and shape the bent and trend of public sentiment, they set individuals, classes, and elements of the Legislature one against the other, they raise up artificial issues with which to divide honest men, they insidiously cultivate a fasle atmosphere in newspapers, they spread poisonous propaganda among our constituency with a view to winning you from the ways of rectitude and luring you into the household of abomination. And if you fail to yield to their wiles, they will attempt to so castigate your reputation for intelligence and so traduce your reputation for honesty, or to engender fear of reliance upon your own judgment to the end that you will yield to their enticements and their subtle force, rather than face the jeers of a public opinion which has been created by their infamous tactics of misrepresentation and deceit.

Let me counsel you now "envy not the oppressor and choose none of his ways."

I have not the slightest enmity or ill will towards corporations whatsoever, and I am not making an attack upon such, nor am I jealous or envious of wealth.

But I do hate perverse conduct whether it be in legislation or in the judgment of courts or juries. "A false balance is an abomination to the Lord but a just weight is His

delight." In that spirit I ask you to adjust the balance and weigh the equities and render judgment accordingly. And when I observe the index finger of the balance pointed to the zenith, it will symbolize the plumb line of rectitude and you should have earned the plaudits of just and upright men and righteous legislators. I shall be satisfied, and the people will rejoice.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

To the Honorable, the Senate, and Members
of the House of Representatives,
of the State of Oklahoma,
Eleventh Legislature:

As indicated in my first message or inaugural address, it is to be my purpose and policy to address to you from time to time a series of messages embodying one or more subjects, suggesting such program or programs as I deem to be for the best interests or benefits of the people of the State.

And to that end I am herewith transmitting for your consideration the following message on the subject of weak schools and school aid, and also pointing out to you certain available methods of taxation. These for your aid in preparing to raise revenue with which to support such weak schools, and also to raise revenue which will be of great aid to the State in supporting greater State activities, such as building highways and supporting our higher educational and other institutions.

WEAK SCHOOL AID

Notwithstanding the splendid majesty of the school system of this State, the magnificent endowment in lands and public moneys, our present system has been so organized and operated as to leave many of our children with practically no provision whatsoever for their education.

Many remedies have been suggested, against one of which I wish especially to warn you, i. e., the county unit system. This system prevails in many southern states, principally because of the necessities growing out of the separate school problem.

The second warning which I would give you is that, except as a matter of temporary expediency, under no circumstances must we permit the burden of support of the weak schools to fall upon real or personal property. Ad valorem taxation today constitutes the highest proportion of taxation in the State. And there is much of unjust discrimination in said respects which this Legislature should either rectify or at least initiate.

To unload other or further taxation upon our lands, our homes, wearing apparel, personal property or household effects is to pursue a policy which has already been grossly abused.

This third hazard against which I warn you is that the weak school problem should not be deferred until all others have gotten their appropriations and have gone their respective ways satisfied. If you put the appropriations for public affairs, the departments of state, the institutions, the colleges and the University through the Legislature first, the Senators and Representatives who are peculiarly tied to

the welfare of their several institutions, and also the organizations which these institutions and the towns and cities in which they are situated to a certain extent maintain, would go away satisfied and lose their interest in the general program of the apportionment of money and the distribution of benefits.

It is well, therefore, to say to these and each of them, "stand aside until we pass a portion of relief and benefit to the education-hungry child of the dependent families and weak school districts of the State."

Mindful of these three warnings and safeguards, turn them to the school system:

1st. Let us place before the Educational Committees and the Committees on Taxation and Public Revenues—

A. The GREAT NEED of several hundred school districts wherein reside many thousand children without sufficient revenues to maintain schools, shown by a survey giving us all the facts.

B. A SURVEY OF THE REVENUES and estimates already available without further action on the part of the State.

C. THE CAUSES which have led to this condition.

D. THE MEANS of producing revenues to meet the demand.

E. THE EQUITABLE DISTRIBUTION AND APPORTIONMENT of the moneys so raised.

F. The necessity of guarding an improper apportionment of benefits of the weak school fund by requiring the valuation and appraisement of property in such districts to be fairly commensurate with that of other property of the State and that such district levy the full amount, i. e., the 15 mills. authorized by law, before receiving aid.

As to (A)—THE NEED—You should load the principal burden upon our State Superintendent of Public Instruction, and take him into your counsel and confidence and make him your minister and servant, whereby we may be possessed of accurate statistical information.

As to (B)—THE SURVEY OF REVENUES—I would bring the State Treasurer, the State Auditor, and the State Superintendent of Public Instruction, and the Budget Officer into conference with a view of determining what revenues we now have which may be given to such use without imposing additional burdens of taxation.

Under (C)—THE CAUSES—There should be a knowledge acquired of the geographical area and the topographical and industrial character of the properties within the State, and a comprehensive knowledge of the possible sources of revenue, local to the district.

In that connection an examination of the records of the county in which the district is located, to ascertain if such county has been approximately performing its duty in the assessment and equalization of values, in the levy of taxes, and in the enforcement of tax collections and raising of revenues with which it should be properly charged.

The county as a whole should be appraised, and an aid to understanding the attitude of the people and their willing-

ness to do their best to provide for their own schools, and their willingness by all proper means to utilize for themselves their own available resources.

Under (D)—MEANS OF PRODUCING REVENUE, my recommendation is that we provide:

1st. A sales tax upon certain luxuries.

2nd. That we create the franchise tax mentioned in my message under the subject of taxation, and set a definite portion of the same over to the use and benefit of the weak schools of the State.

3rd. That the funds derived from assessing various corporations that are escaping taxation be apportioned, 1st, to the weak school fund of the State insofar as necessary in augmenting the revenues required for such purposes.

4th. That where a re-sale of real estate is conducted by the State because of failure of county officers to conduct the same, that the funds derived from such resale shall be set over to the county school fund of the county where such land is sold and shall be thereby permanently relinquished by the county from its other funds for the purpose of aiding and augmenting the weak school fund as by law provided.

5th. That in all cases where the county has failed to list property for taxation for as much as one year and such property is discovered and placed upon the tax rolls by tax ferret or by other means or agency after the expiration of the fiscal year wherein and for which the same should have been listed and taxed, that the county shall be deemed to have waived such taxes in the interest of the weak school

fund of the State. And that the revenues from such omitted property when discovered and placed upon the tax rolls shall be transferred to the weak school fund and apportioned to the weak schools of the county from whence derived, if there be such weak schools, and if not, then to the general weak school fund of the State.

Under (F) — NECESSITY OF GUARDING AGAINST AN IMPROPER APPORTIONMENT, it is imperative that our present unsystematic and therefore thoroughly unscientific manner of assessment, should be systematized.

I refer to the fact that under the present law and the law as now administered, there is practically no method by which assessment of property in the different counties of the State is or may be approximately the same. In fact, under our present law and lack of system, assessment of property in one county is made on the basis of 100% of real value and on the same actual market valuation of same character of property in another county is made on a basis of from 10% to 40% of its actual market valuation. So that the same character and valuation of farm land in Kay County may be $100.00 per acre and in Pottawatomie County $20.00 per acre, or vice versa.

This is caused by the fact that the State Board of Equalization either does not have the authority to equalize assessments or does not use it. It is well known that they do not have any agency at their command to ascertain whether a return of assessment fairly or accurately appraises the values of porperty assessed or even properly lists the same or to make a survey as to whether valuations for assessments are alike throughout the State.

I recommend, in this connection, that the present statute giving authority, power and duties to the State Board of Equalization be amended and modified so as to provide the means of correcting this grievous condition and unscientific system.

Under the present law, the State Board of Equalization sends out forms upon which assessments are to be returned by the various public service and public utility corporations of the State, and each corporation makes its own return direct to the Board. There is no provision for this return and report to be supervised or gone over, revised or changed by the County Assessor. Nor does the State Board of Equalization have any means or agency whereby to ascertain whether the report is correct, accurate or complete. This is placing in the hands of the corporations the opportunity and means of obtaining an unfair advantage in assessment.

Further, in placing in existence some means of checking these reports it might be well to provide for the filing on the part of said corporations of maps, plats and full descriptions of all property owned by them, at tax assessing time, under forms provided for that purpose, universal in their application, with a penalty of an added percent to be put upon taxes when finally levied for their failure to so file the same, or failure to fully and accurately disclose and describe their property.

Foundational to obtaining the benefits of the enactment in relieving poor and weak schools, and pre-requisite to the participation in the benefits of the fund created therefor, I recommend that survey be taken which will involve a report of each separate school district and also of the State and County Superintendents of schools on the following items:

1. The name, number and location of each school.

2. The number of months taught.

3. The number of teachers employed.

4. A list of the teachers, their grade, their classification, the number of hours used in teaching, the professional standing of such teachers, the number and nature of the subjects and the number of pupils per subject, being taught by such teacher.

If such district has a superintendent and if such superintendent is also a teacher and if so, the number of subjects and the hours employed by such superintendent in actually teaching, and the subjects taught by him.

6. If such district has a principal or more than one principal, the duty of such principal or principals, showing the exact number of hours and nature of the subject and number of pupils per hour being taught by such principal or principals.

7. The wages, salary and compensation of each superintendent, principal, teacher, janitor or other employe drawing money from such district and each and every other fact and thing to enable the State to have a complete survey of the justice of appropriating funds to such district.

8. The expense of fuel and other incidentals.

9. The size and seating capacity of each school house.

10. The number of pupils per room, and the number per teacher.

11. The number of pupils of school age within the district who are not in attendance in school.

12. What, if any town, or village or city of any class may be included within or constitute such school district, or any part thereof.

13. Whether or not the same is a rural, consolidated or independent school.

14. Many small districts are now being maintained which could be united without infringing any right or impairing local self-government. Their service value would be increased, the cost of maintaining the larger unit being less than the multiple cost of numerous minor units.

The present period of improved roads and modern methods of travel have cut the delay and obstructive interference of distance to less than half. Additional library and recreational equipment and other facilities, larger units of co-operation, and a better class of teachers, would result from such uniting of districts.

If a substantial part of the revenue for weak schools is to be furnished by the State at large, such dependent school districts should not be allowed to unnecessarily add to the cost nor to foster that selfish spirit which, because of some local desire, would insist upon asking for the benefits from the State and at the same time refuse to co-operate by taking proper steps to allow the greatest possible economy.

The office of State Superintendent of Public Instruction has been largely limited to that of an educational advisor, and given little if any executive or ministerial power. The execution of the foregoing program should largely fall upon

the State Superintendent. To enable him to effectively perform the same he should be clothed with proper and sufficient power to act. And it is my recommendation that this be kept well in mind in drafting the legislation therefor.

WEAK SCHOOL FUND

I recommend that a separate fund be constituted in the hands of the State Treasurer, to be known as "The Fund for Common School Aid," or "School Aid State Apportionment Fund," which should be kept in the State Treasury except as remitted to the county treasurers for disbursement under such weak or dependent school district requirements.

I further recommend that the State Superintendent of Public Instruction be authorized and empowered to assemble all facts and information, and that he, the State Treasurer and the State Auditor, shall apportion the funds for distribution and in conformity to the provisions of your legislation.

I further recommend that, as moneys are collected in the fund, that it be paid to the County Treasurer for such local use on the first days of August, November, February and May of each year. And that such County Treasurer shall as soon as practicable apportion the same unto the several districts entitled to share therein.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

To the Honorable, the Senate, and Members
of the House of Representatives,
of the State of Oklahoma,
Eleventh Legislature:

I believe in and am committed to free text books for all of the children of the State. Such should be the policy of the State. It should be as well recognized and as fully established as the free school system itself. About thirty states have it in force and effect, most of which have had it for many years, in some of which it works well, in others ill.

The Legislature of 1923 passed a free text-book law. The Legislature of 1925 repealed it. The repeal was suspended by a referendum. On the referendum vote through failure to get a majority, the 1925 repeal became effective.

It is claimed by the friends of free text books that this measure, like several others pending at the time, was lost because of its being submitted at a time when numerous other weighty matters were being presented, and through the different diverse interests opposed to the several measures pooled their strength in a general effort to get the people to vote "No," whereby the opposition to different measures to a considerable degree aided the opposition to others. There is much in this latter contention.

But there was still another reason for abolishing the system as then in force. And that is that the method of its administration had been virtually turned into a complicated and expensive system.

For instance up to the eighth grade arithmetic was divided into six books, geography into six books, grammar into six, and six books in history; making 24 books in all. Thereby ruthlessly and needlessly piling up the cost of such book system. Numerous other insurmountable difficulties to the system then in vogue were everywhere apparent. The system so in force was such that although I am one of the strongest advocates of the free text-book system, I opendly endorsed the principle and at the same time openly advocated the repeal of the law.

I ask you now to vigorously undertake the problem of again establishing the free text-book system in this State, one which shall be more economical and at the same time less complicated. And that you adopt the legislative provisions necessary to safeguard it from the abuses which became the outstanding characteristics of the former law.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

To the Honorable, the Senate, and Members
of the House of Representatives,
of the State of Oklahoma,
Eleventh Legislature:

SCHOOL BOOKS—ADOPTION OF

Our policy has been to re-adopt our school books every five years. And the Legislatures have unfortunately deferred

action on such adoption until the term time immediately preceding the necessity for the change.

I recommend that in the matter of selection of school books we now enact a law authorized the Governor of the State to assign the subject of book examination to the heads of the faculty, the teacher and student body of our universities and colleges, and other educators of the State, as he may deem best, whereby school books may be carefully examined, read and approved before the commission of adoption actually begins its labor, that they may thereby have analytical reports on the several text books laid before such commission.

Action without knowledge on which to base the same is unwise, unscientific, usually productive of little good, and frequently positively harmful.

We have a good standard of textbooks in this State and I would not slur, or disparage the same. But notwithstanding their excellence they are capable of vast improvement.

To expect a textbook commission to be constituted by the Legislature in the spring of 1929 to examine and select books and adopt the same in time for their use by schools in the fall of 1929, is but little more than a farce. Men of affairs have business of their own and the most conscientious and industrious men in the world cannot efficiently serve and produce good results under the strain and congestion this places upon them.

The examination should begin in the spring of 1927 and continue over a period of two years under a policy similar to the following:

The Governor of the State should assign to superintendents, principals and county superintendents, and superintendents and principals in the cities, towns and counties, the task of reading and comparing the primers, the first, second and third readers, and other departments of study set apart to the beginning grades; a like task of study, comparison and examinations as to intermediate readers should be assigned to another group of teachers; that the highest readers, the histories, the study of constitutions and civil government, should be assigned to another group, and the grammars, rhetorics, books of etymology, literature, nature and kindred subjects should be assigned to a third group of examiners, that mathematical subjects should be treated in like manner. In this way and from the services of at least 100, 200, or 300 and perhaps 500 teachers would be involved in the examination of the books and over against the examination made by some would be set the examinations made by others competitive groups, with the duty imposed upon such examiners not only to read and compare the respective books but to read and compare each lesson in the competitive books.

Books for examination should be furnished by the competing book companies through the Governor's office. The Governor should keep secret the names of the persons who had been selected to examine each different set of books with a view of preventing bribery, corruption, solicitation and undue influence over such persons.

Among other persons selected to make such examination should be students from among the juniors and seniors and the last year's graduates of the teacher's colleges of the state, and as to civil government, history and constitutional law, outstanding members of the legal profession, especially those who have engaged in service of a public nature, on philosophy,

hygiene, nursing, care of children, and similar subjects, prominent Red Cross nurses, matrons and superintendents of hospitals, physicians, surgeons, osteopaths and chiropractors.

It may be urged against this plan that it will be excessively expensive. This may be readily anticipated. Those engaged in the profession of teaching who would not have the patriotism to so serve and give their time thereto are unworthy of the high calling which they attempt to follow, and while we would take care of expenses, express, transportation, etc., there should be no compensation to any examiner unless it might be a small per diem allowed while necessarily away from home or place of business at the request of the Governor.

In addition to making the reports as to books, the reason why the selection is made and the preference given should be set out in sufficient detail that such report shall constitute an exposition of the merits of the book advocated and a distinguishing between the same and the competitive books, whereby the merits of each may be fairly known according to the standard of such examiner.

Among other provisions should be one that any book company which interferes with, distributes or solicits the special favor of any such examiner or tries to bring any personal influence to bear upon any such examiner shall thereby forfeit the right to have his books considered, and the employment of any lobbyist, secret agent or personal representative shall forfeit the right to have such book company to do business within the State or to collect any account or bill within the State or any subdivision or municipality thereof, or any board of education within the state, and the person who employs and the one so employed shall each be guilty of a felony.

Numerous abuses have grown up on this subject. When an adoption is pending many agents of book companies appear on the scene and literally beset the commissioners with their solicitations for the adoption of their particular line of books. Not satisfied with their agents' efforts, the book companies suborn numerous school teachers, some of them rising to as high as the station of a superintendent of schools, by paying them money and providing their subsistence and expenses to come to the Capitol and lobby with the Commission and to advance certain selections.

They in addition circularize their communities, whereby teachers, boards of education, and patronizing public are signed to requests upon which their knowledge is not even half formed. There is no substitute for common honesty, for morale, or for pride in public or professional standing and a spirit of equity. And since such companies will not observe the tenets of the commonest kind of morality, it would be well for this Legislature to prohibit those nefarious practices by outlawing the companies engaged therein and providing for the cancellation and dismissal in disgrace of any teacher, superintendent or any member of any board of education, who receives or accepts any transportation, board, expense money, or gift, or other consideration, or anything of value, from any school book company or any agent thereof, without written disclosure of same to the Governor of the State, the State Superintendent of Public Instructions, the Attorney General of the State, and the County Attorney where such person resides and the County Attorney of the county where such person is engaged in teaching school. Proper provisions safeguarding against indirect payment of such bribes should also be adopted.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

To the Honorable, the Senate, and Members
of the House of Representatives,
of the State of Oklahoma,
Eleventh Legislature:

VOCATIONAL AND INDUSTRIAL TRAINING IN SCHOOLS AND COLLEGES

In this age of real and assumed scientific wisdom, with its concomitant of modern skepticism, we have a tendency to ignore or scout the deep insight into great ultimates of nature possessed by early writers of the Bible.

Whether we wish to or not and regardless of all our conduct and our evasion thereof, the great Commandment delivered to humanity when man was pushed out of the garden of spiritual ease and luxury and into the great outdoor world, the Commandment which God delivered to Man was:

"GO TO WORK"

That Commandment is fundamental, and its full and faithful observance is essential to all progress. Work conscientious work, labor in some useful cause, toil which tries out strength against some great task, eternal battle to master the forces of nature. These are God's chosen means of developing efficiency, of building character. Intense, consecrated activity is indispensable to excellence. It is the price of personal growth.

Education is something more than speculative instruction. It must become operative through training the five

human senses and the development of the principal organs of their expression.

We receive our speculative knowledge principally through reading, lecturing and conversation, aided by certain uses of the eyes. Education or training limited to such as these, will produce a large percentage of theorists, idlers, impractical and helpless jelly-beans, soft-snap hunters, chair warmers,—of little value to themselves and of none to the community. Such systems of education omit the first two fundamentals, to-wit:

(a) The training of the muscles, the co-ordination of foot, hand and body with the activities of the mind and the direction of the senses. The highly developed specialization of the hand are not only essential to the industrial and economic conditions of this age, but are the truest agencies and the safest guaranties in formation of character.

(b) Athletic, calesthenic, and other mere health-producing exercises are not in themselves sufficient. Man being created in the image of his Maker, is inherently and essentially a creative being, and the human hand is one of his principal creative agencies. And through its instrumentality he gives outward manifestation and physical embodiment to the conceptions of the mind. His mistaken conceptions are thereby revealed and he becomes his own critic and the corrector of his own errors. Man is or should be an eternal creator. And to the extent that he conforms to that law of his nature, he improves in character and personality and increases in value to his family and community.

Not only should he be instructed in the values and uses of industry, but we should embody in our courses of instruction actual practice and training therein. Let our childhood,

our student life, be vocationally trained and disciplined in the industrial arts, in the handcraft and the productive activities for which a useful life requires that he should be prepared. Let the student become a proficient workman in some branch of industry, a highly trained producer in useful service.

Such training is in itself one of the greatest of all agencies for building character. It is an eternal safeguard, a perpetual guaranty against financial want and society's best insurance against the leading of an idle, profligate, dissolute or criminal life.

The training of the fingers, the hand, the arm, are among the highest, the loftiest moralizing influences known. Training the mind, the eye, the hand, the mastery of speech in the development of perfect team-work between mind and muscle, these constitute education.

Should this Legislature do nothing else than to dedicate its service to placing this department of education thoroughly before our citizens and the development of our youth, it would be entitled to a high place on the pages of the history of American life.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

To the Honorable, the Senate, and Members
of the House of Representatives,
of the State of Oklahoma,
Eleventh Legislature:

TAXATION

In addressing this message to you as the Eleventh Legislature of Oklahoma and thereby to the people of the State including railroads, express companies, public service, manufacturing oil and other corporations, let me say that insofar as their assessments and taxes are fair, just and equitable, I am ready and willing to maintain them as they are, and to decide in their favor as against all efforts to impose unjust burdens upon them.

But in all places where any particular property or phase of activity is escaping its just portion of taxes and in every instance where any service is rendered by the State which is not being properly supported by any such industry or any of its subdivisions, or by any person or company, in such instances I shall fearlessly and without regard to the result upon myself, faithfully, conscientiously and courageously set the same before you and persistently fight for the establishment and encouragement of such right policy.

I further state that I hereby do and by other means shall invite those representing those great interests to appear before committees of this Legislature and before the Governor and his representatives, for the purpose of a full and fair hearing, with the assurance that they shall not only be treated courteously but that every consideration to which they are entitled will be theirs, with the simple request that

they meet such spirit by like conduct and full and fair frankness on their own part.

Among the taxes which I believe should be levied are the following:

1st. That the use of the highways by public service companies can only be maintained by reason of law and order and the organized society in which we exist, and therefore those using the highways and having the benefit of franchises should pay a reasonable contribution to government and the maintenance of the State and the organization within which they exist, and that such taxes should be laid upon every line carrying electricity, every gas pipe line, every oil pipe line, on an equitable and fair basis.

2d. A like fair and equitable tax on all intrastate freight receipts, without waiving ad valorem taxes, should be provided for.

3d. Numerous royalty interests in the oil fields, none of which are taxed, should be equitably taxed.

4th. Oklahoma has been singularly characterized by large business corporations invading this State in quest of fortunes, exercising the benefit of its laws and of commerce and trade with its people, but who through the method of writing its laws, have been enabled to virtually escape taxation, the license tax which they pay being the largest item, and this being a mere nominal amount, should not be considered the basis of such corporation's obligations to the State. That should always be treated as a mere license tax giving the right to enter and do business within the State. Such license fee is universally construed not to be a tax nor to affect the taxes otherwise charged.

TAX LAWS AS TO FOREIGN CORPORATIONS

The foreign corporations doing business in this state have virtually escaped taxation. There seems to have been little thought that we could tax them or make effort so to do.

That this matter may stand revealed more fully to you, I call your attention to the following provisions of the Oklahoma Statute as to their taxation:

Sections 9946 to 9955 and 9957 to 9958, Compiled Oklahoma Statutes 1921 refer to Corporation License Tax.

Section 9946, which lists the corporations which shall pay this State license tax, exempts—

Railroad companies, car companies, electric railroad companies, telephone companies, telegraph companies, heat, light and power companies, waterworks, water power companies, insurance companies, banks, trust companies, building & loan associations, any corporation not organized for profit.

Thus the companies are not confined to public utility companies, but also include insurance, bank, trust company, building and loan associations.

In Section 9947, is the most important exception to the companies affected—"Provided, that the license fees provided for in this article shall not be required on that portion of its capital stock employed by any corporation in any business upon which a production, income or gross receipts tax is required to be paid under the laws of this State."

Reference to the income tax law of the State shows that EVERY CORPORATION is covered by the income tax

provision, for that Section 9934 says: *"Each and every person in this state* shall be liable to an annual tax upon the entire net income of such person arising or accruing from all sources during the preceding calendar year. *and a like tax shall be levied,* assessed, collected and paid *annually upon the entire net income from all property owned and all other business,* trade or profession *carried on in this State by persons residing elsewhere."*

Note that this thus covers each and every person in this state and also a tax upon the entire net income from all property owned and all other business * * * carried on in this State by persons residing elsewhere, so that all corporations inside and outside the State are thus covered.

Reference to Section 9936 shows that the income upon which returns must be rendered is the "real income."

Reference to Section 9938 shows that the term "income" includes—(a) All rentals derived from real estate or any interest thereunder of a potential duration of two years or more. (This therefore includes even licenses to use real estate, if properly construed as to term "real estate or any interests thereunder.") But note that the last two years of use of license or under lease contract or other contract for the use of real estate is not included in income tax.

(b) All interest derived from money loaned or invested in notes, mortgages, bonds or other evidence of debt of any kind whatsoever. (So that this covers interest received by banks, trust companies, building and loan associations, and also all interest derived to mortgage companies making loans upon Oklahoma land, so that the effect of the latter part of this is to exempt all mortgage companies making loans upon Oklahoma lands from paying any income tax thereupon).

(c) All wages, salaries or fees derived from services; provided, that compensation of public officers fo. public services shall not be computed as a part of the taxable income in such cases where the taxation thereof would be repugnant to the Constitution.

(d) All dividends or profits derived from stocks or from the purchase and sale of any property, or other valuables acquired within one year previous, or from any business whatsoever. This includes all dividends or profits derived from any business whatsoever, so that that covers all profits that might be made by any company, either domestic or foreign, to the extent that they pay income tax thereupon, and thus escape payment of license tax.

(e) And all other income of any kind derived from any source whatsoever, except such as is exempt from taxation hereunder by some law of the United States or this State. So that this last provision is a shot-gun designation covering all other income of any kind derived from any source whatsoever. Thus all income of any company is computed in paying income taxes, and thus every company engaged in business within the State could avoid the payment of license tax entirely. This means not only the companies specifically exempted from the payment of license tax in Sec. 9946 avoid payment of tax, but that any company may avoid the same if they so desire.

Going back to Section 9947. we find that it provides the license fees provided for in that article shall not be required on that portion of its capital stock employed by any corporation in any business upon which a production, income or gross receipts tax is required to be paid under the laws of this State; but any corporation claiming exemption from the payment of the license fees on any portion of its authorized

capital shall, in addition to all other statements required by the provisions of that article, file a statement under oath of its president, secretary or other managing officer showing in detail the different kinds of business in which it is engaged, and the portion of its capital employed in that part of its business upon which a production, income or gross receipts tax is required to be paid under the laws of this State.

Thus it is seen that this exemption specifically says that if the capital stock of company engaged in doing business in this State is used in a business upon which a production, income or gross receipts tax is required to be paid under the laws of this State, the same is exempt from the payment of the license tax.

So that all that is required to be reported under this section, in case where capital stock is used in business upon which such income tax is required to be paid in this state is THAT PORTION OF ITS CAPITAL EMPLOYED IN THAT PART OF ITS BUSINESS UPON WHICH A PRODUCTION, INCOME OR GROSS PRODUCTION TAX IS REQUIRED TO BE PAID UNDER THE LAWS OF THIS STATE.

It will be noted that oil and gas companies, paying gross production tax, are not required to pay this license tax. For that is included, undoubtedly, under "production tax."

Section 9949 providing for annual statement by domestic corporations has been amended by Section 9962, to provide for statement of some real value by them.

Section 9950, providing for annual statement by foreign corporations, fails to require such companies to make a true

and detailed statement of the business transacted in this State, but only provides—value of property owned and used in Oklahoma. where situated.

Value of property owned and used outside of Oklahoma, proportion of capital stock of company represented by property owned and used and by business transacted in I SHOULD SHOW—detailed description of property owned and used in Oklahoma, detailed statement of business transacted in Oklahoma instead of proportion of capital stock of company represented by property owned and used and by business transacted in Oklahoma.

No place in the statute does it say whether the amount is based upon value of property for the previous year or the beginning of the year or when or amount of transactions for previous year. There should be requirement that at any time transactions or property runs over amount made out in their statement they should report the same.

Section 9951 says that statements are not conclusive, as to the proportion of their authorized capital represented by business done in this State, but whenever it shall be made to appear to the corporation commission that some other proportion than that shown by statement returned more correctly represents the true proportion the Corporation Commission shall proceed to determine the true proportion.

This Section should be amended to make it the duty of some clerk or officer under the Coporation Commission to look into these matters and investigate them at a certain time or within a certain time after their filing, and authority should be given to the Attorney General in this matter, and also to the Governor to call upon the Attorney General to do the same.

There should be a requirement that a foreign corporation should agree, at the time of accepting license, that upon failure to produce any books, records or accounts demanded by the Corporation Commission at any hearing or photostatic copies thereof be furnished in lieu of producing the originals thereof and of furnishing such records or evidence, that license should be revokable at the option of the State.

Section 9954, penalties, provides that actions against corporations failing to make proper return, etc., may be continued, but does not provide to take from them their right to bring action against others or enforce collection of any money or demand or claim.

Section 9955, penalties makes penalty of only $10.00 per day for failure to make return, which is $300.00 per month, or $3,600 per year.

This amount is ample, and more than ample, considering all the exemptions contained in the act, but if a license tax is to be based merely upon the theory that I understand a license tax is based, that is, a fee for the mere right to do business in the State, there is no reason for all these exemptions, probably made on the claimed theory of doubt taxation being thereby induced, for as I recall the decisions of the highest courts, it is a fee exacted for the right to a particular kind of business.

Art. X, Sec. 12, provides (State Constitution) Legislature shall have power to assess and levy license taxes.

The law is that a license tax may be imposed for revenue within the discretion of the taxing power if the same is not confiscatory, arbitrary, unreasonable, or oppressive.

That the Legislature enacted this measure meant it to be a tax is shown by the fact that they placed the exemption upon those companies paying income tax on the same business.

A study of the income tax provisions of our statutes discloses the pitiful amount of income tax it is necessary for these companies to pay and shows fully how very small revenue we get from these foreign corporations.

This tax law affecting foreign corporations doing business in this State, has all the evidence and ear-marks of having been prepared by the interests who themselves were to be taxed and of having been blunderingly acted upon and glossed over by committees on taxation of the Legislature who combined hate with an overburdened calendar.

From the examination of the receipts of the State Treasurer's office, supplementing the same with such additional information as I have been able to obtain from county treasurers' offices, as compared with the reports in the hands of the Corporation Commission, we are compelled to face the fact that Oklahoma has been furnishing a fertile field wherein foreign corporations have been literally gorged on profits, taking advantage of our collection laws, securing the benefits of the State's police protection and powers, and using all the agencies of our government without contributing even a moiety of revenue to the public welfare.

To accept either a policy or a mode of taxation written by these foreign corporations is proceeding on a basis little better than a mere surmise as to our right of taxation. There are, however, standard rules by which we can arrive at a fair and equitable basis of assessment.

Every loan is worth just what it pays in the way of interest. Every share of stock is worth what it pays in dividends. Every investment is worth what it yields in profits, figured on the basis of earning capacity. A farm, a house, and lot in the city, oil field royalties, and the like are worth the market appraisal that their earning capacity proves them to be worth. The ultimate basis of correct and proper assessment, therefore, is to be found in this identical gage and standard. And the real test of the taxable value of a corporation doing business in the State should not be the desk, carpet, and furniture of some little business office but should be the earnings which such corporation puts into its treasury because of its privilege to do business within the State. An equitable assessment, therefore, of every corporation should be that, by all means of taxation, whether it be ad valorem, excise or other means, will cause it to respond to its equitable part and portion of the taxes which the taxpayers of the State generally are required to pay.

. It is time, therefore, to immediately amend these tax laws, which result in unjust discrimination in favor of these privileged financial organizations, and in addition thereto to provide for a complete codification and revision and change of our tax laws whereby they may be so amended as to provide for the collection of a just portion of revenues from these corporations and others who are escaping their just portion of the burden of taxation and at the same time to devise ways and means wherein equity may be done in lieu of the present system.

I will cite some of the instances of enormous amounts of business done in Oklahoma wherein this State failed to get or obtain a fair or equitable tax based thereon

Goodyear Tire & Rubber Company, Inc., with $90,-244.84 of property reported to be used in Oklahoma or that

proportion of their capital stock represented by property used in Oklahoma, with reported business done in Oklahoma of $559,398.58, for year ending June 30, 1922, paid a license tax of $1.00 for that year.

St. Louis Smelting & Refining Company, with property amounting to $672,553.24 in Oklahoma, and business done in Oklahoma of over one million dollars, paid no license tax at all for the one year investigated.

Atlantic Oil Producing Company, for year ending June 30, 1923, value of all their property being given as $11,405,-301.63, property in Oklahoma, $1,796,260.96, with total business done in Oklahoma of $802,845.21, paid the enormous tax of $5.00 for license to do business within the State.

The Atlantic Oil Producing Company, for the year ending June 30th, 1926, transacted a volume of business amounting to $22,623,956.75, of which $2,654,105.89 was transacted in Oklahoma. The taxes they paid to Oklahoma that year were $8.00.

The St. Louis Smelting and Refining Company for the year ending June 30, 1926, transacted a total volume of business amounting to $735,847.19, of which the Oklahoma business amounted to $670,576.98. They paid no taxes in this State.

The Goodyear Tire and Rubber Company for the year ending June 30, 1926, did a total volume of business of over $92,000,000.00, and the portion of said business transacted in Oklahoma was $2,258,245.00. The taxes paid to this State were $1.46.

For the year 1925 the same company transacted $1,-981,170.24 in Oklahoma and paid this State the munificent sum of $1.47.

5th. The insurance companies doing vast amounts of business within this State are making a liberal profit, but are practically escaping taxation. The State of Wisconsin, under Chapter 76 of their Statutes, 1923, Volume 1, charges a percent of gross proceeds of all premiums upon certain classes of insurance, for taxes.

I recommend that the Legislature carefully examine that Wisconsin statute.

For instance, the provision of subdivision 2 of Sec. 7638, which reads as follows:

"(2) Every person, co-partnership, association, company or corporation operating a telephone exchange or toll line, or both, shall pay an annual license fee to be computed upon the total gross receipts as herein required to be shown in said statement, as follows:

"(a) Five percent of the total gross receipts, if such gross receipts equal or exceed five hundred thousand dollars.

"(b) Four percent of the total gross receipts, if such gross receipts equal or exceed $300,000.00 and are less than $500,000.00.

"(c) Three percent of the total gross receipts, if such gross receipts equal or exceed $100,000.00 and are less than $300,000.00.

"(d) 2 1-2 percent of total gross receipts, if such gross receipts are less than $100,000.00."

6th. In all instances where timber is owned or held separate from the fee of the land, such property should be separately listed with the authority vested in the State to tax and sell for delinquent taxes any such property without involving the title to the fee. In this connection I call your attention to Section 9940, page 2557, Crawford & Moses, 1921 Statutes of Arkansas, and also to Section 9855 of the same Statutes.

7th. I recommend that we substantially enact the terms and provisions of the Statutes of Arkansas on taxing the stumpage of timber cut and removed for commercial sale or use. We have a large amount of white oak, walnut, hickory, cypress, gum and pine timber. The companies cutting and severing the same in this State are practically escaping taxation thereon. And many of such companies are operating in Arkansas and extending their holdings and it has been found that such tax is operating without injury or detriment to their development.

I recommend that the proceeds from such timber and severance of timber taxes be divided as follows: One-third to be set apart for the use of the schools of the county where the timber is located, one-third to the same county for the use in building and maintaining roads, bridges and culverts, therein, and the other third to the purchase and maintenance of parks, playgrounds and game preserves within such county.

8th. I recommend that the income taxes of the State of Oklahoma be made uniform with the federal income tax charges, and that all facts and information reported in the government report be embodied in the report to the State; with the minimum of its exemption for the State of Oklahoma to be placed at $4,000.00, with an additional exemption of $300.00 of each dependent under 21 years of age.

9th. I recommend the repeal of all ad valorem road and bridge State taxes.

10th. I recommend that a tax of 10 percent of the gross receipts be placed upon commericial billboards.

No tax is ever absolutely equitable. Perhaps the most unjust and inequitable of all varieties of tax is the system of ad valorem taxation now in vogue in the various states of our country.

Constant bias become unendurable. Added to this difficulty is the one that the individual taxpayer thrusts his personality in and depreciates the value of his property to the assessor, obtaining personal favor in the way of reducing values. Ad valorem taxes are further unjust in that they act as penalties upon improvements and developments of city, town and country.

The fundamental need of this State at this time is beyond the power of any one Legislature to solve or even measurably improve.

The Constitution provides for a State Board of Equalization. We have given it a few duties to perform and but slight means of enforcing uniformity of taxation and regularity of the same and conformity to law. This Board created by the Constitution should be given vital authority whereby they may take charge of and supervise the taxing and fiscal forces of this State to the extent that they can take steps necessary to enforce substantial compliance to the statutes to bring about at least practical uniformity in the assessment of property and levying of taxes and the timely and vigilant collection of the same, whereby discrimination may be in part eliminated.

A majority of the states in the Union have set about the task of establishing actual uniformity and about thirty-five of them have established a tax commission. I am not at this time urging a radical departure nor the establishment of a tax commission but I do urge that this Legislature in the present session establish a tax revision commission or board for the purpose of reporting back to you or to some authority constituted by you, a complete survey of the tax laws of the State, checked up and annotated and compared with the tax laws of other States and Nations.

That thereafter and in the light of such information you adopt a definite course, having in mind the following:

1st. Establishing absolute justice:

(a) As between individuals.
(b) As between different parts of the State.
(c) As between different counties.
(d) As between different classes of property.
(e) As between different classes of industry.
(f) As between methods of assessment.
(g) As to manner of detail in carrying out the laws, including corrections and penalties.

2d. Establishing distinct plenary powers in some person, board or commission.

3d. In properly exempting the impoverished, the semi-dependent, and in adjusting the burdens in proportion to the benefits obtained by the various lines of business and industry.

Respectfully submitted,

HENRY S. JOHNSTON,
Governor.

At the conclusion of the message,. Representative Hill (Pittsburg) moved that the Governor's message be received, filed and ordered printed in the respective journals, which motion prevailed.

Upon motion of Representative McCombs, the Joint Session was dissolved.

The Senate reassembled in the Senate Chamber and was called to order by its President.

Senator Anglin moved that 50 copies of the Senate Journal for the 6th legislative day, containing the Governor's first Message, and 50 additional copies of to-day's Senate Journal, containing the Governor's message, be ordered printed and delivered to His Excellency, the Governor, which motion prevailed.

Governor Johnston appeared in the Senate Chamber and after being escorted to the President's desk, announced he was only paying a courtesy call, following which the President, on behalf of the Senate, welcomed him at any time.

Upon motion of Senator Anglin, the Secretary of the Senate was ordered to purchase fifty (50) copies, each, of the Compiled Statutes, and Supplement thereto.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 8 correctly enrolled.

BOYER, Chairman.

Senate Bill No. 8 was read for the fourth time, the enrolled copy signed by the President, in open session, and ordered transmitted to the Honorable House for the signature of the Speaker.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 43—By Johnson (Creek) of the Senate and Reece and McLaury of the House. To Committee on Appropriations.

SENATE BILL NO. 44—By Johnson (Caddo), Clark, Gray, Looney, Stigler, Anglin, Hill and Reed. To Committee on Prohibition and Law Enforcement.

SENATE BILL NO. 45—By Johnson (Caddo), Clark, Gray, Looney, Stigler, Anglin, Hill and Reed. To Committee on Prohibition and Law Enforcement.

SENATE BILL NO. 46—By Johnson (Caddo), Clark, Hill, Reed, Gray, Looney, Stigler and Anglin. To Committee on Prohibition and Law Enforcement.

SENATE BILL NO. 47—By Johnson (Caddo), Clark, Gray, Looney, Stigler, Anglin, Hill and Reed. To Committee on Judiciary No. 2.

SENATE BILL NO. 48—By Johnson (Caddo). To Committee on Judiciary No. 2.

SENATE BILL NO. 49—By Johnson (Caddo), Clark, Gray, Looney, Stigler, Anglin, Hill and Reed. To Committee on Judiciary No. 2.

SENATE BILL NO. 50—By Johnson (Caddo). To Committee on Judiciary No. 2.

SENATE BILL NO. 51—By Johnson (Caddo), Clark, Hill, Reed, Gray, Looney, Stigler and Anglin. To Committee on Judiciary No. 1.

SENATE JOINT RESOLUTION NO. 5—By Anglin. To Committee on Appropriations.

Senator Thomas asked unanimous consent, which was granted, to introduce the following Resolution, which was read at length:

SENATE RESOLUTION NO. 7—By Thomas.

A RESOLUTION REQUESTING THE STATE BOARD OF PUBLIC AFFAIRS AND W. S. SPENCER, HEATING ENGINEER, TO PROPERLY HEAT THE STATE CAPITOL BUILDING.

WHEREAS, The Senate and House of Representatives and various state officials of the State of Oklahoma have been holding night sessions, at which times the State capitol building has not been properly heated; and,

WHEREAS, It is the duty of W. S. Spencer, Heating Engineer, under the direction of the State Board of Public Affairs, to properly heat said building;

NOW, THEREFORE, BE IT RESOLVED, by the Senate of the State of Oklahoma that the State Board of Public Affairs be requested to arrange with said Heating Engineer, W. S. Spencer, to keep the State capitol building heated until midnight of each day the Legislature is in session.

Upon motion of Senator Thomas, Senate Resolution No. 7 was given immediate consideration.

Upon motion of Senator Thomas, Senate Resolution No. 7 was adopted and referred for engrossment.

GENERAL ORDER

SENATE JOINT RESOLUTION NO. 3, by Fidler and Rice, of the Senate, et al, of the House, was taken up for consideration.

Sections 1 and 2 were read and adopted.

Upon motion of Senator Anglin, Senate Joint Resolution No. 3 was advanced to engrossment and third reading.

Further consideration of bills on General Order was deferred for this legislative day.

The following Messages from the Honorable House were received and read:

TO THE PRESIDENT OF THE SENATE:

SIR:

I am directed by the House of Representatives to return herewith—

ENROLLED SENATE BILL NO. 8—By Anglin, entitled:

AN ACT MAKING APPROPRIATION TO PAY THE MILEAGE AND PER DIEM OF MEMBERS OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE ELEVENTH LEGISLATURE, SALARIES OF OFFICERS AND EMPLOYEES AND CONTINGENT EXPENSES, AND DECLARING AN EMERGENCY

and to advise you and through you the Honorable Senate that the same has been signed by the Speaker in open session.

Yours very truly,

MORNA IRWIN,
Asst. Chief Clerk.

Enrolled Senate Bill No. 8 was referred to the Governor for consideration.

TO THE PRESIDENT OF THE SENATE:

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 3, by HILL, entitled:

AN ACT PROVIDING FOR A NEW CELL HOUSE AND REMODELING THE WOMEN'S OLD WARD BUILDING AT THE STATE PENITENTIARY, LOCATED AT McALESTER, OKLAHOMA; MAKING APPROPRIATIONS THEREFOR, AND DECLARING AN EMERGENCY,

and to inform you and through you the Honorable Senate that the same has been passed by the House of Representatives and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,
Chief Clerk.

HOUSE BILLS ON FIRST READING

The following Bill was received from the House and read for the first time:

HOUSE BILL NO. 3, by Hill—AN ACT PROVIDING FOR A NEW CELL HOUSE AND REMODELING THE WOMEN'S OLD WARD BUILDING AT THE STATE PENITENTIARY, LOCATED AT McALESTER, OKLAHOMA; MAKING APPROPRIATION THEREFOR, AND DECLARING AN EMERGENCY.

Upon motion of Senator Rexroat, the Senate adjourned to meet under the rules on Monday, January 17th.

ELEVENTH LEGISLATIVE DAY

Saturday, January 8th, 1927

NO SESSION

TWELFTH LEGISLATIVE DAY

Monday, January 17th, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by the President Pro Tempore.

Upon roll call, the following Senators were present:

Andrews, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 40.

Absent: Otjen, Waldrep. Total 2.

Excused: Anglin. Total 1.

Vacancy: 1.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

Upon motion of Senator Rexroat, the Secretary of the Senate was instructed to purchase for each member of the Senate $10.00 worth of stamps.

COMMITTEE REPORTS

The following Committee Report was submitted and the Bill ordered printed and placed upon the calendar.

Mr. President: We, your Committee on Soldier's Relief to whom was referred Senate Bill No. 37 by Johnson (Caddo), entitled:

> An Act providing for an appropriation of Twenty-Five Thousand Dollars for the fiscal year ending June 30, 1928, and Twenty-Five Thousand Dollars for the fiscal year ending June 30, 1929, for the aid of sick, wounded and disabled soldiers, sailors, and marines of the late World War, and their destitute wives, widows and minor children, and providing for expense of administration,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

SMITH, Chairman.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Resolutions Nos. 5, 7, Senate Concurrent Resolution No. 3 and Senate Joint Resolution No. 3 correctly engrossed; Senate Resolutions Nos. 2, 3 and Senate Concurrent Resolution No. 1 correctly enrolled.

BOYER, Chairman.

Engrossed Senate Resolutions Nos. 5 and 7, were signed by the President Pro Tempore, in open session, and referred for enrollment.

Engrossed Senate Concurrent Resolution No. 3 was signed by the President Pro Tempore, in open session and ordered transmitted to the Honorable House for consideration.

Enrolled Senate Resolutions Nos. 2 and 3 were signed by the President Pro Tempore, in open session, and referred to the Secretary of State.

Enrolled Senate Concurrent Resolution No. 1 was signed by the President Pro Tempore, in open session, and ordered transmitted to the Honorable House for the signature of the Speaker.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 61—By Mrs. Looney. An Act providing for the broadcasting of daily market reports compiled by the State Board of Agriculture and the State Market Commission; creating the position of Market Report Compiler and Broadcaster in the State Market Commission, etc., and declaring an emergency.

SENATE BILL NO. 62—By Terwilleger of the Senate and Kight of the House. An Act amending Section 4196, Compiled Oklahoma Statutes, 1921, relating to trust companies, and declaring an emergency.

SENATE BILL NO. 63—By Oil and Gas Committee. An Act to amend paragraph three of Section 185 of Article 2 of Chapter 3 of the Compiled Statutes of the State of Oklahoma, 1921, entitled "Code of Civil Procedure of the State of Oklahoma, Relating to Limitation of Actions," by making such Section, as amended, prescribe limitations for all actions in regard to severing mineral from real property and for the sale, conversion or accounting for mineral severed and declaring an emergency.

SENATE BILL NO. 64—By Oil and Gas Committee. An Act providing when sales of land belonging to minors or sales of mineral or other leases on such land, where such sales have been made by guardians under purported authority of county courts, may be avoided and set aside, and declaring an emergency.

SENATE BILL NO. 65—By Oil and Gas Committee. An Act to amend Article 11 of Chapter 36 of the C. O. S., 1921, by adding thereto Section 5997-A, defining detriment to real estate by the wrongful severance of mineral or sale of mineral so severed and repealing all acts in conflict therewith and declaring an emergency.

SENATE BILL NO. 66—By Oil and Gas Committee. An Act defining and limiting the liability of purchases and carriers of minerals, crops, hay and timber produced, raised, severed, or taken from lands held in adverse possession, providing when suits may be maintained against such purchasers and carriers in regard thereto and declaring an emergency.

SENATE BILL NO. 67—By Loofbourrow. An Act amending Section 5, Chapter 239, Session Laws of Oklahoma 1923, and providing for a refund of gasoline tax on gasoline used in farm tractors and stationary engines and declaring an emergency.

SENATE BILL NO. 68—By Boyer, Loofbourrow and Rice. An Act making an emergency appropriation for the year ending June 30, 1927, for the Commissioners of the Land Office for abstracts foreclosures and dispossessions and declaring an emergency.

SENATE BILL NO. 69—By Boyer. An Act amending Section 8468, C. O. S., 1921, fixing the liability of trustees of express trusts in certain cases; repealing all acts or parts of acts in conflict herewith and declaring an emergency.

SENATE BILL NO. 70—By Boyer. An Act regulating the making of certain contracts: providing for the collection of attorney fees in certain cases; limiting the amount of such fees; prescribing punishment for the collection of an excessive amount; repealing all acts or parts of acts in conflict therewith and declaring an emergency.

SENATE BILL NO. 71—By Fidler (By Request) of the Senate and Singletary and Laskey of the House. An Act fixing the switching limits and the rates to apply on carload freight moving between two industries located within the same city or town, repealing all acts or parts of acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 72—By Rexroat. An Act authorizing the purchase of additional lands and equipment for the Oklahoma State Confederate Home, located in Ardmore, Carter County, Oklahoma.

SECOND READING

The following Bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 52—By Boyer and Ferguson of the Senate and Brown of the House. To Committee on Judiciary No. 2.

SENATE BILL NO. 53—By Thomas of the Senate and Hines of the House. To Committee on State and County Affairs.

SENATE BILL NO. 54—By Committee on Agriculture. To Committee on Appropriations.

SENATE BILL NO. 55—By Looney and Reed. To Committee on Agriculture.

SENATE BILL NO. 56—By Waldrep. To Committee on Privileges and Elections.

SENATE BILL NO. 57—By Stewart. To Committee on Judiciary No. 1.

SENATE BILL NO. 58—By Committee on Agriculture. To Committee on Agriculture.

SENATE BILL NO. 59—By Rexroat. To Committee on Judiciary No. 1.

SENATE BILL NO. 60—By Pullen.

Upon motion of Senator Pullen, Senate Bill No 60, by Pullen, was ordered placed on the calendar, without reference to a committee.

SENATE JOINT RESOLUTION NO. 6—By Committee on Agriculture. To Committee on Agriculture.

HOUSE BILL NO. 3—By Hill. To Committee on Appropriations.

The hour of 2 p. m., having been set aside for the purpose of hearing Miss Charlotte Frazier of the National Women's Christian Temperance Union, in celebration of the 7th anniversary of the 18th amendment, Senator Johnson (Caddo) announced that Miss Frazier and her party were present.

Senator Johnson (Caddo) moved that a committee of 3 be appointed to escort the visitors to the rostrum.

The motion prevailed and Senator Johnson (Caddo), Looney and Hill were appointed.

Senator Johnson (Caddo) presiding.

The visitors, who were Mrs. Alice M. David, Mrs. Elizabeth House, of Bristow, State President; Mrs. Abbie B. Hillerman, former President of the State W. C. T. U.; and Miss Frazier, of New York, after being introduced, talked briefly.

GENERAL ORDER

SENATE BILL NO. 34, by Thomas, of the Senate, and Hines, of the House, was taken up for consideration.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Thomas.

Upon motion of Senator Thomas, Senate Bill No. 34 was advanced to engrossment and third reading.

SENATE BILL NO. 23, by Wheatley, of the Senate, and O'Bryan, of the House, was taken up for consideration.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Wheatley.

Upon motion of Senator Wheatley, Senate Bill No. 23 was advanced to engrossment and third reading.

SENATE BILL NO. 22, by Wheatley, of the Senate, and O'Bryan, of the House, was taken up for consideration.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Wheatley.

Upon motion of Senator Wheatley, Senate Bill No. 22 was advanced to engrossment and third reading.

SENATE BILL NO. 14, by Storms, was taken up for consideration.

Section 1 was read.

Senator Simmons submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 14, line 2, page 1, by inserting after the word, "the," and before the word, "consent," the word, "written"

SIMMONS.

Senator Darnell, as a substitute, submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 14, line 2, page 1, by adding after the word, "the," and before the word, "consent," the words, "written or oral"

DARNELL.

Senator Simmons asked unanimous consent, which was granted, to withdraw his amendment.

Following discussion, Senator Darnell asked unanimous consent, which was granted, to withdraw his substitute motion.

Senator Darnell submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 14, line 2, page 1, by striking after the word "who," and before the word, "with," all the balance of said line and to the word, "shall," in line 3.

DARNELL.

Upon motion of Senator Storms, Section 1, as read, was adopted.

Section 2 was read.

Senator Andrews submitted the following amendment, which, by unanimous consent, he withdrew.

Mr. President: I move to amend Senate Bill No. 14, line 5, page 2, by striking the word, "written"

ANDREWS.

Senator Goodall submitted the following amendment, which, by unanimous consent, he withdrew.

Mr. President: I move to amend Senate Bill No. 14, line 15, page 2, by striking after the word, "by," all of line 16, and line 17, to the word, "imprisonment," and by striking the words in line 1, page 3, following the word, "years"

GOODALL.

Senator Smith moved that further consideration of Senate Bill No. 14 be indefinitely postponed, which motion failed of adoption.

Upon motion of Senator Storms. Section 2, as amended was adopted.

Section 3 was read and adopted, upon motion of Senator Storms.

Upon motion of Senator Storms, Senate Bill No. 14, as amended, was advanced to engrossment and third reading.

THIRD READING

SENATE JOINT RESOLUTION NO. 3 was read for the third time at length.

Senator Thomas moved that consideration of Senate Joint Resolution No. 3 be postponed until February 15th which motion was tabled upon motion of Senator Fidler.

Senator Thomas moved that further consideration of Senate Joint Resolution No. 3 be indefinitely postponed, which motion was tabled upon motion of Senator Fidler.

Senator Thomas moved that Senate Joint Resolution No. 3 be referred to the Committee on Appropriations, with instructions that the resolution be embodied in the institutional bill.

Vice President Pro Tempore Stigler presiding.

Senator Fidler moved that the Thomas motion be tabled, which motion prevailed, upon a roll call as follows:

Ayes: Andrews, Austin, Boyer, Clark, Culp, Ferguson, Fidler, George, Gray, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Peck, Powers, Rexroat, Rice, Shearer, Stewart, Stigler, Storms, Terwilleger, Wheatley, Williamson. Total 27.

Nays: Darnell, Goodall, Graham, Gulager, McCurley, Pullen, Reed, Shepherd, Simmons, Smith, Thomas. Total 11.

Absent: Otjen, Waldrep. Total 2.

Not voting: Johnson (Caddo), VanDall. Total 2.

Excused: Anglin. Total 1.

Vacancy: 1.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Culp, Ferguson, Fidler, George, Goodall, Gray, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Wheatley, Williamson. Total 32.

Nays: Darnell, Graham, Gulager, McCurley, Pullen, Shepherd, Thomas. Total 7.

Absent: Otjen, Waldrep. Total 2.

Excused: Anglin, Total 1.

Not Voting: VanDall. Total 1.

Vacancy: 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, George, Gray, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Peck, Powers, Rexroat, Rice, Stewart, Stigler, Storms, Terwilleger, Wheatley, Williamson. Total 25.

Nays: Darnell, Fidler, Goodall, Graham, Gulager, McCurley, Pullen, Reed, Shepherd, Simmons, Smith, Thomas. Total 12.

Absent: Otjen, Waldrep. Total 2.

Excused: Anglin. Total 1.

Not Voting: Culp, Shearer, VanDall. Total 3.

Vacancy: 1.

The emergency having failed to receive the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared failed of passage.

Senator Fidler served notice that he would, on the next legislative day, move to reconsider the vote by which the emergency clause failed of passage.

Senator Gulager sent up the following explanation of his vote:

Mr. President: The bill is unconstitutional and the Governor's Message, page 8, after line 13, to include all on page to words, "It is well," etc.

GULAGER.

The following Message from the Governor was received and read:

TO THE HONORABLE SENATE,

BUILDING.

You are respectfully advised that I have this day approved, signed and delivered to the Secretary of State, ENROLLED SENATE BILL NO. 8.

Truly yours,

HENRY S. JOHNSTON,

Governor.

The following Message from the Honorable House was received and read:

TO THE PRESIDENT OF THE SENATE,

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration—

ENGROSSED HOUSE JOINT RESOLUTION NO. 3—By Logan, Berry, and Ogden of the House and Loofbourrow and Wheatley of the Senate, entitled:

A Resolution authorizing an extension of time of payment of the first half of the 1926 ad valorem taxes until March 15, 1927, and providing that the last half of the 1926 ad valorem taxes shall not become due until the 15th day of June, 1927, and relieving the tax payer of all penalty of such taxes if the first half of such taxes is paid on or before March 15, 1927, and declaring an emergency,

and to advise you and through you the Honorable Senate that the same has been passed by the House and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,

Chief Clerk.

HOUSE BILLS ON FIRST READING

The following Resolution was received from the Honorable House and read for the first time.

ENGROSSED HOUSE JOINT RESOLUTION NO. 3—by Logan, Berry and Ogden of the House and Loofbourrow and Wheatley of the Senate., entitled: A Resolution authorizing an extension of time of payment of the first half of the 1926 ad valorem taxes until March 15, 1927, and providing that the last half of the 1926 ad valorem taxes shall not become due until the 15th day of June, 1927, and relieving the tax payer of all penalty of such taxes, if the first half of such taxes is paid on or before March 15, 1927, and declaring an emergency.

Upon motion of Senator Rexroat, the Senate adjourned to meet under the rules.

THIRTEENTH LEGISLATIVE DAY

Tuesday, January 18th, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen Peck, Powers, Pullen, Reed. Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 43.

Vacancy: 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

Upon motion of Senator Fidler, seconded by Senator Reed, Honorable John A. Simpson, President of the Farmers' Union of Oklahoma, who was present in the Senate Chamber, was invited to address the Senate.

The President appointed Senators Fidler and Reed, as a Committee, to escort Mr. Simpson to the President's Chair, where he addressed the Senate.

Senator Pullen announced that the City of Sulphur extends an invitation to the members of the Senate to be its guests on January 21, the object being to bring the members of the Legislature in contact with the Soldiers' Hospital and School for the Deaf.

COMMITTEE REPORTS

The following Committee Reports were submitted adopted and the bills ordered, printed and placed upon the calendar:

Mr. President: We, your Committee on Appropriations to whom was referred Senate Joint Resolution No. 5, by Anglin, entitled:

> A Resolution transferring and re-appropriating certain balance of funds appropriated at the regular session of the Tenth Legislature of the State of Oklahoma, for the Bureau for Preparation of Budget, for the fiscal year ending June 30, 1926; declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GEORGE, Vice Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 3, by Reed, entitled:

An Act to create an additional Title Examiner to the Commissioners of the Land Office fixing the salary therefor making appropriation for the same and declaring an emergency,

beg leave to report that we had the same under consideration and have drafted a substitute therefor and herewith return the same with the recommendation that it do pass.

GEORGE, Vice Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred Senate Bill No. 29, by Loofbourrow and Wheatley, entitled:

An Act to make valid defective instruments of writing that have been on record for ten years in the office of the county clerk of the several counties of Oklahoma, and to provide for their use as evidence,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STIGLER, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred Senate Bill No. 38, by Stigler, entitled:

An Act providing for the appointment by the Governor of nine Supreme Court Commissioners, same to be divided into three divisions, prescribing their qualifications, defining their salaries, providing for clerical assistance, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

STIGLER, Chairman.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 14, 22, 23 and 34 correctly engrossed.

BOYER, Chairman.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 73—By Shearer of the Senate and Acton and Windle of the House. An Act to provide for the liquidation, adjustment and collection of taxes on property in the hands of any receiver appointed by any court, Federal or State, in this State or in the hands of any assignee or trustee, and for a clearing of the record of the same and for other purposes, and declaring an emergency, and repealing all Acts in conflict therewith.

SENATE BILL NO. 74—By Shearer, Rexroat and Fidler of the Senate and Acton and Windle of the House. An Act relating to the taxation of property used exclusively for the manufacture of cotton in the State of Oklahoma, and classifying the said property for the purpose of taxation, and establishing tax levy thereon and providing for collection of the same and distribution and use of the said taxes, and exempting the said property from ad valorem tax to the extent herein provided, and repealing all laws in conflict therewith, and declaring an emergency.

SENATE BILL NO. 75—By Boyer, Storms and George of the Senate and Nance of the House. An Act authorizing and directing the State Board of Public Affairs to build and

equip a hospital in Oklahoma City, Oklahoma, said hospital to be connected with and under the management of the University Hospital; to be known as "The Oklahoma Hospital for Crippled Children"; making an appropriation therefor and declaring an emergency.

SENATE BILL NO. 76—By Stigler. An Act amending Section 10311 of the Compiled Oklahoma Statutes, 1921, raising the qualifications of the County Superintendents.

SENATE BILL NO. 77—By Pullen—An Act re-enacting and amending Section 5950, C. O. S. 1921, relating to County Weighers and their fees and declaring an emergency.

SENATE BILL NO. 78—By Graham of the Senate and Kight of the House. An Act to amend Section 9751 and 9753 of the C. O. S. 1921, and further requiring the tender and deposit in cash of all taxes, penalties, interests and costs, at or before the filing of an action to set aside any tax deed or resale tax deed, with the court clerk of the court in which said action is filed, and limiting the time to commence action thereon and declaring an emergency.

SENATE RESOLUTION NO. 8—By Stigler. A Resolution requesting favorable action by the Congress of the United States on Senate Bill Number 3027 and House Resolution Number 4548 now pending, pertaining to the retirement of disabled emergency officers of the World War, on equal terms and conditions with officers of the Regular Army, Navy and Marine Corps.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 61—By Mrs. Looney. To Committee on Agriculture.

SENATE BILL NO. 62—By Terwilleger of the Senate and Kight of the House. To Committee on Banks and Banking.

SENATE BILL NO. 63—By Oil and Gas Committee. To Committee on Oil and Gas.

SENATE BILL NO. 64—By Oil and Gas Committee. To Committee on Oil and Gas.

SENATE BILL NO. 65—By Oil and Gas Committee. To Committee on Oil and Gas.

SENATE BILL NO. 66—By Oil and Gas Committee. To Committee on Oil and Gas.

SENATE BILL NO. 67—By Loofbourrow. To Committee on Revenue and Taxation.

SENATE BILL NO. 68—By Boyer, Loofbourrow and Rice. To Committee on Appropriations.

SENATE BILL NO. 69—By Boyer. To Committee on Judiciary No. 1.

SENATE BILL NO. 70—By Boyer. To Committee on Judiciary No. 1.

SENATE BILL NO. 71—By Fidler (By Request) of the Senate and Singletary and Laskey of the House. To Committee on Public Service Corporations.

SENATE BILL NO. 72—By Rexroat. To Committee on Hospitals and Charities.

Senator Rexroat asked unanimous consent of the Senate which was granted, to add the name of Senator Pullen, as an author of Senate Bill No. 72.

House Joint Resolution No. 3—By Logan, Berry and Ogden, of the House, and Loofbourrow and Wheatley, of the Senate.

Upon motion of Senator Gulager, House Joint Resolution No. 3 was ordered printed and placed on the calendar without reference to a Committee.

President Pro Tempore presiding.

THIRD READING

Senator Pullen made the observation that a Message from the Governor had been received by the Senate and requested that it be read at this time.

Senator Fidler, having served notice that he would, move that the vote by which the emergency on Senate Joint Resolution No. 3 failed of passage on yesterday be reconsidered, which motion prevailed.

Senator Fidler moved that the Senate proceed with a roll call on the emergency clause to Senate Joint Resolution No. 3.

Senator Pullen, as a substitute, moved that the Senate go into executive session, for the purpose of hearing the Message from the Governor, received by the Senate today.

Senator Darnell raised a point of order, in support of the Pullen substitute motion, quoting Rule 25, which gives precedence to a motion to proceed to the consideration of executive business.

The President Pro Tempore ruled that the matter before the Senate was the roll call upon the emergency to Senate Joint Resolution No. 3, but would entertain a motion to go into Executive Session.

Senator Fidler, by unanimous consent, withdrew his motion.

The vote recurring on the Pullen motion, the Senate closed its doors and went into Executive Session.

The Senate reassembled in open session, with President Pro Tempore Williamson presiding.

The matter of the reconsideration of the vote by which the emergency clause to Senate Joint Resolution No. 3, failed of passage having been voted upon, the Senate proceeded to call the roll, upon the emergency.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Clark, Ferguson, Fidler, George, Gray, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Otjen, Peck, Powers, Rexroat, Rice, Shearer, Stewart, Stigler, Storms, Terwilleger, VanDall Wheatley, Williamson. Total 27.

Nays: Culp, Darnell, Goodall, Graham, Gulager, Johnson (Caddo), McCurley, Nesbitt, Pullen, Reed, Shepherd, Simmons, Smith, Thomas, Waldrep. Total 15.

Not Voting: Boyer. Total 1.

Vacancy: 1.

The emergency having failed to receive the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared failed of passage.

Senate Joint Resolution No. 3 was referred for re-engrossment.

SENATE BILL NO. 14 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Graham, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rice, Shearer, Shepherd, Simmons, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: Goodall, McCurley, Smith. Total 3.

Not Voting: Culp, Gray, Rexroat, Stewart. Total 4.

Vacancy: 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 14 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 34 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Graham, Gulager, Hill, Johnson (Caddo), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rice, Shearer, Shepherd, Simmons, Smith, Stigler, Storms, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 37.

Nays: Goodall, VanDall. Total 2.

Not Voting: Gray, Johnson (Creek), Rexroat, Stewart. Total 4.

Vacancy: 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Culp, Darnell, Fidler, George, Graham, Gray, Gulager, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Shearer, Shepherd, Simmons, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 32.

Nays: Anglin, Ferguson, Goodall, Hill, Peck, Smith, Stigler. Total 7.

Not Voting: Johnson (Caddo), Rexroat, Rice, Stewart. Total 4.

Vacancy: 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 34 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 23 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rice, Shearer, Smith, Stigler, Storms, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 37.

Nays: McCurley, VanDall. Total 2.

Not Voting: Rexroat, Shepherd, Simmons, Stewart. Total 4.

Vacancy: 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Culp, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Peck, Powers, Pullen, Reed, Rice, Shearer, Stigler, Storms, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 32.

Nays: Darnell, Ferguson McCurley, Otjen, Smith, VanDall. Total 6.

Not Voting: Anglin, Rexroat, Shepherd, Simmons, Stewart. Total 5.

Vacancy: 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 23 and ordered the same transmitted to the Honorable House.

The President presiding.

SENATE BILL NO. 22 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler George, Graham, Gray, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Pullen, Reed, Rice, Shearer, Stewart, Stigler, Storms, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 34.

Nays: Goodall, McCurley. Total 2.

Not Voting: Culp, Peck, Rexroat, Shepherd, Simmons, Smith, VanDall. Total 7.

Vacancy: 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rice, Shearer, Stewart, Stigler, Storms, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Culp, Peck, Rexroat, Shepherd Simmons, Smith, VanDall. Total 7.

Vacancy: 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 22 and ordered the same transmitted to the Honorable House.

GENERAL ORDER

SENATE BILL NO. 37, by Johnson (Caddo), was taken up for consideration.

Section 1 was read.

Senator Ferguson submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 37, line 2, page 2, by inserting after the word, "Sailors," and before the word, "and," the word, "Nurses;" and in line 2 page 2, after the word, "War," and before the word, "and," insert the words, "Spanish American War, the Phillippine Insurrection"

FERGUSON.

Upon motion of Senator Pullen, Section 1, as amended, was adopted.

Sections 2 and 3 were read and adopted upon motions of Senator Johnson (Caddo).

Section 4 was read.

Senator Johnson (Caddo) asked unanimous consent, which was granted, to have the word, "not," inserted in the engrossed bill, after the word, "for," and before the word, "more."

Senator Andrews submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 37, line 5, page 3, by inserting after the word, "than," and before the word, "year," the word, "five"

ANDREWS.

Upon motion of Senator Johnson (Caddo), Section 4 as amended, was adopted.

Senator Johnson (Caddo) submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 37, by adding the emergency clause as Section 5.

JOHNSON (Caddo).

Upon motion of Senator Johnson (Caddo), Senate Bill No. 37, as amended, was advanced to engrossment and third reading.

SENATE BILL NO. 60, by Pullen, was taken up for consideration.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Pullen.

Upon motion of Senator Pullen, Senate Bill No. 60 was advanced to engrossment and third reading.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolutions Nos. 5 and 7 correctly enrolled.

BOYER, Chairman.

The President signed Enrolled Senate Resolutions Nos. 5 and 7 and referred the same to the Secretary of State.

Senator Storms asked unanimous consent of the Senate, which was granted, to submit the following Committee Report, which was adopted:

TO MR. PRESIDENT AND MEMBERS
OF THE SENATE:

We, the Committee on Printing, beg leave to report that we have had under consideration the matter of printing for the State Senate; that we have asked for and received bids from the various printing plants in the City for the printing of the Daily Journals, Bills and Resolutions, Calendars and permanent Journals; that we have caused an inspection to be

made of the equipment, organization and ability of the various plants, which have submitted bids, to perform the work for the State Senate, which is shown in exhibit "A" attached hereto. After full consideration of the prices submitted in the various bids and taking into consideration equipment, organization and ability of the plants to do efficient and timely work, the Committee has come to the conclusion that the matter of printing of the Senate Journals, Bills and Resolutions Calendars and permanent Journals, should be awarded to the Warden Company, the bid of this Company being the lowest bid submitted, which is as follows:

"January 13, 1927.

The Printing Committee,
Oklahoma State Senate,
State Capitol,
Oklahoma City, Oklahoma.

Gentlemen:—

We hereby offer to print journals, bills, calendars, resolutions and permanent journals, in accordance with the specifications recently published by your honorable Committee, as follows:

Daily Journals	100 copies	per page	$1.20
Senate Bills	100 copies	per page	.85
Resolutions	100 copies	per page	.85
Calendars	100 copies	per page	.65
Permanent Journal	250 copies	per page	140

Allow us to thank you heartily for this opportunity to quote. We sincerely believe that our prices are as low as the service you require will permit.

Through years of experience we have become thoroughly familiar with your printing needs.

Should you favor us this time, we shall see that you get the same kind of service that we have given you in the past.

Yours very truly,

THE WARDEN COMPANY,

By S. R. WARDEN,

President.

Bids were also received from The Trave Company, Walker-Wilson-Tyler Company, The Prompt Publishing Company and the Oklahoma Leader Company, which bids were as follows:—

The Trave Company.

Journal:

100 copies each day made up as per specifications ---------- $1.25 per page

Bills and Resolutions:

100 copies each day made up as per specifications ---------- 92c per page

Calendar:

100 copies each day made up as per specifications ---------- 92c per page

Permanent Journal:

250 copies, 125 copies to be bound in paper and 125 copies to be bound in half leather, made up as per specifications ---------- $1.65 per page

Walker-Wilson-Tyler Company.

Bills and Resolutions, per page ..... .85
Daily Journal, per page $1.30
Permanent Journal, per page $1.60

The Prompt Publishing Company.

100 Senate Journals, per page $1.20
100 Bills and Resolutions, per page ..... .85
100 Calendars, per page ..... .85
250 Permanent Journals, per page 1.70

The Oklahoma Leader Co.

Calendar, 100 copies each day, per page ..... .75
Bills and Resolutions, 100 copies, per page ..... .75
Daily Journal, 100 copies, per page 1.20
Permanent Journal, 250 copies, per page 1.60
Extra Copies ..... .25

It will be noted from a comparison of the five bids submitted that the bid of the Warden Company is the lowest bid. Any one of the five Companies submitting bids would have been able to have given the Senate prompt and efficient service.

In the matter of the printing of letter-heads and envelopes for the members of the Senate, the Committee recommends that this work be given to the Bristow Record and El Reno Democrat, one thousand letter heads and one thousand envelopes to each Senator making a total of 22,000 letter heads and 22,000 envelopes to both the Bristow Record and the El Reno Democrat. The letter heads to be printed on 24 pound Old Hampshire bond paper and the envelopes on 20 pound Old Hampshire bond, 1000 envelopes awarded to each Senator to be No. 10 and No. 6¾, as each Senator may direct. The price to be based on the Franklin price list, which

is $9.91 per 1000 for the letter heads, $13.25 per 1000 for No. 10 envelopes and $10.75 per 1000 for No. 6¾ envelopes.

We, therefore recommend to the Senate that the contract for the printing of the Journals, Bills, and Resolutions and Calendars be awarded to the Warden Company and the contract for the letter heads and envelopes be awarded to the Bristow Record and the El Reno Democrat.

Respectfully submitted,

C. S. STORMS,

Chairman Public Printing Committee.

The following Messages from the Honorable House were received and read:

TO THE PRESIDENT OF THE SENATE,

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 9, by Adair, Baggerly, Baldwin, Berry, Battenfield, Bilbrey, Bird, Briggs, Brown, Bryant, Cardwell, Carmichael, Christain (Creek), Christain (Tillman), Clark, Cobb, Cochran, Crowley, Daniel, Dukes, Dyer, Ebey, Easter, Forehand, Fry, Gilmer, Graham, James, Hybarger, Johnson (Comanche), Johnson (Pushmataha), Jolly, Kight, Lane, etc., entitled:

An Act to aid and assist weak school districts for the fiscal years ending June 30th, 1927, and June 30th, 1928, respectively; repealing House Bill No. 98, Session Laws 1925, and all Acts or parts of Acts in conflict herewith and declaring an emergency

and to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and signed by the Speaker in open session.

Yours truly,

BERT McDONEL,

Chief Clerk..

TO THE PRESIDENT OF THE SENATE:

SIR:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE CONCURRENT RESOLUTION NO. 1, by Austin, Gulager, Peck, Rice, Goodall, Stewart, of the Senate, and Foster, Thompson, Berry, McCombs, and Rogers, of the House, Entitled:

A RESOLUTION MEMORIALIZING CONGRESS TO ASSIST IN PASSING SENATE BILL NO. 4808

and to inform you and through you the Honorable Senate that the same has been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

Bert McDonel,

Chief Clerk.

Enrolled Senate Concurrent Resolution No. 1 was referred to the Secretary of State.

The President announced there were matters on his desk for the consideration of the Senate, in Executive Session.

Upon motion of Senator Rexroat, the Senate closed its doors and went into Executive Session.

The Senate reassembled in open session and was called to order by the President.

Senator Graham announced a dinner for the members of the Senate, at the Oklahoma Club, at 6:30 p. m., to be given by the Izaac Walton League.

By unanimous consent, the names of Senators Rice, Austin, Gray, Pullen, Wheatley, Hill, Loofbourrow, Johnson (Creek), Peck, Looney, Fidler and Anglin were added as joint authors of Senate Bill No. 75.

HOUSE BILLS ON FIRST READING

The following Bill was received from the Honorable House and read for the first time:

ENGROSSED HOUSE BILL NO. 9, by Adair, Baggerly, Baldwin, Berry, Battenfield, Bilbrey, Bird, Briggs, Brown, Bryant, Cardwell, Carmichael, Christian (Creek), Christian (Tillman), Clark, Cobb, Cochran, Crowley, Daniel, Dukes, Dyer, Ebey, Easter, Forehand, Fry, Gilmer, Graham, James, Hybarger, Johnson (Comanche), Johnson (Pushmataha), Jolly, Kight, Lane etc. entitled:—An Act to aid and assist weak school districts for the fiscal years ending June 30th, 1927, and June 30th, 1928, respectively; repealing House Bill No. 98, Session Laws, 1925, and all Acts or parts of Acts in conflict herewith and declaring an emergency.

Upon motion of Senator Rexroat, the Senate adjourned to meet under the rules.

FOURTEENTH LEGISLATIVE DAY

Wednesday, January 19th, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 42.

Absent: Williamson. Total 1. .

Vacancy: 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 79—By Shearer. An Act providing for the cancellation of certain tax certificates and declaring an emergency.

SENATE BILL NO. 80, by Darnell.—An Act prohibiting the distribution, mailing, printing or writing of any unsigned advertisement by letter, circular or newspaper advertising in any general or special election for or against any candidate for office or for or against any initiated or referred measure; declaring such acts to be a crime and fixing the punishment for the violation thereof.

SENATE BILL NO. 81, by Soldiers' Relief Committee —An Act requiring copies of public records to be furnished without charge, for certain purposes, and declaring an emergency.

SENATE BILL NO. 82, by Mrs. Looney.—An Act to regulate the vocation of hair dressers and cosmetologists to provide for the licensing of persons to carry on and to teach such occupations, to insure better education of such practitioners, to provide rules and regulating the proper conduct and sanitation of hair dressers and cosmetologists and schools for the protection of the public health, to provide penalties for the violation thereof, and declaring an emergency

SENATE BILL NO 83, by Soldiers' Relief Committee. —An Act amending Section 8970, Compiled Oklahoma Statutes, 1921, so as to authorize county excise boards to make a levy for the purpose of defraying the expenses of county patients afflicted with tuberculosis at the Sulphur Tubercular Sanitorium at Sulphur, Oklahoma and declaring an emergency.

SENATE BILL NO. 84, by Ferguson.—An Act to amend Section 9583 of Article 2, Chapter 84. C. O. S., Annotated, 1921, relating to taxation of real estate mortgages.

SENATE BILL NO. 85, by Stewart.—An Act making a deficiency appropriation for the payment of Confederate Pensions for the fiscal year ending June 30, 1927, and declaring an emergency.

SENATE BILL NO. 86, by Anglin.—An Act creating a tax commission; prescribing the powers and duties of the commission and its agents; prescribing qualifications for members, fixing their salary and term of office; making an appropriation therefor; and providing for method of removing its members for cause.

SENATE BILL NO. 87, by Johnson of Caddo, Johnson (Creek), Storms, Goodall, Thomas, Stigler, Otjen and Hill.—An Act providing that all voted, funding and refunding bonds issued by municipalities shall be made to mature in equal annual installments beginning not less than three years from their date; regulating the sale of bonds and requiring all bond issues aggregating $5,000.00 or more, to be sold at an advertised sale to the bidder who will pay par and accrued interest for the lowest interest rate bond, etc.

SENATE BILL NO. 88, by Clark and Otjen of the Senate and Beck of the House.—An Act amending Section 10423, C. O. S. of 1921, and enlarging the provisions of such section so as to provide for the issuance of bonds by independent school districts for the purpose of repairing school buildings or purchasing school sites, as well as for the other purposes enumerated in such Act, and declaring an emergency.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 73—By Shearer of the Senate and Acton and Windle of the House. To Committee on Revenue and Taxation.

SENATE BILL NO. 74—By Shearer, Rexroat and Fidler, of the Senate and Acton and Windle of the House. To Committee on Revenue and Taxation.

SENATE BILL NO. 75—By Boyer, Storms, Johnson (Creek), Peck, Pullen, Gray, Wheatley, Hill, Loofbourrow, Rice, Austin and George of the Senate and Nance of the House. To Committee on Appropriations.

By unanimous consent, the names of Representatives Davis (Oklahoma), Graham and Brown were added as joint authors of Senate Bill No. 75.

SENATE BILL NO. 76—By Stigler. To Committee on Education.

SENATE BILL NO. 77—By Pullen. To Committee on Agriculture.

SENATE BILL NO. 78—By Graham of the Senate and Kight of the House. To Committee on Judiciary No. 1.

HOUSE BILL NO. 9—By Adair, Baggerly, et al. To Committee on Education.

Upon motion of Senator Rexroat, SENATE BILLS NOS. 63, 64, 65 and 66 were withdrawn from the Committee on Oil and Gas and referred to Judiciary Committee No. 1.

Upon motion of Senator Andrews, seconded by Senator Simmons, Senate Bills Nos. 63, 64, 65 and 66 were ordered printed, in advance of the reports of the Committee.

Senator Pullen asked unanimous consent of the Senate, which was granted, to place the name of Senator Rexroat as a joint author of Senate Bill No. 18, by Pullen.

Senator Darnell presiding.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Joint Resolution No. 3, Senate Bills Nos. 37 and 60 correctly engrossed.

BOYER, Chairman.

The Presiding Officer signed Engrossed Senate Joint Resolution No. 3, in open session, and ordered the same transmitted to the Honorable House.

THIRD READING

SENATE BILL NO. 37 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark Culp, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Peek, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 39.

Nays: 0.

Absent: Williamson. Total 1.

Not Voting: Gray, Loofbourrow, Stewart. Total 3.

Vacancy: 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer signed the engrossed copy of Senate Bill No. 37, in open session, and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 60 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stewart, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 37.

Nays: 0.

Absent: Williamson. Total 1.

Not Voting: Gray, Loofbourrow, Otjen, Shearer, Stigler. Total 5.

Vacancy: 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Hill, Johnson (Caddo), Johnson (Creek), Kinnerer, Looney, Marshall, McCurley, Nesbitt, Otjen Peck, Powers, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley: Total 35.

Nays: 0.

Absent: Williamson. Total 1.

Not Voting: Culp, Gray, Gulager, Loofbourrow, Shearer, Stewart Stigler. Total 7.

Vacancy: 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of Senate Bill No. 60 and ordered the same transmitted to the Honorable House.

The following Messages from the Honorable House were received and read:

TO THE PRESIDENT OF THE SENATE:

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 3—By Laskey Windle, Brown, Reeves,

Cobb and Smith of the House, and Goodall, Marshall and McCurley of the Senate, entitled:

A Resolution proposing an amendment of Section 3, Article 6, of the Constitution of the State of Oklahoma, defining the qualification of elective officers.

ENGROSSED HOUSE BILL NO. 49—By Moon, entitled:

An Act authorizing cities with a population of more than 30,000 inhabitants, according to the last Federal decennial census, to levy and collect a special ad valorem tax not exceeding one mill over and above and in excess of the six mill levy authorized for general purposes; the funds derived from said special tax shall be used exclusively for making permanent improvements within the city parks owned by such city; repealing all laws in conflict herewith and declaring an emergency,

ENGROSSED HOUSE BILL NO. 35—By Graham and Windle, entitled:

An Act authorizing and directing the State Board of Public Affairs to build and furnish a mansion for the Governor of Oklahoma and to landscape the grounds thereof; making an appropriation therefor and declaring an emergency,

and to inform you and through you the Honorable Senate that the same have been passed by the House of Representatives and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,

Chief Clerk.

TO THE PRESIDENT OF THE SENATE:

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 17—By Logan, entitled:

An Act repealing Sections 4334 to 4341, inclusive, Compiled Oklahoma Statutes, 1921, relating to State Cemeteries,

and to inform you and through you the Honorable Senate that the same has been passed by the House of Representatives, and signed by the Speaker in open session.

Yours truly,

BERT McDONEL,

Chief Clerk.

GENERAL ORDER

SENATE BILL NO. 3, by Reed, was taken up for consideration.

Section 1 was read.

Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 3, line 2, page 2, by adding after the word, "Clerk." and before the word, "at," the following, "in the loan division"

ANGLIN.

Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 3, line 6, page 2, by adding after the word, "Clerk," and before the word, "at," the following, "in the loan division"

ANGLIN.

Senator Anglin submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 3, line 8, page 2, by adding after the word, "stenographers," and before the word, "at," the following, "in the loan division"

ANGLIN.

Upon motion of Senator Reed, Section 1, as amended was adopted.

Section 2 was read.

Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 3, line 6, page 3, by adding after the word, "Clerk," and before the word, "seven," the following, "in the loan division."

ANGLIN.

Senator Anglin submitted the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 3, line 8, page 3, by adding after the word, "Clerk," and before the word, "six," the following, "in the loan division"

ANGLIN.

Senator Anglin submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 3, line 10, page 3, by adding after the word, "stenographers," and before the word, "twelve," the following "in the loan division"

ANGLIN.

Upon motion of Senator Reed, Section 2, as amended, was adopted.

Upon motion of Senator Reed, Senate Bill No. 3, as amended, was advanced to engrossment and third reading.

Senator Reed moved that the rules of the Senate be suspended and Senate Bill No. 3 be considered engrossed and placed on third reading and final passage, which motion prevailed.

SENATE BILL NO. 3 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Culp, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gulager, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Shearer, Shepherd, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley. Total 32.

Nays: Clark, Otjen. Total 2.

Absent: Williamson. Total 1.

Not Voting: Gray, Johnson (Caddo), Loofbourrow, Peck, Rice, Simmons, Stewart, Waldrep. Total 8.

Vacancy: 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gulager, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 37.

Nays: 0.

Absent: Williamson. Total 1.

Not Voting: Gray, Johnson (Caddo), Loofbourrow, Rice, Stigler. Total 5.

Vacancy: 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 3 was referred for engrossment.

SENATE JOINT RESOLUTION NO. 5, by Anglin, was taken up for consideration.

Sections 1 and 2 were read and adopted, upon motions of Senator Anglin.

Upon motion of Senator Anglin, Senate Joint Resolution No. 5 was advanced to engrossment and third reading.

SENATE BILL NO. 29, by Loofbourrow and Wheatley, was taken up for consideration.

Section 1 was read.

Senator Wheatley submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 29, line 9, page 3, by adding after line 9, line 9½, as follows: "Provided that none of the provisions of this bill shall be considered as curing any forged instrument or notarial certificate."

WHEATLEY.

Upon motion of Senator Wheatley, Section 1, as amended, was adopted.

Senator Wheatley moved that Senate Bill No. 29, as amended, be advanced to engrossment and third reading.

Senator Waldrep, as a substitute, moved that further consideration of Senate Bill No. 29 be deferred until tomorrow, without the bill losing its place on the calendar.

Senator Wheatley asked unanimous consent of the Senate, which was granted, to withdraw his motion to advance Senate Bill No. 29 to engrossment and third reading.

The vote recurring on the Waldrep motion, the same prevailed.

Senator Stigler asked that consideration of SENATE BILL NO. 38, by Stigler, be deferred for this legislative day, without the bill losing its place on the calendar, which was the order of the Chair.

HOUSE JOINT RESOLUTION NO. 3, by Logan, et al., of the House, and Loofbourrow and Wheatley of the Senate, was taken up for consideration.

Section 1 was read.

Senator Pullen submitted the following amendment, which was tabled upon motion of Senator Simmons:

Mr. President: I move to amend House Joint Resolution No. 3, line 8, page 2, by striking the word and figures, "March 15th," and inserting in lieu thereof the word and figure, "May 1st."

PULLEN.

Upon motion of Senator Wheatley, Section 1 was adopted.

Upon motion of Senator Loofbourrow, House Joint Resolution No. 3 was advanced to engrossment and third reading.

The following Committee Report was by unanimous consent submitted and adopted:

Mr. President: We, your Committee on Education to whom was referred House Bill No. 9, by Adair, and others, entitled:

An Act to aid and assist weak school districts for the fiscal years ending June 30th, 1927, and June 30th,

1928, respectively; repealing House Bill No. 98, Session Laws, 1925, and all acts or parts of acts in conflict herewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STORMS, Chairman.

By unanimous consent, House Bill No. 9, by Adair, et al, was referred to the Committee on Appropriations for further consideration.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE CONCURRENT RESOLUTION NO. 3, by Laskey, Windle, Brown, Reeves, Cobb and Smith of the House and Goodall, Marshall and McCurley of the Senate, entitled—A Resolution proposing an amendment of Section 3, Article 6, of the Constitution of the State of Oklahoma, defining the qualification of elective officers.

HOUSE BILL NO. 49, by Moon, entitled—An Act authorizing cities with a population of more than 30,000 inhabitants, according to the last Federal decennial census, to levy and collect a special ad valorem tax not exceeding one mill over and above and in excess of the six mill levy authorized for general purposes; the funds derived from said special tax shall be used exclusively for making permanent improvements within the city parks owned by such city; repealing all laws in conflict herewith and declaring an emergency.

HOUSE BILL NO. 35, by Graham and Windle, entitled —An Act authorizing and directing the State Board of Public Affairs to build and furnish a mansion for the Governor of Oklahoma and to landscape the grounds thereof; making an appropriation therefor and declaring an emergency.

HOUSE BILL NO. 17, by Logan, entitled—An Act repealing Sections 4334 to 4341, inclusive, Compiled Oklahoma Statutes, 1921, relating to State Cemeteries.

Upon motion of Senator Rexroat, the Senate adjourned to meet under the rules.

FIFTEENTH LEGISLATIVE DAY

Thursday, January 20, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by the President.

Upon roll call. the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Gray, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Williamson. Total 40.

Excused: Graham, Reed, Simmons. Total 3.

Vacancy: 1

The President announced a quorum present.

Prayer was offered by Dr. Jayne, Pastor of the First Methodist Church, Oklahoma City.

COMMITTEE REPORTS

The following Committee Reports were submitted, and the bills ordered printed and placed upon the calendar:

Mr. President: We, your Committee on Appropriations to whom was referred House Bill No. 9 by Daniel, entitled:

> An Act to aid and assist weak school districts for the fiscal years ending June 30th, 1927, and 1928, respectively; repealing House Bill 98, Session Laws 1925 and all Acts or parts of Acts in conflict herewith and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred Senate Bill No. 15 by Goodall, Loofbourrow and Graham, entitled:

> An Act amending Section 5735 of the Compiled Oklahoma Statutes, Annotated, 1921, as amended by Section 1 of Chapter 121 of the Session Laws of Oklahoma, 1924; fixing and reducing the terms of office of County Attorney, Court Clerk, County Clerk, County Surveyor, County Treasurer, County Public Weigher, County Assessor, and three County Commissioners, in every County of the State of Oklahoma, providing for service of unexpired terms, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman.

Mr. President: We, your Committee on Soldier's Relief to whom was referred Senate Bill No. 19, by Shearer and Rexroat, entitled:

A Bill entitled an Act amending Sections 9263, 9264 and 9265 of Article XIV, Compiled Oklahoma Statutes of 1921, relating to the Union Soldiers' Home, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass as amended.

SMITH, Chairman.

Mr. President: We, your Committee on Prohibition and Law Enforcement, to whom was referred Senate Bill No. 45, by Johnson (Caddo), Clark, Gray, Looney, Stigler, Anglin, Hill and Reed, entitled:

An Act amending Section 7007 Compiled Oklahoma Statutes Annotated 1921, relating to the keeping of a club room for the purpose of disposing of liquors the sale of which is prohibited by the Laws of Oklahoma,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

JOHNSON (Caddo) Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred Senate Bill No. 53, by Thomas of the Senate and Hines of the House, entitled:

An Act relating to the distribution of certain funds in counties having a population of not less than twenty-two thousand two hundred and thirty-seven (22,237) and not more than twenty-two thousand two hundred and fifty (22,250) as shown by the last Federal census, and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 68, by Boyer, Loofbourrow and Rice, entitled:

> An Act making an emergency appropriation for the year ending June 30th, 1927, for the Commissioners of the Land Office for abstracts, foreclosures and dispossessions and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred Senate Bill No. 75, by Boyer, Storms, Anglin, Fidler, George and Mrs. Looney, of the Senate, and Nance, of the House, entitled:

> An Act authorizing and directing the State Board of Public Affairs to build and equip a hospital in Oklahoma City, Oklahoma, said hospital to be connected with and under the management of the University Hospital to be known as "The Oklahoma Hospital for Crippled Children"; making an appropriation therefor and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass with the following amendments:

That the title be stricken and the following substituted therefor:

"An Act authorizing and directing the State Board of Public Affairs to build and equip a hospital in Oklahoma City, Oklahoma, said hospital to be under the management of the Medical Department of the State University; to be known as 'The Oklahoma Hospital for Crippled Children'; making an appropriation therefor and declaring an emergency."

At the end of Section 1, following the words, "three hundred thousand dollars ($300,000.00)", that the following be inserted:

"Said building to be erected upon lands belonging to the State, set aside for that purpose in connection with the University Hospital, in Oklahoma City, Oklahoma."

ANGLIN, Chairman.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Joint Resolution No. 5 and Senate Bill No. 3 correctly engrossed.

BOYER, Chairman.

Senator Gulager moved that the vote be reconsidered, by which Senate Bill No. 3 was passed, which motion prevailed.

Senator Gulager moved that the vote by which Senate Bill No. 3 was advanced to engrossment and third reading be reconsidered, for the purpose of making corrections, which motion prevailed.

Senator Gulager moved that the vote by which Section 1 was adopted be reconsidered, for the purpose of submitting an amendment, which motion prevailed.

Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 3, line 3, page 1, by inserting after the word, "the," and before the word, "Commissioners," the words, "office of the" and by correcting the title to conform thereto.

ANGLIN..

Senator Austin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 3, line 6, page 1, by inserting after the word, "paid," and before the word, "out," the word, "monthly"

AUSTIN.

Senator Austin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 3, line 3, page 2, by striking the word, "monthly"

AUSTIN.

Upon motion of Senator Loofbourrow, Section 1, as amended, was adopted.

Upon motion of Senator Loofbourrow, Senate Bill No. 3, as amended, was advanced to engrossment and and third reading.

Upon motion of Senator Rexroat the rules of the Senate were suspended and Senate Bill No. 3, as amended, was considered engrossed and placed on third reading and final passage.

SENATE BILL NO. 3 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Culp, Darnell, Ferguson, Fidler, George, Goodall, Gray, Gulager, Johnson (Caddo), Johnson (Creek), Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 35.

Nays: Clark Otjen. Total 2.

Excused: Graham, Reed, Simmons. Total 3.

Not Voting: Hill, Kimerer, Rice. Total 3

Vacancy: 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Culp Darnell, Ferguson, Fidler, George, Goodall, Gray, Gulager,

Johnson (Caddo), Johnson (Creek), Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 35.

Nays: 0.

Excused: Graham, Reed, Simmons. Total 3.

Not Voting: Hill, Kimerer, Pullen, Rice Terwilleger. Total 5.

Vacancy: 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 3 was referred for re-engrossment.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 89, by Rice.—An Act amending Section 7651, Chapter 64, Article 2, C. O. S. 1921, requiring the giving of notice as to mortgage on crops, and repealing all conflicting laws.

SENATE BILL NO. 90, by Waldrep.—An Act amending Section 6119, of the C. O. S. 1921, relating to expenditures in primary elections repealing all Acts or parts of Acts in conflict herein and declaring an emergency.

SENATE BILL NO. 91, by Waldrep—An Act amending Section 7296, C. O. S. 1921, relating to compensation of injured employees and the review of award made by the Industrial Commission, reepaling all Acts or parts of Acts in conflict therewith and declaring an emergency.

SENATE BILL NO. 92, by Anglin—An Act making appriation for the Secretary of State for the purchase of Compiled Oklahoma Statutes, 1921, to be used by the members of the Legislature, and to supply State and County Officials, and declaring an emergency.

SENATE BILL NO. 93, by Anglin—An Act providing for an annual tax levy by the State Board of Equalization; repealing all Acts or parts of Acts in conflict therewith, and declaring an emergency.

SENATE BILL NO. 94, by Gulager—An Act creating three Courts of Civil Appeals for the State of Oklahoma, defining their location, duties, powers and jurisdiction; making an appropriation therefor, and declaring an emergency.

SENATE BILL NO. 95, by Waldrep—An Act relating to township government, the powers and duties of township boards, road supervisors, compensation for township employees, and making other and further provisions with reference to the supervision of township roads, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 96, by Pullen and Waldrep.—An Act amending Section 3, Chapter 20, Oklahoma Session Laws, 1925, and relating to the refunding of gross production taxes erroneously collected from oil produced on Indian lands, which lands by statute or treaty provisions are exempt from taxation;

repealing all Acts or parts of Acts in conflict therewith and declaring an emergency.

SENATE BILL NO. 97, by McCurley of the Senate, and J. C. Smith of the House.—An Act amending Chapter 167 of the Session Laws, 1925, relating to motor license fees, collecting and distributing of the same.

SENATE BILL NO. 98, by Anglin and Austin.—An Act amending Section 3201, C. O. S. 1921, and providing that the judge of county courts in this State may charge and retain a fee of $3.00 for solemnizing marriages, and declaring an emergency.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 79—By Shearer. To Committee on Judiciary No. 1.

SENATE BILL NO. 80—By Darnell. To Committee on Privileges and Elections.

SENATE BILL NO. 81—By Soldiers' Relief Committee. To Committee on Soldiers' Relief.

SENATE BILL NO. 82—By Mrs. Looney. To Committee on Public Health.

SENATE BILL NO. 83—By Soldiers' Relief Committee. To Committee on Soldiers' Relief.

SENATE BILL NO. 84—By Ferguson. To Committee on Judiciary No. 2.

SENATE BILL NO. 85—By Stewart. To Committee on Appropriations.

SENATE BILL NO. 86—By Anglin. To Committee on Revenue and Taxation.

SENATE BILL NO. 87—By Johnson (Caddo), Johnson (Creek), Storms Goodall, Thomas, Stigler, Otjen and Hill. To Committee on Municipal Corporations.

SENATE BILL NO. 88—By Clark and Otjen of the Senate and Beck of the House. To Committee on Judiciary No. 2.

HOUSE BILL NO. 49—By Moon. To Committee on Revenue and Taxation.

HOUSE BILL NO. 35—By Graham and Windle. To Committee on Appropriations.

ENGROSSED HOUSE BILL NO. 17—By Logan. To Committee on State and County Affairs.

HOUSE CONCURRENT RESOLUTION NO. 3—By Laskey, Windle, Brown, Reeves, Cobb and Smith of the House and Goodall, Marshall and McCurley of the Senate. To Committee on Constitution and Constitutional Amendments.

THIRD READING

SENATE JOINT RESOLUTION NO. 5 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Gray, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 38.

Nays: 0.

Excused: Graham, Reed, Simmons. Total 3.

Not Voting: Austin, Stigler. Total 2.

Vacancy: 1.

The resolution having received the constitutional majority of the votes of all members elected to and contstituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Gray, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 39.

Nays: 0.

Excused: Graham, Reed, Simmons. Total 3.

Not Voting: Stigler. Total 1.

Vacancy: 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Joint Resolution No. 5 and ordered the same transmitted to the Honorable House.

HOUSE JOINT RESOLUTION NO. 3 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Gray, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 39.

Nays: 0.

Excused: Graham, Reed, Simmons. Total 3.

Not Voting: Stewart. Total 1.

Vacancy: 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Gray, Gulager, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stigler Storms, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Excused: Graham, Reed, Simmons. Total 3.

Not Voting: Hill, Stewart, VanDall. Total 3.

Vacancy: 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Joint Resolution No. 3 and ordered the same transmitted to the Honorable House.

President Pro Tempore Williamson presiding.

Senator Storms moved that HOUSE BILL NO 9, by Daniel, be taken up for immediate consideration, which motion prevailed.

Section 1 was read and adopted upon motion of Senator Storms.

Section 2 was read.

Senator Otjen submitted the following amendment, which was tabled, upon motion of Senator Johnson (Caddo):

Mr. President: I move to amend House Bill No. 9, line 11, page 2, by adding after the word, "education," the words, "together with the President of Oklahoma University and President of Oklahoma A. & M. College."

OTJEN.

Upon motion of Senator Storms, Section 2 was adopted as read.

Section 3 was read.

Senator Ferguson submitted the following amendment, which was tabled, upon motion of Senator Storms:

Mr. President: I move to amend House Bill No. 9, by striking all of lines 3, 4, 5 and that part of line 6, page 5, up to and including the word, "deducted"

FERGUSON.

Upon motion of Senator Storms, Section 3 was adopted, as read.

Vice President Pro Tempore Stigler presiding.

Sections 4, 5, 6, and 7 were read and adopted, upon motions of Senator Storms.

Section 8 was read.

Senator Anglin submitted the following amendment which was adopted:

Mr. President: I move to amend House Bill No. 9, line 2, page 8, by striking the words and figures, "House Bill No. 98," and inserting the words and figures, "Chapter 123, Oklahoma"

ANGLIN.

Senator Anglin submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend House Bill No. 9, line 11, page 7, by striking the words, "is hereby expressly and specificially repealed," and inserting in lieu thereof the words "is hereby repealed"

ANGLIN.

Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 9, line 4, page 8, by striking the word, "and," and inserting the word, "or"

ANGLIN.

Senator Stewart submitted the following amendment, which was tabled, upon motion of Senator Storms:

Mr. President: I move to amend House Bill No. 9, line 5, page 8, by adding after the words "together with," the words, "and the fund raised under said act shall revert to the general funds of the State."

STEWART.

Upon motion of Senator Storms, Section 8, as amended, was adopted.

Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 9, in the title thereof, by striking the words and figures, "House Bill No. 98," and inserting the words and figures, "Chapter 123, Oklahoma"

ANGLIN.

Upon motion of Senator Storms, House Bill No. 9, as amended was advanced to engrossment and third reading.

Upon motion of Senator Storms the rules of the Senate were suspended and House Bill No. 9, as amended, was considered engrossed and placed on third reading and final passage.

HOUSE BILL NO. 9 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Culp, Darnell, Fidler, George, Goodall, Gray, Gulager, Johnson (Caddo), Johnson (Creek), Looney, Marshall, McCurley, Nesbitt, Ottjen, Peck, Pullen, Rexroat, Rice, Shearer Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 34.

Nays: Clark, Ferguson. Total 2.

Excused: Graham, Reed, Simmons. Total 3.

Not Voting: Hill, Kimerer, Loofbourrow, Powers. Total 4.

Williamson. Total 5.

Vacancy: 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Gray, Gulager, Johnson (Caddo), Johnson (Creek), Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Rexroat, Rice, Shearer Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Excused: Graham Reed, Simmons. Total 3.

Not Voting: Hill, Kimerer, Loofbourrow, Powers. Total 4.

Vacancy: 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 9 was referred for engrossment.

Senator Gulager sent up the following explanation of his vote:

Mr. President: I vote in the affirmative for the reason another bill follows to get money in new bill other than from ad valorem tax but by a special tax.

GULAGER.

GENERAL ORDER

SENATE BILL NO. 29, by Loofbourrow and Wheatley, was taken up for further consideration.

Upon motion of Senator Wheatley, Senate Bill No. 29, the sections of which were adopted on yesterday, was advanced to engrossment and third reading.

Senator Fidler asked unanimous consent of the Senate, which was granted, to take up for immediate consideration SENATE BILL NO. 75, by Boyer, et al, of the Senate, and Davis, et al, of the House.

Section 1 was read.

Senator Boyer submitted the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 75, by striking the words, beginning with "said building to be erected," etc., up to and including the words, "in Oklahoma City, Oklahoma," and inserting in lieu thereof the words, "same to be located on land set aside for the medical department of the State University, located at Oklahoma City."

BOYER.

Upon motion of Senator Boyer, Section 1, as amended, was adopted.

Section 2 was read and adopted, upon motion of Senator Fidler.

Upon motion of Senator Boyer Senate Bill No. 75, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Boyer the rules of the Senate were suspended and Senate Bill No. 75, as amended, was considered engrossed and placed on third reading and final passage.

SENATE BILL NO. 75 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George Goodall, Gray, Johnson (Caddo), Johnson (Creek), Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Rexroat, Rice Shepherd, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 33.

Nays: Gulager. Total 1.

Excused: Graham, Reed, Simmons. Total 3.

Not Voting: Hill Kimerer, Loofbourrow, Powers, Shearer, Stewart. Total 6.

Vacancy: 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Culp, Darnell, Ferguson, Fidler, George, Goodall, Gray Johnson (Caddo), Johnson (Creek), Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Rexroat Rice, Shepherd, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall Waldrep, Wheatley, Williamson. Total 33.

Nays: Gulager, Smith. Total 2.

Excused: Graham, Reed, Simmons. Total 3.

Not Voting: Hill, Kimerer, Loofbourrow, Powers, Shearer. Total 5.

Vacancy: 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 75 was referred for engrossment.

President Pro Tempore Williamson presiding.

The following Message from the Honorable House was received and read:

TO THE PRESIDENT OF THE SENATE,

SIR:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 75, by Singletary and Fry, entitled:

An Act amending Section 1, Chapter 48, Senate Bill 44, of the Session Laws of 1923-1924, and repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency,

ENGROSSED HOUSE BILL NO. 118, by Soldiers' Relief Committee entitled:

An Act re-enacting and amending Chapter 136, Session Laws of Oklahoma, 1923, being an Act entitled "An Act re-enacting and amending Section 8820, of the Compiled Oklahoma Statutes, 1921, the same being a Bill entitled 'An Act providing for and regulating hawking and peddling by ex-Confederate and ex-Union soldiers and their widows,' so as to make the provisions thereof applicable to veterans of the Spanish American and the World Wars, and declaring an emergency," so as to restrict the same, so far as World War Veterans are concerned, to disabled ex-service persons recommended by an American Legion post executive committee and providing for the revocation of the exemption granted thereby, and declaring an emergency,

and to inform you and through you the Honorable Senate that the same have been passed by the House of Representatives and signed by the Speaker in open session.

Yours truly,

BERT McDONEL,

Chief Clerk.

Upon motion of Senator Pullen, House Bill No. 75 was ordered printed.

Upon motion of Senator Stigler, 500 copies of House Bill No. 9, as amended, were ordered printed.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE BILL NO. 75, by Singletary and Fry, entitled: —An Act amending Section 1, Chapter 48, Senate Bill No. 44, of the Session Laws of 1923-1924, and repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency.

HOUSE BILL NO. 118, by Soldiers' Relief Committee, entitled:—An Act re-enacting and amending Chapter 136, Session Laws of Oklahoma, 1923, being an Act entitled "An Act re-enacting and amending Section 8820, of the Compiled Oklahoma Statutes, 1921, the same being a Bill entitled 'An Act providing for and regulating hawking and peddling by ex-Confederate and ex-Union soldiers and their widows' so as to make the provisions thereof applicable to veterans of the Spanish American and the World Wars, and declaring an emergency," so as to restrict the same, so far as World War veterans are concerned, to disabled ex-service persons recommended by an American Legion post executive committee and providing for the revocation of the exemption granted thereby, and declaring an emergency.

Upon motion of Senator Rexroat, the Senate adjourned to meet under the rules.

SIXTEENTH LEGISLATIVE DAY

Friday, January 21st, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Gray, Gulager, Johnson (Caddo), Johnson (Creek), Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Reed, Rexroat, Rice, Shepherd, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 33.

Excused: Austin, Culp, Graham, Hill, Kimerer, Loofbourrow, Powers, Shearer, Simmons, Storms. Total 10.

Vacancy: 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

Senator Rexroat moved that a Committee of 3 be appointed to examine the credentials of J. B. Harper, Senator-elect from the 21st Senatorial District, elected on the 18th day of January, 1927, to fill the unexpired term of the late D. A. Shaw.

The motion prevailed and the President appointed Senators Andrews, Waldrep and Marshall.

The President announced the Senate at ease, pending the report of the special committee.

The Senate was called to order by the President

Senator Andrews, on behalf of the special committee appointed to examine the credentials of Senator-elect J. B. Harper, submitted the following Committee Report, which was adopted:

Mr. President: We, your Special Committee appointed to examine the credentials of J. B. Harper, Senator-elect of the unexpired term of the late D. A. Shaw, of the 21st Senatorial District, beg leave to advise that we have had the same under consideration and report that J. B. Harper was duly elected Senator of and for the 21st Senatorial District, at a special election held throughout said district, on the 18th day of January, 1927, and is entitled to qualify and to be received as a member of this Body.

Respectfully submitted,

(SIGNED) TOM C. WALDREP,
GUY L, ANDREWS,
H. L. MARSHALL.

Senator Rexroat moved that the President appoint a Committee of 3 to escort Senator-elect J. B. Harper to the President's desk, there to have administered the official oath.

The motion prevailed and the President appointed Senators Rexroat, Ferguson and Looney.

Justice E. F. Lester, of the Supreme Court, administered the official oath to Senator-elect J. B. Harper.

Senator Gulager moved that when the Senate adjourns today, it adjourn to meet under the rules on Monday, January 24th, which motion prevailed.

The following Message from the Governor was received and read:

To the Honorable Senate,
of the Eleventh Legislature,

BUILDING.

Gentlemen:

There is pending before you House Bill No. 75, entitled:

An Act amending Section 1, Chapter 46, Senate Bill 44, of the Session Laws of 1923-24, and repealing all Laws and parts of Laws in conflict herewith, and declaring an emergency."

I am anxious that this bill be acted upon very quickly for many reasons, the leading of which are as follows:

1st. That the present status of the Highway Department is such that it is impossible to bring about harmony and pleasant relationships with said Department and the Executive's Office.

2nd. One of the principal purposes of making the Highway Department a continuing board was to keep it out of active participation in the campaigns and to keep it from becoming a part of the political machine. Recent experience discloses that this purpose has evidently failed.

3rd. There is an audit now pending in the Department for the past year and it has been pending since about November 1st, and notwithstanding some good auditors have been assigned to the work, the books have been so kept that it has required two and a half months, and the report is not yet available for your use. The status of accounts of one of our Departments would indicate a serious need of changed methods in handling their business.

4th. In the audit filed on February 6, 1926, by George J. Mechling, the State Examiner and Inspector, being file No. 4217-18, Record No. R-636, there appears the following statement on page 7:

"We find the state aid and maintenance ledgers as kept are in such shape *as to be almost worthless and no reliance can be placed on them.* So much so that we recommend they be discontinued and new ledger accounts opened on the balances as shown by this report. A register was kept of the total warrants issued and balanced with the State Auditor's books, but the subsidiary project ledger accounts *do not balance with the control accounts.*. These project accounts were checked with the claims and in *one account* it was found 105 claims had been posted wrong. The greater number of the accounts had to be corrected, as the ledger, in but few cases, reflected the correct status of the projects."

On page 2 appears the following:

"It has been the practice of the department to accept county warrants registered as non-payable for want of funds, in payment of county deposits on projects. At this date (12-11-25) the department is holding over $80,000.00 of such and recently sold $55,000.00 worth. We know of no law that empowers the Highway Commission to deal in warrants and by its endorsement put the department behind the warrant, in case it, for any reason, should be protested or litigation started

to stop payment. It is for the county to put up cash. This can be done by the county treasurer taking up the warrant from the sinking fund of his county, where there may be such, or by negotiating its sale."

"We found a number of claims had been paid that do not show approved by the Commission. It has been the custom of the Commisioners to approve a list of claims scheduled on a printed form and signed at the bottom of the sheet. In most cases the sheet is not half filled and there is no total shown at the end of the list. There is nothing to prevent the blank space being filled up with unauthorized claims after the Commissioners have signed for the claims they intended to allow. We recommend that the Commissioners approve and sign each claim allowed by them."

On page 3 appears the following:

"This examination should also include the accounts of the automobile department. On August 31, 1925, I notified the Secretary of the Department that under House Bill No. 59, 1925, your office would make this examination and asked him to have all of the books posted up to October 31, 1925. *The books are not posted as required up to this date* and in consequence no audit of that department has been made."

From the last quoted paragraph it will be noted that the request was made against the Highway Department on August 31st to post its books for the purpose of the audit and the audit was not filed until February 6, 1926. This request was pending 5 months and 6 days without compliance therewith and the Auditor's report of that date had to be filed without anything upon which to make an absolute safe basis.

It may appear to be an unseemly matter for the Executive's Office to have trouble with departments, and I greatly dislike being placed in that position but the status of the af-

fairs of that Commission should not be longer ignored. I therefore ask that you call on the Examiner and Inspector to exhibit to you his report, which is the report hereinbefore referred to, and witness for yourselves this sad and sorrowful method of conducting the public affairs and manipulating the cash of the tax payers.

I believe first of all that every department should be able to justify its expenditures.

2nd. That whether the expenditures be wise or not, the books thereon should be so kept that we may know where and for what reasons the funds are expended.

In order to expedite the audit of these books and the placing of the Highway Department into co-ordinate with the Executive Office, and in the interest of the public service I am asking a speedy action on the above named bill.

The principal trouble with the present system is:

1st. That it has worked out to be a one-man system, conducted under the autocracy of one controlling will. This can be in part relieved by making a five man Board.

2nd. The benefits under the laws now administered may be centralized and focused to one desire and purpose. The State Highway system should be conducted on a state-wide basis in the service of all the people. I therefore believe that increasing the number should improve conditions.

3rd. As to the length of term. If a man proves to be a high class Commissioner, the next administration will be able to discover his worth. On the other hand if he is an undesirable person, his presence is a mere obstruction to the service.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

COMMITTEE REPORTS

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 9, Senate Bills Nos. 3, 29 and 75 properly engrossed.

BOYER, Chairman.

Engrossed House Bill No. 9, as amended, together with Engrossed Senate Amendments thereto, was signed by the President in open session and ordered returned to the Honorable House.

By unanimous consent, the Journal for the 15th legislative day, pages 376 and 377, was ordered corrected to show Senator Williamson voting for House Bill No. 9 and the emergency thereto.

Senate Bills Nos. 3 and 75 were signed by the President in open session and ordered transmitted to the Honorable House.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 99, by Johnson (Caddo).—An Act amending Section 8, Chapter 124, Session Laws of Oklahoma, 1923-1924, regulating trapping, seining, weiring or potting of fish; in this State; repealing all Acts or parts of Acts in conflict therewith, and declaring an emergency.

SENATE BILL NO. 100, by Andrews.—An Act providing aid and support for dependent relatives of prisoners confined in the penitentiary in the State of Oklahoma out of the net earnings of said institutions; establishing a Board of Control to supervise allowance of same; regulating procedure to obtain aid, and declaring an emergency.

SENATE BILL NO. 101, by Wheatley and Andrews.—An Act amending Sections 3024, 3025, 3026, 3027 and 3034, C. O. S. 1921, and relating to the number and salaries, districts and election of Justices of the Supreme Court of Oklahoma; provided that said court be divided into three divisions, defining the powers and duties of said divisions, and repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 102, by Gulager of the Senate and Stovall of the House.—An Act creating a State Tax Commission; prescribing the powers and duties of the Commission and its agents; prescribing qualification for members, fixing their salaries and terms of office; providing for a uniform system of assessment of property for the purpose of taxation; making the system for the appraisal of property for taxation purposes which may be adopted and the rules for its application mandatory upon all assessing officers; providing for penalties for any violation of this Act; and declaring an emergency.

SENATE BILL NO. 103, by Gulager.—An Act amending Section 5361 of Compiled Oklahoma Statutes, 1921, and declaring an emergency.

SENATE CONCURRENT RESOLUTION NO. 4, by Soldiers' Relief Committee.—A Resolution memorializing Congress to pass a law permitting adjusted compensation certificates to be pledged as security for loans by Federal Banks, the Veterans Bureau of the United States Treasury, and United States Post Office.

SECOND READING

The following bills and resolutions were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 89, by Rice.—To Committee on Judiciary No. 2.

SENATE BILL NO. 90, by Waldrep.—To Committee on Privileges and Elections.

SENATE BILL NO. 91, by Waldrep.—To Committee on Judiciary No. 1.

SENATE BILL NO. 92, by Anglin.—To Committee on Appropriations.

SENATE BILL NO. 93, by Anglin.—To Committee on Revenue and Taxation.

SENATE BILL NO. 94, by Gulager.—To Committee on Judiciary No. 1.

SENATE BILL NO. 95, by Waldrep.—To Committee on State and County Affairs.

SENATE BILL NO. 96, by Pullen and Waldrep.—To Committee on Revenue and Taxation.

SENATE BILL NO. 97, by McCurley of the Senate and J. C. Smith of the House.—To Committee on Roads and Highways.

SENATE BILL NO. 98, by Anglin and Austin.—To Committee on Fees and Salaries.

HOUSE BILL NO. 75, by Singletary and Fry.—To Committee on Roads and Highways.

HOUSE BILL NO. 118, by Soldiers' Relief Committee. —To Committee on Soldiers' Relief.

Senator Pullen asked unanimous consent, which was granted, to have SENATE BILL NO. 77, by Pullen, withdrawn from the Committee on Agriculture and referred to the Committee on Fees and Salaries.

THIRD READING

SENATE BILL NO. 29 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Gray Gulager, Harper, Johnson (Caddo), Johnson (Creek), Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Reed, Rexroat, Shepherd, Stewart, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 29.

Nays: Goodall, Smith. Total 2.

Excused: Austin, Culp, Graham, Hill, Kimerer, Loofbourrow, Powers, Shearer, Simmons, Storms. Total 10.

Not Voting: Rice, Terwilleger, Waldrep. Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Gray, Gulager, Harper, Johnson (Caddo), Johnson (Creek), Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Reed, Rexroat, Rice, Shepherd, Stewart, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 31.

Nays: 0.

Excused: Austin, Culp, Graham, Hill, Kimerer, Loofbourrow, Powers, Shearer, Simmons, Storms. Total 10.

Not Voting: Smith, Terwilleger, Waldrep. Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 29 and ordered the same transmitted to the Honorable House.

GENERAL ORDER

SENATE BILL NO. 68, by Boyer, Loofbourrow and Rice was taken up for consideration.

Sections 1 and 2 were read and adopted, upon motions of Senator Boyer.

Upon motion of Senator Boyer, Senate Bill No. 68 was advanced to engrossment and third reading.

Senator Goodall aked that consideration of SENATE BILL NO. 15, by Goodall and Loofbourrow, be deferred for this legislative day without the bill losing its place on the calendar, which was the order.

SENATE BILL NO. 53, by Thomas, of the Senate, and Hines, of the House, was taken up for consideration.

Sections 1 and 2 were read and adopted, upon motions of Senator Thomas.

President Pro Tempore Williamson presiding.

Upon motion of Senator Thomas, Senate Bill No. 53 was advanced to engrossment and third reading.

Upon motion of Senator Thomas, the rules of the Senate were suspended and Senate bill No. 53 was considered engrossed and placed on third reading and final passage.

SENATE BILL NO. 53 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Gray, Gulager, Harper, Johnson (Caddo), Looney, Marshall McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shepherd, Smith, Stewart, Stigler, Thomas, Waldrep, Wheatley, Williamson. Total 30.

Nays: 0.

Excused: Austin, Culp, Graham, Hill, Kimerer, Loofbourrow, Powers, Shearer, Simmons, Storms. Total 10.

Not Voting: Johnson (Creek), Peck, Terwilleger, VanDall. Total 4.

The bill having received the constitutional majority of

the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Gray, Gulager, Harper, Johnson (Caddo), Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shepherd, Smith, Stewart, Stigler, Thomas, Waldrep, Wheatley, Williamson. Total 30.

Nays: 0.

Excused: Austin, Culp, Graham, Hill, Kimerer, Loofbourrow, Powers, Shearer, Simmons, Storms. Total 10.

Not Voting: Johnson (Creek), Peck, Terwilleger, VanDall. Total 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 53 was referred for engrossment.

Senator Andrews sent up the following explanation of his vote:

Mr. President: I vote "Aye," upon Senate Bill No. 53, purely from deference to the judgment of Senators as to a local situation and with distinct disapproval of the spirit of the bill.

ANDREWS.

SENATE BILL NO. 19, by Shearer and Rexroat, of the Senate, et al, of the House, was taken up for consideration.

Section 1 was read.

Senator Pullen submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 19, lines 4 and 5, page 2, by striking the words, "in the Great War of the Central Powers," and inserting the words, "the Late World War."

PULLEN.

Upon motion of Senator Smith, Section 1, as amended, was adopted.

Section 2 was read.

Senator Smith submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 19, line 11, page 3, by striking after the word, "Oklahoma," and before the word, "of," the word, "Post," and substituting therefor the word, "Department"

SMITH.

Senator Otjen submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 19, line 8, page 3, by striking the word, "American," and in line 9, page 3, by striking the word, "American," and substituting the words, "War Veterans"

OTJEN.

Upon motion of Senator Smith Section 2, as amended, was adopted.

Sections 3, 4, and 5 were read and adopted, upon motions of Senator Smith.

Upon motion of Senator Smith, Senate Bill No. 19, as amended, was advanced to engrossment and third reading.

Senator Pullen moved that the rules of the Senate be suspended and Senate Bill No. 19, as amended, be considered engrossed and placed on third reading and final passage, which, by unanimous consent being granted, he withdrew.

SENATE BILL NO. 45, by Johnson (Caddo), et al, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Johnson (Caddo).

Upon motion of Senator Johnson (Caddo), Senate Bill No. 45 was advanced to engrossment and third reading.

SENATE BILL NO. 46, by Johnson (Caddo) et al, was taken up for consideration.

Section 1 was read.

Senator Fidler submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Bill No. 46, line 5, page 1, by adding after the word, "away," and before the word, "or," the words, "or to present to any member of the Legislature"

FIDLER.

Upon motion of Senator Johnson (Caddo), Section 1 was adopted, as read.

Upon motion of Senator Johnson (Caddo), Senate Bill No. 46 was advanced to engrossment and third reading.

Upon motion of Senator Rexroat, the Senate adjourned, to meet under the rules on Monday, January 24th.

SEVENTEENTH LEGISLATIVE DAY

Saturday, January 22nd, 1927

NO SESSION

EIGHTEENTH LEGISLATIVE DAY

Monday, January 24th, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by its President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 43.

Excused: Culp. Total 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

COMMITTEE REPORTS

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 19, 45, 46, and 68 correctly engrossed.

BOYER, Chairman.

The following Committee Reports were submitted, and the bills ordered printed and placed upon the calendar:

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 42, by Mrs. Looney, entitled:

> An Act providing per diem and expenses for the members of the State Board of Agriculture for the remainder of the year ending June 30, 1927, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 54, by Committee on Agriculture, entitled:

> An Act making an emergency appropriation to be used by the State Market Commission for the fiscal year ending June 30th, 1927, in the inspection of farm products and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 92, by Anglin, entitled:

An Act making appropriation for the Secretary of State for the purchase of Compiled Oklahoma Statutes, 1921, to be used by the Members of the Legislature, and to supply State and County Officers, and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 104, by Pullen.—A Bill amending Section 2820, C. O. S. 1921, relating to power of Criminal Court of Appeals, and declaring an emergency.

SENATE BILL NO. 105, by Pullen.—A Bill making a supplemental appropriation for support and maintenance of the Oklahoma School for the Deaf at Sulphur, Oklahoma, for the fiscal year ending June 30, 1927, and declaring an emergency.

SENATE BILL NO. 106, by VanDall and Otjen.—An Act amending Section 9947 C. O. S. 1921, relating to the payment of Corporation License Tax, and declaring an emergency.

SENATE BILL NO. 107, by Anglin.—An Act making general appropriation for the Budget of the Legislative, Executive and Judicial Departments of the State, and for the principal and interest of the public debt, for the fiscal years ending June 30, 1928, and June 30, 1929, by functions of each department in accordance with the Budget classifications adopted by the Governor.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 99, by Johnson of Caddo.—To Committee on Fish and Game.

SENATE BILL NO. 100, by Andrews.—To Committee on Penal Institutions.

SENATE BILL NO. 101, by Wheatley and Andrews.—To Committee on Judiciary No. 1.

SENATE BILL NO. 102, by Gulager of the Senate and Stovall of the House.—To Committee on Revenue and Taxation.

SENATE BILL NO. 103, by Gulager..—To Committee on Judiciary No. 2.

THIRD READING

SENATE BILL NO. 68 was read for the third time at length:

The question being, "Shall the bill pass?' the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell Fidler George, Goodall, Graham, Gray, Harper, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Excused: Culp. Total 1.

Not Voting: Anglin, Ferguson, Gulager, Hill, Otjen, Pullen Rice. Total 7.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Harper, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Excused: Culp. Total 1.

Not Voting: Anglin, Ferguson, Gulager, Hill, Otjen, Pullen, Rice. Total 7.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President in open session signed the engrossed copy of Senate Bill No. 68 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 19 was read for the third time at length.

Senator Smith asked unanimous consent of the Senate, which was granted, to submit the following amendment to Engrossed Senate Bill No. 19, which was adopted:

Mr. President: I move to amend Senate Bill No. 19, line 7, page 4, by striking after the word, "be," and before the word, "shall," the word, "practical" and substitute the word, "practicable," therefor.

SMITH.

The question being, "Shall the bill, as amended pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Harper, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Excused: Culp. Total 1.

Not Voting: Anglin, Ferguson, Gulager, Hill, Otjen, Rice. Total 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill, as amended, become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 39.

Nays: 0.

Excused: Culp. Total 1.

Not Voting: Anglin, Gulager, Otjen, Rice. Total 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 19 was referred for re-engrossment.

SENATE BILL NO. 45 was read for the third time at length.

Senator Smith asked unanimous consent of the Senate to submit two amendments to Senate Bill No. 45, to which Senator VanDall voiced objections.

Senator Johnson (Caddo) requested unanimous consent, which was granted, to defer further consideration of Senate

Bill No. 45 for this legislative day, without the bill losing its place on the calendar.

Senator Waldrep presiding.

SENATE BILL NO. 46 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer Clark, Darnell, George, Goodall, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Looney, Marshall, Nesbitt Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler Storms, Thomas, Waldrep, Wheatley, Williamson. Total 32.

Nays: Andrews, Ferguson, Graham, Loofbourrow, McCurley, Simmons, Smith, VanDall. Total 8.

Excused: Culp. Total 1.

Not Voting: Fidler, Otjen, Terwilleger. Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of Senate Bill No. 46 and ordered the same transmitted to the Honorable House.

Senator Smith sent up the following explanation of his vote:

Mr. President: I vote "No," on this bill because the present law in this regard is not enforced and until there are prosecutions and convictions under the present law there is no use to legislate new laws which will likewise be not enforced.

SMITH.

Senator Johnson (Caddo) asked unanimous consent of the Senate which was granted, to withdraw his request—that consideration of Senate Bill No. 45 be deferred—and that said bill be placed on third reading and final passage.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, George, Goodall, Gray, Gulager, Harper, Hill, Johnson (Caddo), Looney, Marshall, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, Thomas, Waldrep, Williamson. Total 26.

Nays: Andrews, Ferguson, Graham Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Powers, Simmons, Smith, VanDall, Wheatley. Total 14.

Excused: Culp. Total 1.

Not Voting: Fidler, Otjen, Terwilleger. Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of Senate Bill No. 45 and ordered the same transmitted to the Honorable House.

Senator Smith sent up the following explanation of his vote:

Mr. President: I vote "No," on Senate Bill No. 45, because the same is unconstitutional and further that the minimum punishment remains the same and until our present laws are enforced to the limit, we have no need of more stringent measures.

SMITH.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 53 correctly engrossed.

BOYER, Chairman.

Senate Bill No. 53 was signed by the Presiding Officer in open session, and ordered transmitted to the Honorable House.

Senator VanDall asked unanimous consent of the Senate which was granted, to submit the following supplemental Committee Report, which was adopted:

January 24th, 1927.

Mr. President: We, your Committee on Committees, beg to herewith submit for your approval, the following committee assignments of the incoming Senator of the 23rd District, Senator Jess Harper:

Appropriations Committee,
Agriculture Committee,
Fish and Game Committee,
Revenue and Taxation Committee,
Roads and Highways Committee,
Privileges and Elections Committee.

Also to assign Senator Johnson of Caddo County to the Committee on Irrigation, Drainage and Geological Survey.

VAN DALL, Chairman.

Senator Anglin moved that the rules of the Senate be suspended and SENATE BILL NO. 54 by Committee on Agriculture, be taken up for immediate consideration, which motion prevailed.

Section 1 was read.

Senator Gulager moved that Senate Bill No 54 be referred to the Committee on Appropriations, which motion was tabled upon motion of Senator Anglin.

Senator Gulager submitted the following amendment, which failed of adoption:

Mr. .President: I move to amend Senate Bill No. 54, line 3, of the typewritten bill, by striking the words and figures, "Five Thousand ($5,000.00) Dollars," and substituting therefor the words and figures, "Three Thousand ($3.000.00) Dollars."

GULAGER.

Upon motion of Senator Anglin, Section 1, as read was adopted.

Upon motion of Senator Anglin, Senate Bill No 54 was advanced to engrossment and third reading.

Upon motion of Senator Rexroat, the rules of the Senate were suspended and Senate Bill No. 54 was considered engrossed and placed on third reading and final passage.

SENATE BILL NO. 54 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Fidler, George, Goodall, Graham, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Peck. Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep Wheatley, Williamson. Total 35.

Nays: Darnell, Ferguson, Gray, Gulager, McCurley, Otjen, Pullen. Total 7.

Excused: Culp. Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Fidler, George, Goodall, Graham, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: Darnell, Ferguson, Gray Gulager, Otjen, Pullen. Total 6.

Excused: Culp. Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 54 was referred for engrossment.

The President presiding.

Senator Stewart was recognized, speaking to a question of personal privilege, and stated The News, a local paper, had quoted him as opposing, in caucus, House Bill No. 75, the Highway bill. He further stated that such a statement was untrue and that he had not indicated to anyone his position in the matter.

The following Messages were received from the Honorable House and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you and through you the Honorable Senate that the House has concurred in the Senate Amendments to:

ENGROSSED HOUSE BILL NO. 9, by Adair, Baggerly, Baldwin, et al entitled:

An Act to aid and assist weak school districts for the fiscal years ending June 30, 1927, and June 30, 1928, respectively; repealing House Bill 98, Session Laws 1925, and all Acts or parts of Acts in conflict herewith and declaring an emergency,

and the same has been passed by the House as amended.

Yours truly,

BERT McDONEL,
Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 91, by Wilson and Maxwell, entitled:

An Act repealing Sections 3407, 3408 3409, 3410 and 3411 of the Compiled Oklahoma Statutes annotated, 1921, relating to Broken Arrow Court, Division of County Court, Tulsa County, Oklahoma; providing for the transfer of all actions, suits and probate proceedings from the Broken Arrow Division of the County Court of Tulsa County to the County Court of said County, providing for the transfer of all records, instruments and documents now in the possession of and on file in said Court to the County Court of Tulsa County and declaring an emergency.

and to inform you and through you the Honorable Senate that the same has been passed by the House of Representatives and signed by the Speaker in open session.

Yours truly,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 105, by Hines of the House and Thomas of the Senate, entitled:

An Act relating to the distribution of certain funds in counties having a population of not less than twenty-two thouand two hundred and thirty-seven (22,237) and not more than twenty-two thousand two hundred and fifty (22,250). as shown by the last Federal decennial census and declaring an emergency.

and to inform you and through you the Honorable Senate that the same has been passed by the House of Representatives and signed by the Speaker in open session. .

Yours truly,

BERT McDONEL,

Chief Clerk.

Senator Darnell sent up the following motion, which was adopted:

Mr. President: I move that the Senate order that, hereafter, no person will be permitted to place on the Senators' desks or in their mail boxes, except by regular mail, any written or printed matter, except by the consent of the Senate, or in response to its request.

DARNELL.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE BILL NO. 91, by Wilson and Maxwell, entitled:—An Act repealing Sections 3407, 3408, 3409, 3410

and 3411 of the Compiled Oklahoma Statutes annotated, 1921, relating to Broken Arrow Court, Division of County Court, Tulsa County, Oklahoma; providing for the transfer of all actions, suits and probate proceedings from the Broken Arrow Division of the County Court of Tulsa County to the County Court of said County, providing for the transfer of all records, instruments and documents now in the possession of and on file in said Court to the County Court of Tulsa County and declaring an emergency.

HOUSE BILL NO. 105, by Hines of the House and Thomas of the Senate, entitled:—An Act relating to the distribution of certain funds in counties having a population of not less than twenty-two thousand two hundred and thirty-seven (22,237) and not more than twenty-two thousand two hundred and fifty (22,250), as shown by the last Federal decennial census and declaring an emergency.

Upon motion of Senator Rexroat, the Senate adjourned to meet under the rules.

NINETEENTH LEGISLATIVE DAY

Tuesday, January 25th, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by its President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 43.

Excused: Culp. Total 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

Senator Rice asked unanimous consent of the Senate, which was granted, to have his name appear as voting for Senate Bills Nos. 45 and 46, on the eighteenth legislative day.

Senator Johnson (Caddo) asked unanimous consent of the Senate, which was granted, to have the name of Senator Stewart appear as voting for Senate Bill No. 45, on the eighteenth legislative day.

COMMITTEE REPORTS

The following Committee Reports were submitted, adopted and the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Hospitals and Charities to whom was referred SENATE BILL NO. 72, by Rexroat and Pullen, entitled:

> An Act authorizing the purchase of additional lands and equipment for the Oklahoma State Confederate Home located in Ardmore, Carter County, Oklahoma,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HILL, Chairman.

Senate Bill No. 72 was ordered referred to the Committee on Appropriations.

Mr. President: We, your Committee on Municipal Corporations to whom was referred SENATE BILL NO. 87, by Johnson (Caddo), Johnson (Creek), Storms, Goodall, Thomas, Stigler, Otjen and Hill, entitled:

> An Act providing that all voted, funding and refunding bonds issued by municipalities shall be made to ma-

ture in equal annual installments beginning not less than three years from their date; regulating the sale of bonds and requiring all bond issues aggregating five thousand ($5,000.00) dollars, or more, to be sold at an advertised sale to the bidder who will pay par and accrued interest for the lowest interest rate bond; prohibiting any person preparing bonding proceedings for compensation from bidding on the bonds, and prohibiting any bidder from being interested in a proceedings contract, etc., etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

FERGUSON, Chairman.

Senator Hill submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 19 and 54 correctly engrossed.

HILL, Vice Chairman.

Senate Bills Nos. 19 and 54 were signed by the President, in open session, and ordered transmitted to the Honorable House.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 108, by Pullen.—An Act amending Section 10248, C. O. S., 1921, and providing for a Text Book Commission, designating the Governor of the State of Oklahoma as chairman thereof, giving the chairman authority to appoint persons as examiners of books; providing for the

payment of their expense; making appropriation to pay the same; etc. and declaring an emergency.

SENATE BILL NO. 109, by Austin.—An Act making it the duty of the Court Clerk of any county, without any order of Court, immediately upon receipt from the Clerk of the Criminal Court of Appeals, to spread of record upon the journal of the proper court all mandates and orders of the Criminal Court of Appeals, and to issue proper process for carrying into effect such orders and mandates, and declaring an emergency.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 104, by Pullen.—To Committee on Judiciary No. 2.

SENATE BILL NO. 105, by Pullen.—To Committee on Appropriations.

Senator Pullen asked unanimous consent of the Senate to have Senate Bill No. 105 placed on the calendar, without reference to a Committee, to which Senator Anglin voiced an objection

SENATE BILL NO. 106, by VanDall and Otjen.—To Committee on Revenue and Taxation.

SENATE BILL NO. 107, by Anglin.—To Committee on Appropriations.

HOUSE BILL NO. 91, by Wilson and Maxwell.—To Committee on Judiciary No. 1.

HOUSE BILL NO. 105, by Hines of the House and Thomas of the Senate.—To Committee on State and County Affairs.

GENERAL ORDER

Upon the request of Senator Stigler, consideration of SENATE BILL NO. 38, by Stigler, was deferred for this legislative day.

SENATE BILL NO. 15, by Goodall and Loofbourrow, was taken up for consideration.

Section 1 was read.

Senator Loofbourrow submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 15, line 10, page 3, by striking after the word, "Oklahoma," and before the word, "county," the word and figure, "two (2)," and adding the word and figure, "one (1)," in lieu thereof; and by striking all of line 11, after the first word in that line and all of line 12, up to the word, "from"

LOOFBOURROW.

Senator Pullen submitted the following amendment, which was tabled upon motion of Senator Kimerer:

Mr. President: I move to amend Senate Bill No. 15, line 4, page 4, by striking the word and figure, "two (2)," and inserting the word and figure, "four (4)"

PULLEN.

Upon motion of Senator Loofbourrow, Section 1, as amended, was adopted.

Sections 2 and 3 were read and adopted, upon motions of Senator Loofbourrow.

Upon motion of Senator Loofbourrow. Senate Bill No. 15, as amended, was advanced to engrossment and third reading.

SENATE BILL NO. 42, by Looney, was taken up for consideration.

Sections 1 and 2 were read and adopted, upon motions of Senator Looney.

Upon motion of Senator Looney, Senate Bill No. 42 was advanced to engrossment and third reading.

SENATE BILL NO. 92, by Anglin, was taken up for consideration.

Sections 1 and 2 were read and adopted, upon motions of Senator Anglin.

Upon motion of Senator Anglin, Senate Bill No. 92 was advanced to engrossment and third reading.

Upon motion of Senator Rexroat, the Senate adjourned to meet under the rules.

TWENTIETH LEGISLATIVE DAY

Wednesday, January 26th, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by its President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 43.

Excused: Culp. Total 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

COMMITTEE REPORTS

The following Committee Reports were submitted and the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Appropriations to whom was referred HOUSE BILL NO. 3, by Hill, entitled:

> An Act providing for a new cell house and remodeling the Women's Old Ward building at the State Penitentiary, located at McAlester, Oklahoma; making appropriations therefor, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

ANGLIN, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred HOUSE BILL NO. 35, by Graham, Windle, Davis of Oklahoma, and Leecraft, entitled:

> An Act authorizing and directing the State Board of Public Affairs to build and furnish a mansion for the Governor of Oklahoma and to landscape the grounds thereof; making an appropriation therefor and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

ANGLIN, Chairman.

Mr. President: We, your Committee on Roads and Highways to whom was referred HOUSE BILL NO. 75, by Singletary and Fry, entitled:

An Act amending Section 1, Chapter 48, Senate Bill 44, of the Session Laws of 1923-1924, and repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

STEWART, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE JOINT RESOLUTION NO. 1, by Shepherd, of the Senate, and McArthur and James, of the House, entitled:

A Joint Resolution appropriating and authorizing the payment out of funds in the State Treasury, not otherwise appropriated, of the sum of three hundred ($300.00) dollars to A. W. Bivens as a reward for the arrest and conviction of one Charley Patterson, a bank robber; and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 10, by Darnell, entitled:

A Bill entitled an Act making the District Judge of the Seventeenth Judicial District of State of Oklahoma Ex-Officio Judge of the Superior Court of Custer County, located at Clinton, Oklahoma and requir-

ing him to preside over said Court and to hold its terms; requiring the Sheriff and Court Clerk of said county, and the Court Reporter of said Judicial District, to perform their duties as such officers for said Superior Court without additional compensation or bond; providing for removal of causes to and from said court, and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STIGLER, Chairman.

Mr. President: We your Committee on Appropriations to whom was referred SENATE BILL NO. 20, by Storms, of the Senate, and Nance, of the House, entitled:

An Act making appropriations for the Conduct of Public Affairs by the Governor of Oklahoma and for the purchase of motor vehicle and repairs,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

ANGLIN, Chairman.

Mr. President: We your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 52, by Boyer and Ferguson, of the Senate, and Brown of the House, entitled:

An Act regulating abstracting and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

AUSTIN, Chairman.

Mr. President: We, your Committee on Banks and Banking to whom was referred SENATE BILL NO. 62, by Terwilleger of the Senate, and Kight of the House, entitled:

An Act amending Section 4196, Compiled Oklahoma Statutes, 1921, relating to Trust Companies; and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

SIMMONS, Chairman.

Mr. President: We, your Committee on Fees and Salaries, to whom was referred SENATE BILL NO. 77, by Pullen and Shearer, entitled:

An Act re-enacting and amending Section 5950 Compiled Statutes of Oklahoma 1921, relating to County Weighers and their fees and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THOMAS, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 79, by Shearer, entitled:

An Act providing for the cancellation of certain tax certificates and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STIGLER, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 88, by Clark and Otjen of the Senate and Beck of the House, entitled:

> An Act amending Section 10423, Compiled Oklahoma Statutes of 1921, and enlarging the provisions of such Section so as to provide for the issuance of bonds by independent school districts for the purpose of repairing school buildings or purchasing school sites, as well as for the other purposes enumerated in such Act, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

AUSTIN, Chairman.

Mr. President: We, your Committee on Fees and Salaries to whom was referred SENATE BILL NO. 98, by Anglin, Austin and Kimerer, entitled:

> An Act amending Section 3201, Compiled Oklahoma Statutes, 1921, and providing that the Judge of County Courts in this State may charge and retain a fee of $3.00 for solemnizing marriages, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THOMAS, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 101, by Wheatley and Andrews, entitled:

> An Act amending Sections 3024, 3025, 3026, 3027 and 3034, Compiled Oklahoma Statutes, 1921, and relating to the number and salaries, districts, and elections of the Justices of the Supreme Court of Oklahoma: Providing that said Court be divided into three divisions, defining the powers and duties of said divisions, and repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

STIGLER, Chairman.

Upon motion of Senator Stigler, the adverse report of the Committee was adopted.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 15, 42 and 92 correctly engrossed.

BOYER, Chairman.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 110—By Reed and Shepherd.—An Act requiring County Commissioners to designate and maintain as county highways all roads not designated as state highways which are on the prescribed route of free mail delivery carriers, etc., and declaring an emergency.

SENATE BILL NO. 111, by Reed.—An Act authorizing the County Assessor of Roger Mills County, Oklahoma, to appoint a Deputy County Assessor at a salary of $75.00 per month and declaring an emergency.

SENATE BILL NO. 112, by Reed.—An Act providing for a First and Second Deputy in the office of the County Treasurer of Beckham County, Oklahoma and fixing their salaries, and declaring an emergency.

SENATE BILL NO. 113, by Reed and Fidler —An Act providing for the marking or labeling of articles made by convicts in penitentiaries, reformatories or prisons, the manner of such marking making it unlawful to remove such mark or label, or to sell or offer for sale any unmarked or unlabeled convict made article, etc., and declaring an emergency.

SENATE BILL NO. 114, by VanDall, Rexroat, Peck and Terwilleger.—An Act for the conservation of oil and gas; providing for an oil gas ratio in the production of oil and gas from the same wells; requiring licenses for drilling and plugging oil and gas wells; requiring the annual inspection of oil and gas wells; fixing the fees for such licenses and inspection, etc., and repealing all Laws in conflict herewith.

SENATE BILL NO. 115, by Powers, Wheatley, Hill, Loofbourrow and Reed of the Senate and James, et al of the House.—An Act making appropriation for the purpose of purchasing equipment for the administration building of the

Western Oklahoma Hospital, located at Supply Oklahoma, and declaring an emergency.

SENATE BILL NO. 116, by Powers, Wheatley, Hill, Loofbourrow and Reed of the Senate and James, et al of the House.—An Act making appropriation for the Eastern Oklahoma Hospital at Vinita, Oklahoma for payment of salaries, support and maintenance for the remainder of fiscal year, ending June 30, 1927, and declaring an emergency.

SENATE BILL NO. 117, by Harper, Andrews Stewart, Stigler, Gulager and Anglin of the Senate and Briggs, et al of the House.—An Act changing the name of the School of Mines and Metallurgy located at Wilburton, Oklahoma, repealing Section 10849 C. O. S. 1921, and amending Sections 10850-51-52-53-54, and repealing all Acts in conflict therewith.

SENATE BILL NO. 118, by McCurley.—An Act amending Section 5096 and repealing Section 5099 C. O. S. 1921, relating to usury, and declaring an emergency.

SENATE BILL NO. 119, by Johnson of Caddo, Clark, Reed, Looney, Gray, Stigler and Storms.—An Act amending Section 7002 C. O. S. 1921, relating to the manufacturing, sale, barter, giving away, or otherwise furnishing of any spiritous, vinous, fermented or malt liquors, etc. relating to the manufacture, sale, barter, giving away, or otherwise furnishing of any liquor or compound, whether medicated or not, containing one half of one per centum of alcohol measured by volume; prohibiting the advertising of same for sale or soliciting the purchase thereof, or having the possession thereof.

SENATE BILL NO. 120, by Anglin.—An Act making supplemental appropriation for the balance of the fiscal year ending June 30, 1927, for the Governor's office the State

Auditor and the Chief Mine Inspector, and declaring an emergency.

SENATE BILL NO. 121, by Ferguson.—An Act amending Section 6908-1 Article 1X-A C. O. S. Annotated 1926, being S. L. 1923, page 113, Section 1, entitled an Act providing for the organization of industrial life, health and accident insurance companies on the stipulated premium plan, regulating the same and declaring an emergency, and providing for insurance of the lives of groups of individuals not less than twenty-five members of a common organization to be known as contributory insurance, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 7, by Shepherd. —Directing the County Treasurer of Dewey County, State of Oklahoma to refund certain moneys collected by him from persons under the provisions of Chapter 120, Session Laws of Oklahoma, 1925, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 8, by Williamson.—Appropriating $15,000 for the purpose of paying Oklahoma's share of the expenses in making a re-survey of the boundary between the State of Texas and the State of Oklahoma, constituting the Eastern boundary of the Panhandle of Texas and the main Western boundary of Oklahoma, etc.

SENATE JOINT RESOLUTION NO. 9, by Darnell, Reed, Johnson of Caddo, Rice, Thomas, Shepherd and Kimerer of the Senate.—Authorizing the State Highway Commission to enter into a contract of purchase and to purchase and buy all toll bridges more than 400 feet in length in the State of Oklahoma on the State highways of this State out of the State Highway Construction and Maintenance Fund, and declaring an emergency.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 108, by Pullen.—To Committee on Education.

SENATE BILL NO. 109, by Austin.—To Committee on Judiciary No. 2.

THIRD READING

SENATE BILL NO. 15, by Goodall and Loofbourrow, coming before the Senate for final passage, Senator Loofbourrow asked unanimous consent, which was granted, to withdraw his amendment, submitted and adopted on yesterday, to line 10, page 3.

Senate Bill No. 15 was referred for re-engrossment.

SENATE BILL NO. 42 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stigler, Storms, Terwilleger, Thomas, Wheatley, Williamson. Total 35.

Nays: Ferguson, Gulager, Otjen, Pullen, Smith. Total 5.

Excused: Culp. Total 1.

Not Voting: Stewart, VanDall, Waldrep. Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 37.

Nays: Ferguson, Gulager, Otjen, Pullen. Total 4.

Excused: Culp. Total 1.

Not Voting: Stewart, Waldrep. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 42 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 92 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 39.

Nays: Pullen, Stewart. Total 2.

Excused: Culp. Total 1.

Not Voting: Rice, Waldrep. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 39.

Nays: Pullen. Total 1.

Excused: Culp. Total 1.

Not Voting: Rice, Shearer, Waldrep. Total 3

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 92 and ordered the same transmitted to the Honorable House.

Senator Stewart moved that the rules of the Senate be suspended and immediate consideration be given HOUSE BILL NO. 75, which motion prevailed.

Section 1 was read.

Senator Ferguson submitted the following amendment, which was tabled upon motion of Senator Johnson (Caddo):

Mr. President: I move to amend House Bill No. 75, line 8, page 1, of the typewritten substitute bill, by inserting after the word, "Senate," the words, "the appointment of members who are affiliated with the minority party shall be made from a list of five (5) eligible persons, submitted to the Governor by the State Committee of their party."

FERGUSON.

Senator Otjen submitted the following amendment:

Mr. President: I move to amend House Bill No. 75, second line from the bottom of page 1, by adding after the

word, "office," and before the word, "drunkenness," the words, "any use of the Department or the employees thereof in political activities for or in behalf of or against any candidate or measure"

OTJEN.

Senator Waldrep moved that the Otjen amendment be tabled, which motion failed of adoption, upon a roll call as follows:

Ayes: Anglin, Austin, Boyer, George, Gray, Johnson (Creek), Loofbourrow, Looney, Peck, Rexroat, Rice, Stewart, Stigler, Waldrep, Wheatley, Williamson. Total 16.

Nays: Andrews, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gulager, Harper, Hill, Johnson (Caddo), Kimerer, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Shearer, Shepherd, Simmons, Smith, Storms, Terwilleger, Thomas, VanDall. Total 27.

Excused: Culp. Total 1.

The vote recurring on the Otjen amendment, the same was adopted, the roll call thereon being as follows:

Ayes: Andrews, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gulager, Harper, Hill, Johnson (Caddo), Kimerer, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Shearer, Shepherd, Simmons, Smith, Storms, Terwilleger, Thomas, VanDall. Total 28.

Nays: Anglin, Austin, Boyer, Gray, Johnson (Creek), Loofbourrow, Looney, Peck, Rexroat, Rice Stewart, Stigler, Waldrep, Wheatley, Williamson. Total 15.

Excused: Culp. Total 1.

Upon motion of Senator Stewart, Section 1, as amended, was adopted.

Sections 2 and 3 were read and adopted, upon motions of Senator Stewart.

Upon motion of Senator Stewart, House Bill No. 75, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Stewart, the rules of the Senate were suspended and House Bill No. 75, as amended, was considered engrossed and placed on third reading and final passage.

The question being, "Shall the bill pass?" the roll was called with the following results:

HOUSE BILL NO. 75 was read for the third time at length.

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Johnson (Caddo), Johnson (Creek), Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: Clark, Ferguson, Hill, Kimerer, Otjen, Powers, Terwilleger. Total 7.

Excused: Culp. Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 43.

Excused: Culp. Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 75, as amended, was referred for engrossment.

Senator Gulager sent up the following explanation of his vote:

Mr. President: I vote "Aye," on House Bill No. 75 and want it distinctly understood that, in so doing, it does not reflect in any way upon the Honorable House, but is done in order to expedite the demise of the Chairman of the Highway Commission.

GULAGER.

The following Mesasges from the Honorable House were received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 45, by Skinner and Porter, entitled:

An Act amending Section 6560, Compiled Oklahoma Statutes, 1921, relating to the sale of fur of fur bearing animals, repealing all Acts or parts of Acts in conflict herewith.

ENGROSSED HOUSE BILL NO. 154, by Briggs, and Reece, entitled:

An Act amending Section 8050, of Article 2, Chapter 70, Compiled Oklahoma Statutes, 1921 relating to proceedings in the adoption of children,

and to inform you and through you the Honorable Senate that the same has been passed by the House of Representatives and signed by the Speaker in open session.

Yours truly,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 134, by Johnson of Pushmataha, entitled:

An Act limiting the powers of the County Commissioners in counties having a population of not less than seventeen thousand five hundred ten (17,510) and not more than seventeen thousand five hundred twenty (17,520) according to the last Federal decennial census, and declaring an emergency,

and to inform you and through you the Honorable Senate that the same has been passed by the House of Representatives and signed by the Speaker in open session.

Yours truly,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 145, by Kight, entitled:

An Act repealing Sections 3378, 3379, 3380 3381, 3382, 3383 and 3384, of Chapter 13, Article 3, of the Com-

piled Oklahoma Statutes, 1921, relating to holding of County Court in Rogers County, providing for transfer of cases now pending in the County Court of Chelsea, repealing all conflicting Laws, and declaring an emergency,

and to inform you and through you the Honorable Senate that the same has been passed by the House of Representatives and signed by the Speaker in open session.

Yours truly,
BERT McDONEL,
Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 9, by Adair, Baggerly, Baldwin, et al, entitled:

An Act to aid and assist weak school districts for the fiscal year ending June 30, 1927, and June 30th, 1928, respectively; repealing House Bill 98, Session Laws 1925, and all Acts or parts of Acts in conflict herewith and declaring an emergency,

and to inform you and through you the Honorable Senate that the same has been read for the fourth time and signed by the Speaker in open session.

Yours truly,
BERT McDONEL
Chief Clerk.

Senator Storms presiding.

House Bill No. 9 was read for the fourth time, the enrolled copy signed, in open session, by the Presiding Officer and ordered returned to the Honorable House.

The President presiding.

Senator Darnell Chairman, of the Committee on Rules and Procedure, moved that the joint rules of the Tenth Legislature be adopted as the permanent joint rules of this the Eleventh Legislature, which motion prevailed.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE BILL NO. 45, by Skinner and Porter, entitled. —An Act amending Section 6560, Compiled Oklahoma Statutes, 1921, relating to the sale of fur of fur bearing animals, repealing all Acts or parts of Acts in conflict herewith.

HOUSE BILL NO. 154, by Briggs and Reece, entitled. —An Act amending Section 8050, of Article 2, Chapter 70, Compiled Oklahoma Statutes, 1921 relating to proceedings in the adoption of children.

HOUSE BILL NO. 134, by Johnson of Pushmataha, entitled.—An Act limiting the powers of the County Commissioners in counties having a population of not less than seventeen thousand five hundred ten (17 510) and not more than seventeen thousand five hundred twenty (17,520) according to the last Federal decennial census, and declaring an emergency.

HOUSE BILL NO. 145, by Kight, entitled.—An Act repealing Sections 3378, 3379, 3380 3381, 3382, 3383 and 3384, of Chapter 13, Article 3, of the Compiled Oklahoma Statutes, 1921, relating to holding of County Court in Rogers County, providing for transfer of cases now pending in the County Court of Chelsea, repealing all conflicting Laws, and declaring an emergency.

Upon motion of Senator Rexroat, the Senate adjourned to meet under the rules.

TWENTY-FIRST LEGISLATIVE DAY

Thursday, January 27th, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 43.

Excused: Culp. Total 1.

The President announced a quorum present.

Prayer was offered by the Secretary of the Oklahoma Historical Association.

COMMITTEE REPORTS

The following Committee Reports were submitted and the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Agriculture to whom was referred SENATE JOINT RESOLUTION NO. 6, by Committee on Agriculture, entitled:

> A Resolution relating to the eradication of ticks in certain counties in this State, making it the duty of the State Board of Agriculture to supervise the work thereof, making an appropriation therefor, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LOONEY, Chairman.

Senate Joint Resolution No. 6 was ordered referred to the Committee on Appropriations.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 43, by Johnson of Creek, of the Senate, and Reece and McLaury of the House, entitled:

> An Act appropriating the sum of $32,207.94 for the support and maintenance of the Agricultural and Mechanical College of the State of Oklahoma for the remainder of the fiscal year ending June 30, 1927, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 48, by Johnson of Caddo, entitled:

> An Act amending Section 3, Chapter 16 of the Session Laws of the regular session of the Legislature 1923 page 22. relating to driving a motor vehicle while under the influence of intoxicating liquor and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

AUSTIN, Chairman.

Mr. President: We, your Committee on Agriculture to whom was referred SENATE BILL NO. 55, by Mrs. Looney and Reed, entitled:

> Sections 1 and 2, Chapter 127, Oklahoma Session Laws 1923-24. An Act relating to the introduction into this State of tubercular cattle and to the prevention and eradication of tuberculosis in cattle: authorizing the State Board of Agriculture to promulgate and enforce rules and regulations relating thereto: Providing for the killing of tubercular cattle and for compensating the owners thereof: Permitting counties to provide a fund to be used in co-operating with the State and United States Department of Agriculture, repealing Chapter 127, Oklahoma Session Laws 1923-24, and all other Acts or parts of Acts in conflict therewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MRS. LOONEY, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 84, by Ferguson, entitled:

An Act to amend Section 9588 of Article 2, Chapter, 84 C. O. S. Annotated, 1921, relating to taxation of real estate mortgages,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

AUSTIN, Chairman.

Upon motion of Senator Austin, the adverse report of the Committee was adopted.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 109, by Austin, entitled:

An Act making it the duty of the Court Clerk of any County, without any order of Court, immediately upon receipt from the Clerk of the Criminal Court of Appeals, to spread of record upon the journal of the proper Court all mandates and orders of the Criminal Court of Appeals.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

AUSTIN, Chairman.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 15 correctly engrossed.

BOYER, Chairman.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 122, by Soldier's Relief Committee. —An Act making an appropriation for the maintenance of the Soldiers' Relief Commission of the State of Oklahoma for the fiscal years ending June 30, 1928 and June 30, 1929, respectively.

SENATE BILL NO. 123, by Soldiers' Relief Committee. —An Act relating to the appointment of guardians of minors and incompetents in certain cases, providing procedure thereof, and declaring an emergency.

SENATE BILL NO. 124, by Soldiers' Relief Committee. —An Act making an appropriation of $92,000 for the fiscal year ending June 30, 1928 and $92,500 for the fiscal year ending June 30, 1929, for the maintenance of the Oklahoma Soldiers' Tubercular Sanitorium for Ex-Service persons located at Sulphur, Oklahoma, and declaring an emergency.

SENATE BILL NO. 125, by Waldrep.—An Act amending Section 9609 C. O. S. 1921, relating to the duties of the Excise Board; prescribing the method of contesting the illegal assessments of erroneous assessments; providing for hearings as to illegal taxes, etc.

SENATE BILL NO. 126, by Loofbourrow.—An Act amending Section 5243 C. O. S. 1921, relating to the right of husband or wife of insane spouse to sell or convey or mortgage homestead.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 110, by Reed and Shepherd.—To Committee on Roads and Highways.

SENATE BILL NO. 111, by Reed.—To Committee on Fees and Salaries.

SENATE BILL NO. 112, by Reed.—To Committee on State and County Affairs.

SENATE BILL NO. 113, by Reed and Fidler.—To Committee on Penal Institutions.

SENATE BILL NO. 114, by VanDall, Rexroat, Peck and Terwilleger.—To Committee on Oil and Gas.

SENATE BILL NO. 115, by Powers, Wheatley, Hill, Loofbourrow and Reed of the Senate and James, et al of the House.—To Committee on Appropriations.

SENATE BILL NO. 116, by Powers, Wheatley, Hill, Loofbourrow and Reed of the Senate and James, et al of the House.—To Committee on Appropriations.

SENATE BILL NO. 117, by Harper, Andrews, Stewart, Stigler, Gulager, and Anglin of the Senate and Briggs, et al of the House.—To Committee on Education.

SENATE BILL NO. 118, by McCurley.—To Committee on Judiciary No. 2.

SENATE BILL NO. 119, by Johnson of Caddo, Clark, Reed, Looney, Gray, Stigler and Storms.—To Committee on Judiciary No. 2.

SENATE BILL NO. 120, by Anglin.—To Committee on Appropriations.

SENATE BILL NO. 121, by Ferguson.—To Committee on Insurance.

SENATE JOINT RESOLUTION NO. 7, by Shepherd.

Senator Shepherd asked unanimous consent, which was granted, to have Senate Joint Resolution No. 7 printed and placed upon the calendar without reference to a Committee.

SENATE JOINT RESOLUTION NO. 8, by Williamson.—To Committee on Appropriations.

SENATE JOINT RESOLUTION NO. 9, by Darnell, Reed, Johnson of Caddo, Rice, Thomas, Shepherd and Kimerer of the Senate.—To Committee on Roads and Highways.

Senator Darnell asked unanimous consent, which was granted, to add the names of Senators George and Williamson as joint authors of Senate Joint Resolution No. 9.

HOUSE BILL NO. 145, by Kight.—To Committee on Judiciary No. 1.

HOUSE BILL NO. 134, by Johnson of Pushmataha.—To Committee on State and County Affairs.

HOUSE BILL NO. 45, by Skinner and Porter.—To Committee on Fish and Game.

HOUSE BILL NO. 154, by Briggs and Reece.—To Committee on Judiciary No. 1.

President Pro Tempore Williamson presiding.

THIRD READING

SENATE BILL NO. 15 was read for the third time at length

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Boyer, Darnell, Ferguson Fidler, George, Goodall, Graham, Harper, Hill, Johnson (Caddo), Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt Otjen, Powers, Pullen, Rexroat, Shepherd, Simmons, Smith, Stigler, Storms, Terwilleger, Thomas, Wheatley, Williamson. Total 29.

Nays: Anglin, Austin Gray, Johnson (Creek), Looney, Peck, Reed, Rice, Stewart, VanDall, Waldrep. Total 11.

Excused: Culp. Total 1.

Not Voting: Clark, Gulager, Shearer. Total 3

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Upon motion of Senator Waldrep, the emergency clause to Senate Bill No. 15 was stricken.

The question being, "Shall the title of the bill become the title of the Act?" Senator Waldrep submitted the following amendment, which was adopted:

Mr. President: I move to amend the title to Senate Bill No. 15, by striking the last four words of said title, the words being, "and declaring an emergency."

WALDREP.

Senate Bill No. 15 was referred for re-engrossment.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 75 correctly engrossed.

BOYER, Chairman.

House Bill No. 75, as amended, together with Engrossed Senate Amendments thereto, was signed by the President Pro Tempore, in open session and ordered returned to the Honorable House.

GENERAL ORDER

Upon the request of Senator Stigler, consideration of SENATE BILL NO. 38, by Stigler, and SENATE BILL NO. 87, by Johnson (Caddo), et al., was referred for this legislative day.

SENATE BILL NO. 88, by Clark and Otjen, of the Senate, and Beck, of the House, was taken up for consideration.

Section 1 was read.

Upon the request of Senator Clark, further consideration of Senate Bill No. 88 was deferred for this legislative day.

SENATE BILL NO. 52, by Boyer and Ferguson, of the Senate, and Brown, of the House, was taken up for consideration.

Section 1 was read.

Senator Pullen raised a point of order, which was sustained by the Chair, against the consideration of Senate Bills, quoting Section 13. of the joint rules, which sets aside Tuesdays for the exclusive consideration of House Bills

Senator Austin moved that the rules of the Senate be suspended and the Senate proceed with the consideration of Senate Bills, which was seconded by Senator Rice, and which motion prevailed.

Vice President Pro Tempore Stigler presiding.

Senator Andrews submitted the following amendment, which was tabled, upon motion of Senator Boyer:

Mr. President: I move to amend Senate Bill No. 52, after line 5, page 3, by adding the following: "Provided that every abstracter, charging more than fees provided by law, shall be guilty of a misdemeanor and punished by a fine of not less than $50.00, or confinement in the county jail for not less than 30 days or by both such fine and imprisonment and provided further that every abstracter, now or hereafter engaged in the abstract business, shall give a bond, as now required by law, in the sum of $10,000.00, and no statute of limitation shall bar a recovery thereon."

ANDREWS.

Senator McCurley submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Bill No. 52, line 6, page 2, by striking after the word, "estate," in line 6 and all of lines 7, 8 and 9.

McCURLEY.

President Pro Tempore Williamson presiding.

Upon the request of Senator Boyer, further consideration of Senate Bill No. 52 was deferred for this legislative day.

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith—

ENGROSSED SENATE BILL NO. 60, by Pullen, entitled:

An Act repealing Sections 3312 to 3319, inclusive, of the Compiled Oklahoma Statutes, 1921, abolishing the County Court at Davis in Murray County, requiring all books and records thereof to be delivered to the Court Clerk of said County, providing for the future disposal of all cases now pending in said Court and declaring an emergency

and to inform you and through you the Honorable Senate that the same has been passed by the House of Representatives and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,

Chief Clerk

Engrossed Senate Bill No. 60 was referred for enrollment.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature—

ENROLLED HOUSE JOINT RESOLUTION NO. 3, by Logan, Berry and Ogden of the House and Loofbourrow and Wheatley of the Senate, entitled:

A Resolution authorizing an extension of time of payment of the first half of the 1926 ad valorem taxes

until March 15, 1927, and providing that the last half of the 1926, ad valorem taxes shall not become due until the 15th day of June 1927, and relieving the taxpayer of all penalty of such taxes, if the first half of such taxes is paid on or before March 15, 1927 and declaring an emergency,

and to inform you and through you, the members of the Honorable Senate that the same have been read for the fourth time and signed by the Speaker of the House in open session.

Yours very truly,

BERT McDONEL,

Chief Clerk.

House Joint Resolution No. 3 was read for the fourth time, the enrolled copy signed by the President Pro Tempore, in open session, and ordered returned to the Honorable House

To the President of the Senate,.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 5, by Caldwell, Bird, and Briggs of the House and Nesbitt, McCurley and Stewart of the Senate, entitled:

A Resolution memoralizing the Congress of the United States to direct the Secretary of the Interior to make collection of balance of purchase price of lands sold, belonging to the Choctaw, Chickasaw Tribes of Indians,

ENGROSSED HOUSE BILL NO. 178, by Nance, entitled:

An Act amending Section 11002, Compiled Oklahoma Statutes, 1921; abolishing township government in Cotton County, Oklahoma and providing for transferring the duties heretofore performed by the township boards and officers to the Board of County Commissioners of said County; providing for additional compensation for said County Commissioners for said additional services; repealing all Acts or parts of Acts in conflict therewith and declaring an emergency,

and to inform you and through you the Honorable Senate that the same have been passed by the House of Representatives and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you and through you the Honorable Senate that the House has had under consideration Senate Amendments to

ENGROSSED HOUSE BILL NO. 75, by Singletary and Fry, entitled:

An Act amending Section 1, Chapter 48, Senate Bill No. 44 of Session Laws of 1923-24 and repealing all

Acts and parts of Acts in conflict herewith and declaring an emergency,

and that the House concurs in Senate Amendment No. 1 with the exception of the following words in paragraph 2, Section 1, to-wit:

"Any use of the Department or the employees thereof in political activities for or on behalf of or against any candidate or measure"

and requests your Honorable body to recede from that portion of Senate Amendment No. 1.

The House concurs in Senate Amendment No 2.

The House concurs in Senate Amendment No. 3.

Respectfully,

BERT McDONEL

Chief Clerk

Upon motion of Senator Stewart, the request of the Honorable House—that the Senate recede from a part of Senate Amendment No. 1—was granted, the roll call thereon being as follows:

Ayes: Andrews, Anglin, Au tin, Boyer, Darnell, Fidler, George, Goodall, Graham, Gray, Harper, Johnson (Creek), Loofbourrow, Looney, Marshall, Peck, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Thomas, Waldrep, Wheatley, Williamson. Total 28.

Nays: Clark, Ferguson, Gulager, Kimerer, McCurley, Otjen, Powers, Pullen, Smith, Storms, Terwilleger, VanDall. Total 12.

Excused: Culp. Total 1.

Not Voting: Hill, Johnson (Caddo), Nesbitt. Total 3.

Senator Andrews sent up the following explanation of his vote:

Mr. President: I vote in favor of the motion to recede from Amendment No. 1, (Otjen amendment), to House Bill No. 75, solely because I believe the imperative need of the State requires it and not because I have changed my opinion as to the propriety of such an amendment.

ANDREWS.

Senator Fidler sent up the following explanation of his vote:

Mr. President: I vote to rescind the amendment purely to secure the passage of House Bill No. 75, so that roads may be built, but clinging to the belief that politics should be kept out of the Highway Department.

FIDLER.

The question being, "Shall the bill, as amended pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Johnson (Caddo), Johnson (Creek), Looney, Loofbourrow, Marshall, McCurley, Nesbitt, Peck, Pullen, Reed, Rexroat, Rice, Shear-

er, Shepherd, Simmons, Stewart, Stigler, Storms, Thomas, Waldrep, Wheatley, Williamson. Total 34.

Nays: Clark, Ferguson, Kimerer, Otjen, Powers, Smith, Terwilleger, VanDall. Total 8.

Excused: Culp. Total 1.

Not Voting: Hill. Total 1.

The bill, as amended, having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill, as amended, become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Johnson (Caddo), Johnson (Creek), Kimerer, Looney, Loofbourrow, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Thomas, Waldrep, Wheatley, Williamson. Total 38.

Nays: Otjen, Terwilleger, VanDall. Total 3.

Excused: Culp. Total 1.

Not Voting: Hill, Smith. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 75 was referred for re-engrossment.

(General Order Continued)

Upon request of Senator Anglin, consideration of SENATE BILL NO. 98, by Anglin and Austin, was deferred for this legislative day.

Upon motion of Senator Pullen, HOUSE BILL NO. 35, by Graham and Windle, was taken up for consideration.

Section 1 was read.

Senator Graham submitted the following amendment, which was tabled, upon motion of Senator Fidler:

Mr. President: I move to amend House Bill No. 35, line 1, page 2, by striking after the word, "exceed" and before the word, "Dollars," line 2, page 2, the words and figures, "Seventy-five Thousand ($75,000.00)," and inserting in lieu thereof the words and figures, "Fifty Thousand ($50,000.-00)," and in line 5, page 2 by striking after the word, "exceed," and before the word, "Dollars," the words and figures, "Twenty-five Thousand ($25,000.00)," and inserting in lieu thereof the words and figures, "Ten Thousand ($10,000.00)"

GRAHAM.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 75 correctly engrossed.

BOYER, Chairman.

House Bill No. 75, together with Engrossed Senate Amendments thereto, was signed by the President Pro Tempport, in open session, and ordered returned to the Honorable House.

Senator Pullen submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 35, line 2, page 1, by adding after the word, "mansion," the words, "and garage"

PULLEN.

Senator Pullen submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 35, line 1, page 2, by inserting after the word, "mansion" the words, "and garage"

PULLEN.

Senator Austin submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 35, lines 2 to 5, page 2, by striking after the word, "Dollars," to the end of line 5, and inserting, "and the further sum of Twenty-five Thousand ($25,000.00) Dollars for the furnishing of said mansion, for landscaping, grading, paving and otherwise improving the grounds surrounding the same."

AUSTIN.

Upon motion of Senator Pullen, Section 1, as amended, was adopted.

Section 2 was read.

Senator Pullen submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 35, line 9, page 2, by adding after the word, "mansion," the words, "and garage"

PULLEN.

Upon motion of Senator Pullen, Section 2, as amended, was adopted.

Section 3 was read and adopted upon motion of Senator Pullen.

Upon motion of Senator Pullen, House Bill No. 35, as amended, was advanced to engrossment and third reading.

Senator Pullen moved that the rules of the Senate be suspended and House Bill No. 35, as amended, be considered engrossed and placed on third reading and final passage, which motion prevailed.

HOUSE BILL NO. 35 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gulager, Harper, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Pullen, Reed,

Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: McCurley, Smith. Total 2.

Excused: Culp. Total 1.

Not Voting: Gray, Hill, Peck, Rexroat. Total 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gulager, Harper, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 39.

Nays: 0.

Excused: Culp. Total 1.

Not Voting: Gray, Hill, Peck, Rexroat. Total 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the title of the bill become the title of the act?" Senator Pullen submitted the following amendment, which was adopted:

Mr. President: I move to amend the title of House Bill No. 35, by adding after the word, "mansion." therein, the words, "and garage."

PULLEN.

House Bill No. 35, as amended, was referred for engrossment.

The following Message from the Honorable House was received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you and through you the Honorable Senate that the House has concurred in Senate amendments to—

ENGROSSED HOUSE BILL NO. 75, by Singletary and Fry, entitled:

An Act creating a Highway Commission composed of five members, fixing their tenure of office, providing for the appointment and procedure for the removal of Highway Commissioners, repealing Section 1, Chapter 48, Session Laws 1923-24 and declaring an emergency,

and the same has been passed by the House as amended.

Yours very truly,
BERT McDONEL,
Chief Clerk.

The President Pro Tempore announced there were matters on the President's desk for the consideration of the Senate, in executive session.

Upon motion of Senator Anglin, the Senate closed its doors and went into Executive Session.

The Senate re-assembled in open session and was called to order by the President.

Senator Stewart presiding.

The following Message from the Honorable House was received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 75, by Singletary and Fry, entitled:

An Act creating a Highway Commission composed of five members, fixing their tenure of office, providing for the appointment and procedure for the removal of the Highway Commissioners, repealing Section 1, Chapter 48, Session Laws of 1923-24, and declaring an emergency.

and to inform you and through you the Honorable Senate that the same has been read for the fourth time, and signed by the Speaker in open session.

Yours truly,

BERT McDONEL,

Chief Clerk.

House Bill No. 75 was read for the fourth time, the enrolled copy signed by the Presiding Officer, in open session, and ordered returned to the Honorable House.

The President presiding.

Senator Simmons asked unanimous consent of the Senate, which was granted, to have SENATE BILL NO. 62, by Terwilleger, of the Senate, and Kight, of the House, stricken from the calendar and referred to the Committee on Banks and Banking.

Senator Johnson (Caddo) asked unanimous consent of the Senate, which was granted, to have SENATE BILL NO. 87, by Johnson (Caddo), et al, stricken from the calendar and referred to Judiciary Committee No. 2.

Senator Looney asked unanimous consent of the Senate, which was granted, to be recorded as voting "Aye," on the motion of Senator Stewart, which was adopted, to recede from a certain part of Senate Amendment No. 1 to House Bill No. 75, and also be recorded as voting "Aye," on final passage of House Bill No. 75, as amended.

Senator Austin asked unanimous consent of the Senate, which was granted, to reconsider the vote by which the adverse Committee Report on SENATE BILL NO. 84, by Ferguson, was adopted on today and that that bill be recommitted to Judiciary Committee No. 2.

Senator Stigler asked unanimous consent of the Senate, which was granted, to introduce the following Senate Resolution which was read at length as follows:

SENATE RESOLUTION NO. 9, by Stigler,.

A Resolution Inviting Governor Dan Moody to be a guest of the Young Democratic League on February 22, 1927.

WHEREAS, the State League of Young Democrats will meet in Annual Convention at Ardmore, Oklahoma, on Washington's Birthday, February 22, 1927, in Annual State Convention, and,

WHEREAS, a Young Democrat has recently been elected to the high office of Governor of the great State of Texas,

THEREFORE, BE IT RESOLVED. that the Democrats of the Senate of the Oklahoma State Legislature join with the officers of the State League of Young Democrats in inviting the Hon. Dan Moody to be the guest of the Convention, and deliver the principal address, and,

BE IT FURTHER RESOLVED, that a copy of these resolutions be mailed to Governor Moody.

Upon motion of Senator Stigler, the rules of the Senate were suspended and immediate consideration given Senate Resolution No. 9.

Upon motion of Senator Stigler, Senate Resolution No. 9 was adopted and referred for engrossment.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE CONCURRENT RESOLUTION NO. 5, by Caldwell, Bird and Briggs of the House and Nesbitt, McCurley and Stewart of the Senate, entitled.—A Resolution memoralizing the Congress of the United States to direct the Secretary of the Interior to make collection of balance of purchase price of lands sold, belonging to the Choctaw, Chickasaw Tribes of Indians.

HOUSE BILL NO. 178, by Nance, entitled.—An Act amending Section 11002, Compiled Oklahoma Statutes, 1921; abolishing township government in Cotton County, Oklahoma and providing for transferring the duties heretofore performed by the township boards and officers to the Board of County Commissioners of said County; providing for additional compensation for said County Commissioners for said additional services; repealing all Acts or parts of Acts in conflict therewith and declaring an emergency.

Upon motion of Senator Wheatley, the Senate adjourned to meet under the rules.

TWENTY-SECOND LEGISLATIVE DAY

Friday, January 28, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by the President Pro Tempore.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 41.

Absent: Hill. Total 1.

Excused: Culp, Smith. Total 2.

The President Pro Tempore announced a quorum present.

Prayer was offered by Rev. Gibson, of the First Presbyterian Church, Oklahoma City.

Senator VanDall moved that, when the Senate adjourns today, it adjourn to meet under the rules on Monday January 31st, which motion prevailed.

Upon motion of Senator Rexroat, Engrossed SENATE BILL NO. 60 was recalled from the Committee on Engrossed and Enrolled Bills and ordered returned to the Honorable House for correction, as to date of the signature of the Speaker.

COMMITTEE REPORTS

The following Committee Reports were submitted and the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Banks and Banking to whom was referred SENATE BILL NO. 62, by Terwilleger, of the Senate and Kight, of the House, entitled:

> An Act amending Section 4196, Compiled Oklahoma Statutes, 1921, relating to trust companies: and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

SIMMONS, Chairman.

Mr. President: We, your Committee on Education to whom was referred SENATE BILL NO. 117, by Harper, Andrews, Stewart, Stigler, Gulager, and Anglin of the Sen-

ate, and Briggs, Thomas (LeFlore), Bird, Hill, Roe, Watson (Pittsburg), Johnson (Pushmataha), Nash, Cardwell, Crowley, Dyer, Skinner and Porter of the House, entitled:

> An Act changing the name of the School of Mines and Metallurgy located at Wilburton, Oklahoma, repealing Section 10849, Compiled Oklahoma Statutes 1921, and amending Sections 10850, 10851, 10852 10853, 10854, and repealing all Acts in conflict therewith,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STORMS, Chairman.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 15 and House Bill No. 35 correctly engrossed.

BOYER, Chairman.

The President Pro Tempore signed Engrossed Senate Bill No. 15, in open session, and ordered the same transmitted to the Honorable House.

House Bill No. 35, as amended, together with Engrossed Senate Amendments thereto, was signed by the President Pro Tempore, in open session, and ordered returned to the Honorable House.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 127, by Storms.—An Act making an appropriation for the purpose of constructing and equipping a building for the School of Journalism at the University of Oklahoma, at Norman, Oklahoma, and designating the name of said building.

SENATE BILL NO. 128, by Graham and Storms of the Senate and Nairn and Kite of the House.—An Act amending Section 9746 of Article II, Chapter 84, C. O. S., 1921, as amended by Section 6 of Chapter 158, Session Laws of Oklahoma, 1923, relating to delinquent tax sales; and repealing all Laws or parts of Laws in conflict therewith.

SENATE BILL NO. 129, by Soldiers' Relief Committee.—An Act providing for the construction and equipment of a War's Memorial Building on the Capitol grounds at Oklahoma City, Oklahoma, making an appropriation therefor and declaring an emergency.

SENATE BILL NO. 130, by Anglin and Rice.—An Act providing for the construction of a Petroleum Building on the Campus of the State University, making an appropriation therefor from the public building fund, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 10, by Soldiers' Relief Committee, Smith of the Senate and Graham of the

House.—Authorizing and directing the State Auditor to issue public building bonds to the full amount authorized under Chapter 89 of Session Laws of 1910 and 1911.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 122, by Soldiers' Relief Committee.—To Committee on Soldiers' Relief.

SENATE BILL NO. 123, by Soldiers' Relief Committee.—To Committee on Judiciary No. 2

SENATE BILL NO. 124, by Soldiers' Relief Committee.—To Committee on Appropriations.

SENATE BILL NO. 125,by Waldrep.—To Committee on Judiciary No. 1.

SENATE BILL NO. 126, by Loofbourrow.—To Committee on Judiciary No. 2.

HOUSE CONCURRENT RESOLUTION NO. 5, by Caldwell, Bird, and Briggs of the House and Nesbitt, McCurley and Stewart of the Senate.—To Committee on Indian Affairs.

HOUSE BILL NO. 178, by Nance.

Upon motion of Senator Boyer, House Bill No. 178, by

Nance, was ordered printed and placed upon the calendar, without reference to a Committee.

By unanimous consent, the name of Senator Boyer was added as a joint author of House Bill No. 178.

The President Pro Tempore announced there were matters on the President's desk for the consideration of the Senate, in executive session.

Upon motion of Senator Rexroat the Senate closed its doors and went into executive Session.

The Senate re-assembled in open session and was called to order by the President Pro Tempore, who announced that the Senate had advised and consented to the confirmation of the following executive nominations:

FOR ADJUTANT GENERAL:

Charles F. Barrett.

FOR CHAIRMAN, STATE BOARD OF PUBLIC AFFAIRS:

G. O. Wollard, Perry.

FOR MEMBER OF BOARD OF REGENTS, OKLAHOMA UNIVERSITY:

Mrs. Addie Lee Lowther, Guthrie.

Joseph Looney, Wewoka.

FOR WARDEN, STATE REFORMATORY, GRANITE:

Mrs. George A. Waters.

FOR MEMBER STATE BOARD OF EDUCATION:

Bertha M. Truitt, Enid.

The following Message from the Honorable House was received and read:

To the President of the Senate:

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration the following bills:

ENGROSSED HOUSE BILL NO. 113, by Graham and Fry, entitled:

An Act making appropriation to pay the cities and towns named, the total of the amount of money collected by the State Insurance Commissioner from the insurance companies and which has been turned into the State Treasury as provided in Article 5, Chapter 29, Compiled Oklahoma Statutes 1921, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 26, by Dyer and Cochran, entitled:

An Act repealing Chapter 187, Oklahoma Session Laws, 1925, relating to re-nominating districts for members

of the House of Representatives in McCurtain County, Oklahoma, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 177, by Nance, entitled:

An Act authorizing the Board of City Commissioners of the City of Walters, Oklahoma, to remit and refund certain penalties on delinquent paving taxes and assessments; and authorizing the County Treasurer of Cotton County, Oklahoma, to collect said paving taxes and assessments without collecting such penalties; repealing all Acts or parts of Acts in conflict therewith and declaring an emergency,

and to inform you and through you the Honorable Senate that the same have been passed by the House of Representatives and signed by the Speaker in open session.

Yours truly,

BERT McDONEL,

Chief Clerk.

Upon motion of Senator Darnell, the rules of the Senate were suspended and SENATE BILL NO. 10, by Darnell, was advanced to engrossment and third reading.

Upon motion of Senator Shepherd, SENATE JOINT RESOLUTION NO. 1, by Shepherd, under General Order, was advanced to engrossment and third reading.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE BILL NO. 113, by Graham and Fry, entitled.—An Act making appropriation to pay the Cities and Towns named, the total of the amount of money collected by the State Insurance Commissioner from the insurance companies and which has been turned into the State Treasury as provided in Article 5, Chapter 29, Compiled Oklahoma Statutes, 1921, and declaring an emergency.

HOUSE BILL NO. 26, by Dyer and Cochran, entitled.—An Act repealing Chapter 187, Oklahoma Session Laws, 1925, relating to renominating districts for members of the House of Representatives in McCurtain County, Oklahoma, and declaring an emergency.

HOUSE BILL NO. 177, by Nance, entitled.—An Act authorizing the Board of City Commissioners of the City of Walters, Oklahoma, to remit and refund certain penalties on delinquent paving taxes and assessments; and authorizing the County Treasurer of Cotton County, Oklahoma, to collect said paving taxes and assessments without collecting such penalties; repealing all Acts or parts of Acts in conflict therewith and declaring an emergency.

Upon motion of Senator Rexroat, the Senate anjourned to meet under the rules, on Monday, January 31st.

TWENTY-THIRD LEGISLATIVE DAY

Saturday, January 29, 1927.

NO SESSION

TWENTY-FOURTH LEGISLATIVE DAY

Monday, January 31st, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 42.

Absent: Clark. Total 1.

Excused: Culp. Total 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

Upon motion of Senator Rexroat, the Senate recessed to meet at 4:30 p. m., for the purpose of Committee work.

At 4:30 p. m., the Senate reassembled and was called to order by the President.

The following Messages from the Governor were received and read:

To the Honorable Senate and
House of Representatives, of Oklahoma,

BUILDING.

Gentlemen:

I have the honor to advise that I have this day signed and transmitted to the Secretary of State, HOUSE BILL NO. 9, entitled:

"An Act to aid and assist weak school districts for the fiscal years ending June 30, 1927, and June 30, 1928, respectively; repealing chapter 123, Oklahoma Session Laws, 1925, and all acts or parts of acts in conflict herewith and declaring an emergency

Respectfully submitted,

HENRY S. JOHNSTON, Governor.

To the Honorable Senate and House
of Representatives, 11th Legislature,

BUILDING.

This is to advise that I have this day signed House Joint Resolution No. 3, entitled:

A Resolution authorizing an extension of time of payment of the first half of the 1926 ad valorem taxes

until March 15, 1927, and providing that the last half of the 1926 ad valorem taxes shall not become due until the 15th day of June, 1927, and relieving the taxpayer of all penalty of such taxes, if the first half of such taxes is paid on or before March 15, 1927, and declaring an emergency,

and have transmitted same to the Secretary of State.

Respectfully submitted,

HENRY S. JOHNSTON, Governor.

The following Messages from the Honorable House of Representatives were received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith—

ENGROSSED SENATE BILL NO. 54, by Committee on Agriculture, entitled:

An Act making an emergency appropriation to be used by the State Market Commission for the fiscal year ending June 30, 1927, in the inspection of farm products, and declaring an emergency

and to advise you and through you the Honorable Senate that the same has been passed by the House of Representatives and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bill No. 54 was referred for enrollment.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith

ENGROSSED SENATE BILL NO. 60, by Pullen, entitled:

An Act repealing Sections 3312 to 3319 inclusive of the Compiled Oklahoma Statutes 1921, abolishing the County Court at Davis in Murray County, requiring all books and records thereof to be delivered to the Court Clerk of said County, providing for the future disposal of all cases now pending in said Court, and declaring an emergency,

and to advise you and through you the Honorable Senate that same has been passed by the House of Representatives and signed by the Speaker in open session.

Yours truly,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bill No. 60 was referred for enrollment.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith

ENGROSSED SENATE BILL NO. 37, as amended, by Johnson, entitled:

An Act Providing for an appropriation of fifty thousand ($50,000.00) Dollars for the fiscal year ending June 30, 1928, and fifty thousand ($50,000.00) dollars for the fiscal year ending June 30, 1929, for the aid of sick, wounded and disabled soldiers, sailors, nurses and marines of the late World War, Spanish-American War or Phillippine Insurrection, and their destitute wives, widows, and minor children and providing for expense of administration,

and to advise you and through you the Honorable Senate that the same has been passed, as amended, by the House of Representatives and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bill No. 37, as amended, was referred temporarily to its author.

COMMITTEE REPORTS

The following Committee Report was submitted and the bill ordered printed and placed upon the calendar:

Mr. President: We, your Committee on Appropriation to whom was referred SENATE BILL NO. 28, by Gray, entitled:

> An Act making an emergency appropriation for the fiscal year ending June 30th, 1927, for the Department of Agriculture of the State of Oklahoma, and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 131, by Andrews.—An Act amending Section 9749 C. O. S. 1921 relating to the procedure for procuring tax deeds and providing for notice to all persons interested in the land as shown by the records of the County Clerk and Court Clerk of the County wherein the land is situated, and providing the manner of giving such notice, and providing for the redemption from tax sale by any person interested in the land, etc.

SENATE JOINT RESOLUTION NO. 11, by Shearer.—Making appropriation to refund taxes erroneously paid to the State Auditor by Alice M. Cassidy, administratrix, and declaring an emergency.

SECOND READING

The following bills and resolutions were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 127 by Storms.—To Committee on Appropriations.

SENATE BILL NO. 128, by Graham and Storms, of the Senate; and Nairn and Kite, of the House.—To Committee on Judiciary No. 1.

Senator Andrews asked unanimous consent, which was granted to have Senate Bill No. 128 referred to the Committee on Public Printing.

SENATE BILL NO. 129, by Soldiers' Relief Committee.—To Committee on Soldiers' Relief.

SENATE BILL NO. 130, by Anglin and Rice.—To Committee on Appropriations.

Senator Anglin asked unanimous consent, which was granted, to have Senate Bill No. 130 withdrawn from the Committee on Appropriations and referred to Committee on Oil and Gas.

SENATE JOINT RESOLUTION NO. 10, by Soldiers' Relief Committee, Smith, of the Senate, and Graham of the House.—To Committee on Soldiers' Relief.

HOUSE BILL NO. 113, by Graham and Fry.—To Committee on Insurance.

HOUSE BILL NO. 26, by Dyer and Cochran.—To Committee on Legislative and Judicial Apportionment.

Senator Stewart moved that the rules be suspended and House Bill No. 26 be ordered printed and placed upon the calendar, without reference to a Committee, which motion prevailed.

HOUSE BILL NO. 177, by Nance.

Senator Boyer moved that the rules be suspended and House Bill No. 177 be ordered printed and placed upon the calendar without reference to a committee, which motion prevailed.

Senator Austin asked unanimous consent of the Senate, which was granted, to withdraw SENATE BILL NO. 118, by McCur'ey, from the Judiciary Committee No. 2 and refer same to Committee on Banks and Banking.

The President announced there were matters on his desk for the consideration of the Senate, in executive session.

Upon motion of Senator Rexroat, the Senate closed its doors and went into executive session.

*

The Senate reassembled in open session and was called to order by the President, who announced that the Senate had advised and consented to the confirmation of the following executive nominations:

FOR BOARD OF REGENTS, OKLAHOMA COLLEGE FOR WOMEN, CHICKASHA:

Rev. C. C. Hightower, Lawton
Mrs. Estella Hoffman, Oklahoma City
Judge J. D. Carmichael, Chickasha.
Mrs. E. B. Lawson, Nowata.

Upon motion of Senator Rexroat, the Senate adjourned to meet under the rules.

TWENTY-FIFTH LEGISLATIVE DAY

Tuesday, February 1, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer Loofbourrow, Looney, Marshall McCurley, Nesbitt, Otien, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 43.

Excused: Culp. Total 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and En-

rolled bills begs leave to report Senate Bills Nos. 54 and 60 correctly enrolled.

BOYER, Chairman

Senate Bills Nos. 54 and 60 were each read for the fourth time, the enrolled copies signed by the President, in open session and ordered transmitted to the Honorable House for the signature of the Speaker.

Upon motion of Senator Stewart, the Senate recessed, for the purpose of Committee work, to meet at 4:00 p. m.

At 4:00 o'clock p. m., the Senate reassembled and was called to order by the President.

COMMITTEE REPORTS

The following Committee Report was submitted, and the bill ordered printed and placed upon the calendar:

Mr. President: We, your Committee on Appropriations, to whom was referred SENATE BILL NO. 85, by Stewart, entitled:

> An Act making a deficiency appropriation for the payment of Confederate pensions for the fiscal year ending June 30th, 1927, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 10 and Senate Joint Resolution No. 1 correctly engrossed.

BOYER, Chairman.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 132, by Rexroat and Waldrep.—An Act relating to the office of State Examiner and Inspector; providing for the appointment of additional assistants and stenographers; providing for payment of traveling expenses making an appropriation to carry out the provisions of said act; and declaring an emergency.

SENATE BILL NO. 133, by Andrews.—An Act authorizing the Corporation Commission of the State of Oklahoma to designate certain persons as referees for the taking of testimony and the reporting thereon in causes pending before it and declaring an emergency.

SENATE BILL NO. 134, by Andrews.—An Act amending paragraph three of Section 18 of Article 9 of the Constitution of Oklahoma, relating to the publication of notices of general hearing before the Corporation Commission of the State of Oklahoma, and the publication of general orders promulgated pursuant thereto.

SENATE BILL NO. 135, by Anglin—An Act making appropriation to pay claims against deficiency certificates, Numbers 8 to 12, inclusive, for fiscal years ending June 30, 1925, Numbers 3 to 27 inclusive, for fiscal year ending June 20, 1926, and Numbers 1 to 9 inclusive for fiscal year ending June 30, 1927, etc.

SENATE BILL NO. 136, by Anglin.—An Act repealing Sections 10892, 10894 and amending Sections 10895 and 10897, Compiled Oklahoma Statutes, 1921, providing that State Board of Vocational Education shall take over the duties of the Commission for the adult blind, repealing all Acts, or parts of Acts, in conflict therewith, and declaring an emergency.

SENATE BILL NO. 137, by Anglin.—A Bill to be entitled: An Act making supplementary appropriation for the Criminal Court of Appeals for the fiscal year, ending June 1927, and declaring an emergency.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 131, by Andrews.—To Committee on Judiciary No. 1.

SENATE JOINT RESOLUTION NO. 11. by Shearer. --To Committee on Appropriations.

THIRD READING

SENATE BILL NO. 10 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Harper, Hill, Johnson (Caddo), Kimerer, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Gulager, Johnson (Creek), Loofbourrow, Looney, Reed, Simmons, Thomas. Total 7.

Excused: Culp. Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the folowing results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, VanDall, Waldrep, Williamson. Total 37.

Nays: 0.

Not Voting: Gulager, Powers, Reed, Simmons, Thomas, Wheatley. Total 6.

Excused: Culp. Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President in open session signed the engrossed copy of Senate Bill No. 10 and ordered the same transmitted to the Honorable House.

President Pro Tempore Williamson presiding

SENATE JOINT RESOLUTION NO. 1 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gulager, Johnson (Caddo), Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stigler, Storms, Terwilleger, VanDall, Wheatley, Williamson. Total 29.

Nays: Andrews, Ferguson, Hill, Johnson (Creek). Total 4.

Not Voting: Gray, Harper, Looney, Peck, Powers, Pullen, Reed, Stewart, Thomas, Waldrep. Total 10.

Excused: Culp. Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measurse?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham Harper, Hill, Johnson (Caddo), Johnson (Creek), Kinderer, Leofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, VanDall, Wheatley, Williamson. Total 37.

Nays: Smith. Total 1.

Not Voting: Gray, Gulager, Pullen Thomas, Waldrep. Total 5.

Excused: Culp. Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session signed the engrossed copy of Senate Joint Resolution No. 1 and ordered the same transmitted to the Honorable House.

The following Message from the Governor was received and read:

February 1. 1927

To the Honorable Senate and,
House of Representatives,

Attention:

Committees on Taxation
of the Senate and House,

BUILDING.

Gentlemen:

Supplementing my message on taxation, you are advised that I have the following tabulation relative to foreign corporations, doing business in Oklahoma that may be of value to you, showing taxes paid for the year ending June 30, 1926.

The Goodyear Tire and Rubber Company, Inc.,

Valuation of property of Corporation	$62,789,608.00
Valuation of property of Corporation in Okla.	10,875.00
Total volume of business of said Corporation	92,646,587.00
Total Business in Oklahoma,	2,258,245.00
License Tax Paid	$1.46.

Atlantic Oil Producing Company,

Valuation of property of Corporation,	11,753,417.26
Valuation of property of Corporation in Oklahoma	2,549,664.76
Total volume of business of said Corporation,	22,623,956.75
Total Business in Oklahoma,	2,654,105.89
License Tax Paid	$8.00

St. Louis Smelting and Refining Company,

Valuation of property of Corporation, ----- 1,423,534.70
Valuation of property of Corporation
in Oklahoma, ---------- 132 478.16
Total volume of busines of said
Corporation, ---------- 735,847.19
Total Business in Oklahoma, ---------- 670,576.98
License Tax Paid--------None.

International Harvester Company of America,

Valuation of property of Corporation, -- 44,074,000.00
Valuation of property of Corporation
in Oklahoma ---------- 202,000.00
Total volume of business of said
Corporation, ----------119,355,601.32
Total Business in Oklahoma, ---------- 1,812,558.57
License Tax Paid-------$12.00

Star Drilling Machine Company,

Valuation of property of Corporation, --- 4,318,554.46
Valuation of property in Oklahoma -------- None
Total volume of business of said
Corporation, ---------- 1,800 873.09
Total Business in Oklahoma, ---------- 113,495.95
License Tax Paid--------None.

Armour and Company,

Valuation of property of Corporation ---314,412,500.90
Valuation of property in Oklahoma 110,316.82
Total volume of business of said
Corporation ----------1,431,743,015.15
Total Business in Oklahoma, ---------- 2,587,619.13
License Tax Paid------$246.12.

Firestone Tire and Rubber Company.

Valuation of property of Corporation, ---	8,896,477.36
Valuation of property in Oklahoma ----	20,330.00
Total volume of business of said Corporation ----------	71,227,033.84
Total Business in Oklahoma, ----------	629,764.51
License Tax Paid-------$1.00.	

B. F. Goodrich Rubber Company,

Valuation of property of Corporation ---	38,170,136.07
Valuation of property in Oklahoma, ----	19,604.42
Total volume of business of said Corporation, ----------	80,011,448.69
Total Business in Oklahoma ----------	322,471.32
License Tax Paid--------$2.00.	

Ajax Rubber Company, Inc.

Valuation of property of Corporation ---	2,998,434.90
Valuation of property in Oklahoma, -----	22,972.00
Total volume of business of said Corporation, ----------	8,302,007.25
Total Business in Oklahoma, ----------	
License Tax Paid-------$1.00	

The Miller Rubber Company of New York,

Valuation of property of Corporation, ---	2,122 469.40
Valuation of property in Oklahoma -----	32,640.90
Total volume of business of said Corporation, ----------	22,742,672.29
Total Business in Oklahoma ----------	242,694.72
License Tax Paid-------$1.00.	

Advance-Rumely Thresher Co. Inc.,

Valuation of property of Corporation, ---	2,148,778.50
Valuation of property in Oklahoma -----	9,277.62
Total volume of business of Corporation--	11,558,909.33
Total Business in Oklahoma. ----------	239,434.12
License Tax Paid -------$1.00.	

Union Carbide Sales Company,

Valuation of property of Corporation ___	3,050,821.40
Valuation of property in Oklahoma ____	15,850.17
Total volume of business of Corporation,	10,294,942.10
Total Business in Oklahoma, _____	144,734.08
License Tax Paid_____$3.61.	

White Company of Ohio,

Valuation of property of Corporation, __	17,771,830.48
Valuation of property in Oklahoma _____	113,498.44
Total volume of business of Corporation.	47,460,047.30
Total Business in Oklahoma, _____	407,933.71
License Tax Paid_____$4.00.	

United States Tire Company of New York,

Valuation of property of Corporation, __	9,093,359.63
Valuation of property in Oklahoma _____	35,045.00
Total volume of business of Corporation,	36,617,796.36
Total Business in Oklahoma, _____	425,000.00
License Tax Paid_____$5.00.	

The Sherwin-Williams Co. of Texas,

Valuation of property of Corporation, ___	620 919.91
Valuation of property in Oklahoma, ____	9,480.00
Total volume of business of Corporation,	2,828,817.84
Total Business in Oklahoma, _____	513,200.14
License Tax Paid_____$7.58.	

Coca-Cola Company of Delaware,

Valuation of property of Corporation, ___	2,622.007.57
Valuation of property in Oklahoma, ____	8,892.03
Total volume of business of Corporation	25,989,119.91
Total Business in Oklahoma, _____	714,489.08
License Tax Paid_____$12.65.	

Pittsburgh Plate Glass Company of Michigan,

Valuation of property of Corporation, ---	745,381.56
Valuation of property in Oklahoma, ----	51,808.76
Total volume of business of Corporation,	2,604,097.09
Total Business in Oklahoma, ---------	711,611.07

License Tax Paid--------$22.79.

Westinghouse Electric & Manufacturing Co.,

Valuation of property of Corporation, ---216,468.116,40	
Valuation of property in Oklahoma, ----	17,180.93
Total volume of business of Corporation, 122,711,312.06	
Total Business in Oklahoma, ----------	50,486.53

License Tax Paid--------$23.58.

Universal Film Exchange Inc., of Delaware,

Valuation of property of Corporation, ---	3,495,358.24
Valuation of property in Oklahoma, ----	14,262.66
Total volume of business of Corporation	12,944,827.69
Total Business in Oklahoma, ---------	266,520.23

License Tax Paid--------$27.56.

Fred Harvey,

Valuation of property of Corporation, ---	2,105,199.03
Valuation of property in Oklahoma, ----	62,390.12
Total volume of business of Corporation	11,938,487.76
Total Business in Oklahoma ----------	503,927.64

License Tax Paid--------$31.20.

H. J. Heinz Company, of Pennsylvania,

Valuation of property of Corporation, ---	42,728,462.00
Valuation of property in Oklahoma, ----	58,633.00
Total volume of business of Corporation,	37,060,439.00
Total Business in Oklahoma, ----------	299,033.00

License Tax Paid--------$113.00.

American Steel and Wire Company,

Valuation of property of Corporation, ___221,326,758.86
Valuation of property in Oklahoma, ____ 75,685.01
Total volume of business of Corporation, 161,325,331.42
Total Business in Oklahoma, _____ 457,478.50
License Tax Paid_____$125.00.

General Electric Company of New York,

Valuation of property of Corporation, ___462,878,980.95
Valuation of property in Oklahoma, ____ 78,401.96
Total volume of business of Corporation, 300,592,302.11
Total Business in Oklahoma, _____ 722,716.34
License Tax Paid_____$226.59.

L. C. Smith & Brothers Typewriter Company,

Valuation of property of Corporation, ___ 210,266.44
Valuation of property in Oklahoma, ____ 15,916.13
Total volume of business of Corporation, 1,218,143.78
Total Business in Oklahoma, _____ 80,895.06
License Tax Paid_____$1.00.

The Borden Sales Company, Incorporated,

Valuation of property of Corporation, ___ 5,912,483.46
Valuation of property in Oklahoma, ____ 2,220.73
Total volume of business of Corporation, 33,145,768.62
Total Business in Oklahoma, _____ 107,914.87
License Tax Paid_____$1.00.

Seiberling Rubber Company of Ohio,

Valuation of property of Corporation,___ 1,829,099.36
Valuation of property in Oklahoma, ____ 17,900.00
Total volume of business of Corporation, 11,386,973.39
Total Business in Oklahoma, _____ 303,183.71
License Tax Paid_____$1.00.

Remington Typewriter Company,

Valuation of property of Corporation, --- 216,072.36
Valuation of property in Oklahoma, ---- 4,060.29
Total volume of business of Corporation, 8,262,204.74
Total Business in Oklahoma, ---------- 144,249.36
License Tax Paid--------$1.00.

General Motors Acceptance Corporation,

Valuation of property of Corporation, ---235,973,959.93
Valuation of property in Oklahoma, ---- 6,514,707.91
Total volume of business of Corporation, 485,576,502.98
Total Business in Oklahoma, ---------- 14,186,899.15
License Tax Paid -------$545.30.

Proctor & Gamble Distributing Co.,

Valuation of property of Corporation, --- 4,617,551.49
Valuation of property in Oklahoma ---- 4,141.00
Total volume of business of Corporation, 110,255,590.90
Total Business in Oklahoma, ---------- 1,763,544.94
License Tax Paid--------$1.00.

American Book Company of New York,

Valuation of property of Corporation, --- 15,843,584.03
Valuation of property in Oklahoma, ---- None
Total volume of business of Corporation-
Business in Oklahoma, ---------- 274,843.50
Company claims that under law it should pay no license tax for business done in State of Oklahoma.

I make no claim that the property *actually located in Oklahoma* is not assessed on the ordinary ad valorem basis. It most probably is so assessed, but that method of assessment is wholly insufficient and inequitable. It does not represent a fair contribution to the needs of the state as compared with

the benefits such corporations receive in the form of protection given to them by the state.

The point I am making is that the license fee of a corporation or some other equivalent tax should be levied which lays tribute upon the volume of business or the gross receipts of such corporation.

I have given you only a few instances to give you a real insight into the extent and nature thereof. It actually runs into the many hundreds, or perhaps thousands of similar instances.

All I am asking, all the people expect is common fairness and common honesty. The hour has come to cease public discrimination in favor of the rich, the powerful and the strong, who by their ability to employ skilled bookkeepers, powerful or cunning legal representatives obtain special consideration and protection through the influences of the lobby. Let there be no extortion, no unjust discrimination against any person or company, because it is rich, or powerful. Let there be no indifference or neglect of the poor because they are weak and unrepresented. It is our part and portion to represent both in the full spirit of right, equity and justice.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

Senator Johnson (Creek) moved that extra copies of the Governor's message be printed and placed on the desks of members of the Senate.

Senator Goodall, as a substitute, moved that 200 extra

copies be printed of the executive communication, which motion prevailed.

The following Messages from the Honorable House were received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 60, by Pullen, entitled:

An Act repealing Sections 3312 to 3319, inclusive of the Compiled Oklahoma Statutes, 1921, abolishing the County Court at Davis, in Murray County, requiring all books and records thereof to be delivered to the Court Clerk of said County, providing for the future disposal of all cases now pending in said Court, and declaring an emergency,

ENROLLED SENATE BILL NO. 54, by Committee on Agriculture, entitled:

An Act making an emergency appropriation to be used by the State Market Commission for the fiscal year ending June 30th, 1927, in the inspection of farm products and declaring an emergency.

and to inform you, and through you, the members of the Honorable Senate that the same have been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,
Chief Clerk.

Enrolled Senate Bills Nos. 54 and 60 were referred to the Governor for consideration.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you and through you the Honorable Senate that the House has concurred in Senate amendments to

ENGROSSED HOUSE BILL NO. 35, by Graham, Windle, Davis (Oklahoma), Leecraft, entitled:

An Act authorizing and directing the State Board of Public Affairs to build and furnish a mansion and garage for the Governor of Oklahoma and to landscape the grounds thereof; making an appropriation therefor and declaring an emergency,

and the same has been passed by the House as amended.

Yours very truly,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration

ENGROSSED HOUSE BILL NO. 201, by Briggs Thomas (of LeFlore), Bird, Hill, Roe, Watson (Pittsburg), Johnson (Pushmataha), Nash, Crow-

.. ley, Dyer, Skinner and Porter of the House and Harper, Andrews, Stewart, Stigler, Gulager and Anglin of the Senate, entitled:

An Act changing the name of the School of Mines and Metallurgy, located at Wilburton, Oklahoma, repealing Section 10849, Compiled Oklahoma Statutes 1921, and amending Sections 10850, 10851, 10852, 10853 and 10854 and repealing all Acts in conflict herewith

and

ENGROSSED HOUSE BILL NO. 74, by Rogers, entitled:

An Act repealing Section 2, of Chapter 31, Session Laws of Oklahoma 1923, the same being an Act entitled: "An Act fixing the salaries of the County Attorneys of all counties in the State of Oklahoma, having a population of not less than 19 800, and not more than 19,900, as shown by the Federal census of 1920, providing for the appointment of Assistant County Attorneys and fixing the salaries thereof," and declaring an emergency,

and to inform you and through you the Honorable Senate that the same has been passed by the House of Representatives and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,

Chief Clerk.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Resolution No. 9 correctly engrossed.

BOYER, Chairman.

Senator Rexroat asked unanimous consent of the Senate, which was granted, to submit the following amendment to Senate Resolution No. 9, which was adopted:

Mr. President: I move to amend Senate Resolution No. 9, line 3 of the Engrossed resolution, by striking the words and figures. "Washington's Birthday, February 22nd, 1927," and substituting the words and figures, "Saturday, February 26th, 1927."

REXROAT.

Upon motion of Senator Stigler, Senate Resolution No. 9, as amended, was adopted and referred for re-engrossment.

GENERAL ORDER

By unanimous consent, consideration of SENATE BILL NO. 38, by Stigler, was deferred, without the bill losing its place on the calendar.

SENATE BILL NO. 20, by Storms, of the Senate, and Nance, of the House, was called up for consideration by the Chairman of the Appropriations Committee.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Storms.

Upon motion of Senator Storms, Senate Bill No. 20 was advanced to engrossment and third reading.

SENATE BILL NO. 28, by Gray, was called up for consideration by the Chairman of the Appropriations Committee.

Section 1 was read.

Senator Otjen submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 28, line 4, page 2, by striking all of lines 3 and 4.

OTJEN.

Senator Looney moved that the Otjen amendment be tabled, which motion prevailed, upon a roll call as follows:

Ayes: Andrews, Anglin, Austin, Boyer Fidler, George, Goodall, Gray, Harper, Johnson (Caddo), Johnson (Creek), Loofbourrow, Looney, Marshall, Nesbitt, Reed, Rexroat, Rice Simmons, Stewart, Stigler, Waldrep, Wheatley, Williamson. Total 24.

Nays: Clark, Darnell, Ferguson, Graham Hill, Kimerer, McCurley, Otjen, Pullen, Shearer, Shepherd, Smith, Storms, Terwilleger. Total 14.

Not Voting: Gulager, Peck, Powers, Thomas, VanDall. Total 5.

Excused: Culp. Total 1.

Upon motion of Senator Looney, Section 1 was adopted, as read.

Section 2 was read and adopted, upon motion of Senator Looney.

Upon motion of Senator Anglin, SENATE BILL NO. 28 was advanced to engrossment and third reading.

Upon motion of Senator Otjen, SENATE BILL NO. 88, by Clark and Otjen, of the Senate, and Beck, of the House, was advanced to engrossment and third reading.

The President Pro Tempore announced there were matters on the President's desk for the consideration of the Senate, in executive session.

Upon motion of Senator Graham, the Senate closed its doors and went into executive session.

*

The Senate re-assembled in open session and was called to order by the President Pro Tempore, who announced that the Senate had advised and consented to the confirmation of the following executive nominations:

FOR MEMBER OF FISH AND GAME COMMISSION:

M. H. Shepherd, Chickasha.

FOR STATE COMMISSIONER OF HEALTH:

Dr. O. O. Hammonds.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE BILL NO. 201, by Briggs, Thomas (of LeFlore), Bird, Hill, Roe, Watson (Pittsburg), Johnson (Pushmataha), Nash, Crowley, Dyer, Skinner and Powers of the House and Harper, Andrews, Stewart, Stigler, Gulager and Anglin of the Senate, entitled.—An Act changing the name of the School of Mines and Metallurgy, located at Wilburton, Oklahoma, repealing Section 10849, Compiled Oklahoma Statutes, 1921, and amending Sections 10850, 10851, 10852, 10853 and 10854 and repealing all Acts in conflict herewith.

HOUSE BILL NO. 74, by Rogers, entitled.—An Act repealing Section 2, of Chapter 31, Session Laws of Oklahoma 1923, the same being an Act entitled: "An Act fixing the salaries of the County Attorneys of all counties in the State of Oklahoma, having a population or not less than 19,800, and not more than 19,900, as shown by the Federal census of 1920, providing for the appointment of Assistant County Attorneys and fixing the salaries thereof," and declaring an emergency.

Upon motion of Senator Rexroat, the Senate adjourned to meet under the rules.

TWENTY-SIXTH LEGISLATIVE DAY

Wednesday, February 2nd, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 42.

Absent: Reed. Total 1.

Excused: Culp. Total 1.

The President announced a quorum present.

Prayer was offered by Rev. Horn, Pastor of the First Christian Church, of Sulphur.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 138, by Committee of the Senate and House.—An Act relating to fish, game, and fur bearing animals: providing for the taking, keeping, propagation and protection thereof, for open and closed seasons thereon, for licenses in relation thereto, defining crimes and penlaties, repealing previous Laws and declaring an emergency.

Upon motion of Senator Graham, 100 copies of Senate Bill No. 138 were ordered printed.

SENATE BILL NO. 139, by Hill.—An Act regulating and fixing the salaries of the County Judge, County Attorney, County Treasurer and Sheriff of Alfalfa County, Oklahoma.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 132, by Rexroat and Waldrep.—To Committee on Appropriations.

SENATE BILL NO. 133, by Andrews.—To Committee on Judiciary No. 1.

SENATE BILL NO. 134, by Andrews.—To Committee on Judiciary No. 2.

SENATE BILL NO. 135, by Anglin.—To Committee on Appropriations.

SENATE BILL NO. 136, by Anglin.—To Committee on Education.

SENATE BILL NO. 137, by Anglin.—To Committee on Appropriations.

HOUSE BILL NO. 201, by Briggs, Thomas (of LeFlore), Bird, Hill, Roe, Watson (Pittsburg), Johnson (Pushmataha), Nash, Crowley, Dyer, Skinner and Porter of the House and Harper, Andrews, Stewart, Stigler, Gulager and Anglin of the Senate.

Senator Harper moved that the rules of the Senate be suspended and House Bill No. 201 be ordered printed and placed upon the calendar, without reference to a Committee, which motion prevailed.

HOUSE BILL NO. 74, by Rogers.—To Committee on Fees and Salaries.

The President announced there were matters on his desk for the consideration of the Senate, in executive session.

Upon motion of Senator Rexroat the Senate closed its doors and went into executive session.

*

The Senate reassembled, in open session, and was called to order by the President, who announced that the Senate, in executive session, had refused to advise and consent to the confirmation of the following executive nominations:

FOR STATE HIGHWAY COMMISSION:

Cecil Moore, Chairman, Muskogee—1 year.
James R. Talliaferro, Lone Grove—2 years.

W. F. Hearne, Mangum—3 years.
Dr. Lindsey L. Long, Beaver—4 years
Frank A. Derr, Guthrie—5 years.

The following Message from the Honorable House was received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 35, by Graham, Windle, Davis of Oklahoma and Leecraft, entitled:

An Act authorizing and directing the State Board of Public Affairs to build and furnish a mansion and garage for the Governor of Oklahoma, and to landscape the grounds thereof; making an appropriation therefor and declaring an emergency,

and to inform you and through you the Honorable Senate that the same has been read for the fourth time, and signed by the Speaker in open session.

Yours truly,

BERT DcDONEL,

Chief Clerk.

House Bill No. 35 was read for the fourth time, the enrolled copy signed in open session by the President and ordered returned to the Honorable House.

Upon motion of Senator Rexroat, the Senate adjourned to meet under the rules.

TWENTY-SEVENTH LEGISLATIVE DAY

Thursday, February 3, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by the President Pro Tempore.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Lootbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 41.

Absent: Waldrep. Total 1.

Excused: Culp, Simmons. Total 2.

The President Pro Tempore announced a quorum present.

Prayer was offered by Rev. I. W. Armstrong, Pastor of the First Methodist Church, at Durant, Oklahoma.

COMMITTEE REPORTS

The following Committee Report was submitted, adopted and the bill ordered printed and placed upon the calendar:

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 105, by Pullen, entitled:

> A Bill making a supplemental appropriation for support and maintenance of the Oklahoma School for the Deaf at Sulphur, Oklahoma, for the fiscal year ending June 30th, 1927, and declaring an emergency

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Senator Boyer submitted the following Committee Report:

Mr President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 20, 28, and 88 correctly engrossed.

BOYER, Chairman.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 140, by Committee on Municipal Corporations.—An Act providing for the regulation of the transportation of passengers for hire within cities of this state, repealing Sections 4531, 4532 and 4533, C. O. S. 1921, Chapter 105 Session Laws of Oklahoma 1923-24, and all Acts and parts of Acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 141, by Anglin.—An Act amending Section 4507 C. O. S. 1921 relating to cities engaging in business and acquiring public utilities; authorizing cities and towns to engage in any business which may be engaged in by a person or corporation by virtue of a franchise; authorizing cities and towns to acquire real estate and various public utilities and improvements; authorizing the issuance of bonds by such cities and towns for such purposes and declaring an emergency.

SENATE BILL NO. 142, by Committee on Appropriations.—An Act making appropriation to reimburse E. G. Spilman, Librarian of the State Library, and declaring an emergency.

SENATE BILL NO. 143, by Boyer.—An Act creating the State Highway Commssion, providing for the construction and maintenance of state highways, taking over the construction, repair and maintenance of state highways, providing for purchase of land and to acquire, construct and maintain and operate plants and factories for production of road building and road maintenance material and the disposal of the same; making appropriation therefor, and declaring an emergency.

SENATE BILL NO. 144, by Pullen.—An Act to prevent the waste and flow of water from artesian wells prescribing penalties therefor and defining waste and artesian wells.

SENATE BILL NO. 145, by Fidler, VanDall, et al.—An Act making appropriation for the expenses incurred in making the change of administration and in furnishing troops for escort and as extra police protection for the people of the State attending the inaugural ceremonies on January 10, 1927; providing the method of filing and auditing said claims.

SENATE BILL NO. 146, by Rexroat.—An Act repealing Chapter 12, Oklahoma Session Laws, 1925, relating to the enforcement of tax liens: and declaring an emergency.

SENATE JOINT RESOLUTION NO. 12, by Boyer.—A Resolution appropriating four thousand one hundred eighty three dollars and sixty four cents to pay certain claims allowed by the State Industrial Commission in payment of claims of persons receiving injuries while working for the State Highway Commission of the State of Oklahoma.

SENATE JOINT RESOLUTION NO. 13, by Andrews.—A Resolution providing for a Board to revise and codify the Statutes of Oklahoma relating to coal mining and fixing their qualifications and compensation; making an appropriation therefor, and declaring an emergency.

SENATE CONCURRENT RESOLUTION NO 5, by Pullen.—Expunged from the record.

Senator Andrews submitted the following Resolution, which was read at length:

SENATE RESOLUTION NO. 10—By Andrews.

A Resolution asking for the appointment of a Committee to visit, obtain information concerning, and inspecting the present workings of the State Penitentiary at McAlester, return and report their findings together with their conclusions, to the Senate.

WHEREAS, there is now pending legislation looking toward the change of policy and working plans of the State Penitentiary at McAlester, and

WHEREAS, it is the opinion of some of the members of the Senate, together with other state officials, that the present

policy of the Penitentiary should be changed, and it appearing that a great many of the members of the Senate are not familiar with the workings of the institution, nor as to what would be best for the institution and the people of the State with reference thereto;

NOW THEREFORE BE IT RESOLVED BY THE SENATE; that a committee of five be appointed by the President of the Senate to visit the State Penitentiary at McAlester, familiarize themselves with the workings of the institution upon its present plan, and report back to the Senate their findings concerning the said institution and its present plan, together with such recommendations they may see fit to make concerning the same.

Upon motion of Senator Johnson (Caddo), the rules of the Senate were suspended and immediate consideration given Senate Resolution No. 10.

Upon motion of Senator Andrews Senate Resolution No. 10 was adopted, as read, and referred for engrossment.

In accordance with Senate Resolution No. 10, which was adopted, the President Pro Tempore appointed as the Committee, thereunder, Senators George, Wheatley, Boyer, Goodall and Powers.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 138, by Committee of the Senate and House.—To Committee on Fish and Game.

SENATE BILL NO. 139, by Hill.—To Committee on Judiciary No. 2.

THIRD READING

SENATE BILL NO. 20 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, George, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 36.

Nays: McCurley, Smith. Total 2.

Not Voting: Anglin, Fidler, Goodall. Total 3.

Absent: Waldrep. Total 1.

Excused: Culp, Simmons. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 38.

Nays: Smith. Total 1.

Not Voting: Anglin, Fidler. Total 2.

Absent: Waldrep. Total 1.

Excused: Culp, Simmons. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore in open session, signed the engrossed copy of Senate Bill No. 20 and ordered the same transmitted to the Honorable House.

The President presiding.

SENATE BILL NO. 28 was read for the third time at length.

Senator Gray moved that Senate Bill No. 28 be stricken from the calendar and re-referred to the Committee on Appropriations.

Senator Looney, as a substitute, moved that consideration of Senate Bill No. 28 be deferred until the next legislative day, without the bill losing its place on the calendar, which motion was, by unanimous consent, withdrawn by its author.

The vote recurring on the Gray motion, the same was adopted.

SENATE BILL NO. 88 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Fidler, George, Goodall, Gray, Harper, Hill, Johnson (Caddo), Johnson (Creek), Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Williamson. Total 32.

Nays: Darnell, Ferguson, Gulager, Pullen, Smith. Total 5.

Not Voting: Anglin, Graham, Kimerer, Wheatley. Total 4.

Absent: Waldrep. Total 1.

Excused: Culp, Simmons. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark Darnell, Ferguson, Fidler, George, Goodall, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Loofbourrow, Looney Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart Stigler, Storms, Terwilleger, Thomas, VanDall. Total 34.

Nays: Pullen, Smith. Total 2.

Not Voting: Anglin, Graham, Kimerer, Wheatley, Williamson. Total 5.

Absent: Waldrep. Total 1.

Excused: Culp, Simmons. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session signed the engrossed copy of Senate Bill No. 88 and ordered the same transmitted to the Honorable House.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Resolution No. 9 correctly engrossed.

BOYER, Chairman.

The President signed Engrossed Senate Resolution No. 9, in open session, and referred the same for enrollment.

The following Messages from the Governor were received and read:

February 1, 1927

To the Honorable Senate and
House of Representatives,
State of Oklahoma,

BUILDING.

Gentlemen:

I have the honor to advise that I have this day signed and transmitted to the Secretary of State, Senate Bill No 54, entitled:

"An Act making an emergency appropriation to be used by the State Market Commission for the fiscal year

ending June 30, 1927, in the inspection of farm products, and declaring an emergency."

Respectfully sumbitted.

HENRY S. JOHNSTON,

Governor.

February 1, 1927

To the Honorable Senate and
House of Representatives,
State of Oklahoma,

BUILDING.

Gentlemen:

I have the honor to advise that I have this day signed and transmitted to the Secretary of State, Senate Bill No. 60, entitled:

"An Act repealing Sections 3312 to 3319, inclusive, of the Compiled Oklahoma Statutes, 1921, abolishing the County Court at Davis, in Murray County, requiring all books and records thereof to be delivered to the Court Clerk of said County, providing for the future disposal of all cases now pending in said Court, and declaring an emergency."

Respectfully sumbitted

HENRY S. JOHNSTON,

Governor.

GENERAL ORDER

President Pro Tempore Williamson presiding.

HOUSE BILL NO. 178, by Nance, was considered.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Boyer.

Upon motion of Senator Boyer, House Bill No. 178 was advanced to engrossment and third reading.

HOUSE BILL NO. 26, by Dyer and Cochran, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Stewart.

Upon motion of Senator Stewart, House Bill No. 26 was advanced to engrossment and third reading.

HOUSE BILL NO. 177, by Nance, was considered.

Section 1 was read.

Senator Austin submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 177, line 6, page 2, by inserting after the figures, "1925," and before the word, "Section," in line 7, the following: "provided that such remission or penalty shall not become effective as to any lot or parcel of land, affected by such indebtedness for paving, unless and until the owner of such property shall, within the period of 12 months from the date of such order of remission, pay the amount due as principal and interest against said property."

AUSTIN.

Upon motion of Senator Boyer, Section 1, as amended, was adopted.

Sections 2 and 3 were read and adopted, upon motions of Senator Boyer.

Upon motion of Senator Boyer, House Bill No. 177, as amended, was advanced to engrossment and third reading.

Senator Looney moved that the rules of the Senate be suspended and House Bill No. 177 be considered engrossed and placed on third reading and final passage, which motion prevailed.

HOUSE BILL NO. 177 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer Clark, Darnell, Ferguson, Fidler, George, Goodall, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Smith, Storms, Terwilleger, Thomas, VanDall, Williamson. Total 36.

Nays: 0.

Not Voting: Graham, Shepherd, Stewart, Stigler, Wheatley. Total 5.

Absent: Waldrep. Total 1.

Excused: Culp, Simmons. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen Reed, Rexroat, Shearer, Smith, Storms, Terwilleger, Thomas, VanDall, Williamson. Total 32.

Nays: 0.

Not Voting: Goodall, Graham, Gulager Johnson (Caddo), Rice, Shepherd, Stewart, Stigler, Wheatley. Total 9.

Absent: Waldrep. Total 1.

Excused: Culp, Simmons. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 177, as amended, was referred for engrossment.

The President presiding.

HOUSE BILL NO. 3, by Hill, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Andrews.

Upon motion of Senator Andrews, House Bill No. 3 was advanced to engrossment and third reading.

Senator Andrews moved that the rules of the Senate be suspended and House Bill No. 3 considered engrossed and placed on third reading and final passage, which motion prevailed.

HOUSE BILL NO. 3 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Storms, Terwilleger VanDall. Total 33.

Nays: Pullen. Total 1.

Not Voting: Graham, Johnson (Caddo), Stewart, Stigler, Thomas, Wheatley, Williamson. Total 7.

Absent: Waldrep. Total 1.

Excused: Culp, Simmons. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Storms, Terwilleger. Total 34.

Nays: 0.

Absent: Waldrep. Total 1.

Excused: Culp, Simmons. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 3 was referred for engrossment.

Senator Graham, on account of illness, asked to be excused for the remainder of the day, which was the order of the President.

HOUSE BILL NO. 201, by Briggs, et al, of the House, and Harper, et al, of the Senate, was considered.

Sections 1, 2, 3, 4, 5, 6, 7 and 8 were read and adopted upon motions of Senator Harper.

Upon motion of Senator Harper, House Bill No. 201 was advanced to engrossment and third reading.

Senator Harper moved that the rules of the Senate be suspended and House Bill No. 201 considered engrossed and placed on third reading and final passage, which motion prevailed.

HOUSE BILL NO. 201 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Fidler, George, Goodall, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Powers, Pullen, Reed, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 34.

Nays: Clark, Ferguson, Otjen. Total 3.

Not Voting: Nesbitt, Peck, Rice. Total 3.

Absent: Waldrep. Total 1.

Excused: Culp, Graham, Simmons. Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 201 and ordered the same transmitted to the Honorable House.

At the request of its author, consideration of SENATE BILL NO. 38, by Stigler, was deferred.

Senator Pullen asked unanimous consent, which was granted, to have considered SENATE BILL NO. 105, by Pullen.

Sections 1 and 2 were read and adopted, upon motions of Senator Pullen.

Upon motion of Senator Pullen, Senate Bill No. 105 was advanced to engrossment and third reading.

Senator Pullen moved that the rules of the Senate be suspended and Senate Bill No. 105 be considered engrossed and placed on third reading and final passage, which motion prevailed.

SENATE BILL NO. 105 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark Darnell, Ferguson, Fidler, George, Goodall, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Gray, McCurley, Peck, Stewart. Total 4.

Absent: Waldrep. Total 1.

Excused: Culp, Graham, Simmons. Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Gray, McCurley, Peck, Stewart. Total 4.

Absent: Waldrep. Total 1.

Excused: Culp, Graham, Simmons. Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 105 was referred for engrossment.

Upon motion of Senator Harper, SENATE BILL NO. 117, by Harper, et al was stricken from the calendar.

Senator Shearer asked unanimous consent of the Senate, which was granted, to have considered SENATE BILL NO. 79, by Shearer.

Sections 1 and 2 were read and adopted, upon motions of Senator Shearer.

Upon motion of Senator Shearer, Senate Bill No. 79 was advanced to engrossment and third reading.

Senator Shearer moved that the rules of the Senate be suspended and Senate Bill No. 79 be considered engrossed

and placed upon third reading and final passage, which motion, by unanimous consent, was withdrawn.

President Pro Tempore Williamson presiding.

Senator Austin asked unanimous consent of the Senate, which was granted, to withdraw SENATE BILL NO. 77, by Pullen, from the calendar and re-refer it to Judiciary Committee No. 1.

By unanimous consent, SENATE JOINT RESOLUTION NO. 7, by Shepherd, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Shepherd.

Upon motion of Senator Shepherd, Senate Joint Resolution No. 7 was advanced to engrossment and third reading.

SENATE BILL NO. 85, by Stewart, was called up for consideration by the Chairman of the Appropriations Committee.

Sections 1 and 2 were read and adopted, upon motions of Senator Anglin.

Upon motion of Senator Anglin, Senate Bill No. 85 was advanced to engrossment and third reading.

By unanimous consent, SENATE BILL NO. 62, by Terwilleger, of the Senate, and Kight, of the House, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Terwilleger.

Upon motion of Senator Terwilleger, Senate Bill No. 62 was advanced to engrossment and third reading.

The following communication was read:

February 2, 1927

To the President of the State Senate
of the Eleventh Legislature of Oklahoma:

Through the press of the last several days an attack has been made by the Governor of Oklahoma upon the Mid-Continent Life Insurance Company, first, as to the safety of its investments, second, its methods of doing business, and third, questioning certain individual loans.

By reading the papers, I am informed that the Governor has filed written and signed messages to both the Honorable Senate and House of Representatives of the Eleventh Legislature, making, in substance, the foregoing allegations and requesting an investigation.

Charges of this nature are of serious import to an institution of this size and character and as the officials and directors of the Mid-Continent Life Insurance Company have given their best efforts and have been outstandingly successful in building the company up to its present enviable position in Oklahoma, we feel that it is not unreasonable to ask that a hearing be had as soon as possible so that the true condition of this company may be revealed.

All books, records, and every investment of the Mid-Continent Life Insurance Company will be freely exposed to any properly constituted committee or body appointed for this in-

vestigation. We welcome it and the officers and employees of the company will be at their command.

Very respectfully yours,

R. T. STUART,

RTS:ABM President.

Upon motion of Senator Rexroat, the Senate adjourned to meet under the rules.

TWENTY-EIGHTH LEGISLATIVE DAY

Friday, February 4th, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m. and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall Gray, Gulager, Harper, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stewart, Stigler, Storms Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 38.

Excused: Anglin, Austin, Culp, Graham, Hill, Shearer. Total 6.

The President announced a quorum present.

Prayer was offered by the Chaplain.

COMMITTEE REPORTS

The following Committee Report was submitted and the bill ordered printed and placed upon the calendar:

Mr. President: We, your Committee on Irrigation and Drainage to whom was referred SENATE BILL NO. 2, by Rice, entitled:

> An Act repealing Chapter 139 of the Session Laws of 1923-24, entitled "Drainage and Irrigation" as amended by Chapter 145 of the Session Laws of 1925, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

RICE, Chairman.

Senator Thomas, on behalf of the Committee on Engrossed and Enrolled bills, submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Resolution No. 10, Senate Joint Resolution No. 7, Senate Bill No. 105 and House Bills Nos. 3 and 177, together with Senate amendments thereto, all correctly engrossed; Senate Resolution No 9 correctly enrolled.

THOMAS, Acting Chairman.

The President, in open session, signed Engrossed Senate Resolution No. 10 and referred the same for enrollment.

House Bills Nos. 3 and 177, both as amended, were read for the third time at length the bills, together with Senate amendments thereto, were signed in open session by the President and ordered transmitted to the Honorable House.

Senator Andrews presiding.

Enrolled Senate Resolution No. 9 was signed, in open session, by the Presiding Officer and ordered referred to the Secretary of State.

The President presiding.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 147, by Waldrep.—An Act regulating the operation of vehicles on highways and providing for traffic signs and signals and defining the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this Act and to provide for the enforcement of this Act and the disposition of fines and forfeitures collected hereunder and to make uniform the law relating to the subject matter of this Act.

SENATE BILL NO. 148, by Fidler.—An Act repealing Chapter 127 of Session Laws of Oklahoma 1925 abolishing the Bureau of Criminal Identification and Investigation and declaring an emergency.

SENATE BILL NO. 149, by Ferguson.—An Act relating to the polution by salt water or by crude oil or bottom settlings thereof, of the water supplies or sources thereof, of incorporated cities or towns; providing civil and criminal penalties for violation thereof, repealing all Acts or parts of Acts in conflict therewith, and declaring an emergency

SENATE BILL NO. 150, by Andrews.—An Act relating to guardian and ward; prescribing the qualifications of the guardian; and declaring an emergency

SENATE BILL NO. 151 by Smith of the Senate and Aldridge of the House. An Act relating to the apportionment of that part of the gross production tax on oil, gas and other minerals levied for and in aid of the common schools; and to the expenditure thereof; and declaring an emergency.

SENATE BILL NO. 152, By Otjen and Waldrep of the Senate and Moon of the House.—An Act providing for the Enforcement of Delinquent special assessment Liens on lands and town lots, by foreclosure proceedings, disposition of the proceeds, adjustment of liens, and penalties, and cancellation of liens where bonds and warrants have been fully paid and discharged and declaring an emergency.

SENATE BILL NO. 153. by Rexroat.—An Act to amend an Act entitled "An Act to Conserve Natural Gas in the State of Oklahoma, Et Seq. (Approved March 30, 1915.)"

SENATE CONCURRENT RESOLUTION NO. 6, by Waldrep and Terwilleger—Memorializing the Congress of the United States to abolish the Federal Estate Tax.

SECOND READING

The following bills and resolutions were read for the second time and ordered referred to the Committees indicated:

SENATE BILL NO. 140, by Committee on Municipal Corporations.

Senator Ferguson moved that the rules of the Senate be suspended and Senate Bill No. 140 be printed and placed upon the calendar, without reference to a Committee which motion prevailed.

SENATE BILL NO. 141, by Anglin.—To Committee on Municipal Corporations.

SENATE BILL NO. 142, by Committee on Appropriations.—To Committee on Appropriations.

SENATE BILL NO. 143, by Boyer.—To Committee on Roads and Highways.

SENATE BILL NO. 144, by Pullen.—To Committee on Agriculture.

SENATE BILL NO. 145, by Fidler, VanDall, et al.—To Committee on Appropriations.

SENATE BILL NO. 146, by Rexroat.—To Committee on Judiciary No. 1.

SENATE JOINT RESOLUTION NO. 12, by Boyer.—To Committee on Appropriations.

SENATE JOINT RESOLUTION NO. 13, by Andrews.—To Committee on Judiciary No. 1.

Senator Rexroat moved that the Senate adjourn to meet under the rules on Monday, February 7th, 1927.

Senator Waldrep, as a substitute moved that the Senate dispense with the regular order of business, and consider other matters before the Senate, which motion prevailed.

By unanimous consent of the Senate, SENATE CONCURRENT RESOLUTION NO. 4, by Soldiers' Relief Committee, was taken up for consideration and read at length, as follows:

SENATE CONCURRENT RESOLUTION NO. 4—
By Soldiers' Relief Committee.

A Resolution memoralizing Congress to pass a law permitting adjusted compensation certificates to be

pledged as security for loans by Federal Banks, the Veterans' Bureau of the United States Treasury, and United States Postoffices.

Be it Resolved by the Senate of the State of Oklahoma, the House of Representatives concurring therein;

THAT, WHEREAS, it would be of material assistance to ex-service men if the Congress of the United States would pass an act providing that the Adjusted Compensation Certificates issued by the United States Government could be pledged as security for the purpose of securing loans from Federal Banks, the Veterans' Bureau of the United States Treasury and United States Postoffices, and,

WHEREAS, conditions have arisen and are arising from time to time whereby it becomes necessary for the ex-service men to use their Adjusted Compensation Certificates in raising funds necessary to sustain themselves and their families, and,

WHEREAS, it would be a great help and benefit to ex-service men if the Congress of the United States would pass an Act authorizing the Federal Banks, the Vetrans' Bureau of the United States Treasury and United States Postoffices to make loans to said ex-service men and to take as security therefor Adjusted Compensation Certificates.

THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF OKLAHOMA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN: that we request the Congress of the United States to pass an act authorizing Federal Banks, the Vetrans' Bureau of the United States Treasury, and United States Postoffices to make loans to ex-service men and to take as security therefor Adjusted Compensation Certificates, and,

BE IT FURTHER RESOLVED, that the Secretary of the Senate be instructed to furnish each member of the Oklahoma delegation in Congress and the President of the United States, with a copy of this resolution.

Upon motion of Senator Smith, Senate Concurrent Resolution No. 4 was adopted, and referred by the President for engrossment.

By unanimous consent, Senate Joint Resolution No. 7, by Shepherd, under Third Reading, was taken up.

SENATE JOINT RESOLUTION NO. 7 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Clark, Darnell, Ferguson, George, Gray, Harper, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Smith Stewart, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 30.

Nays: 0.

Not Voting: Boyer, Fidler, Goodall, Gulager, McCurley, Peck, Powers, Stigler. Total 8.

Excused: Anglin, Austin, Culp, Graham, Hill, Shearer. Total 6.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Boyer, Clark, Darnell, Ferguson, Fidler, George, Gray, Harper, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Simmons, Smith Stewart, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 31.

Nays: 0.

Not Voting: Goodall, Gulager, McCurley, Peck, Powers, Shepherd, Stigler. Total 7.

Excused: Anglin, Austin, Culp, Graham, Hill, Shearer. Total 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Joint Resolution No. 7 and ordered the same transmitted to the Honorable House.

The following Messages from the Honorable House were received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 107, by Davis of Carter and Brown, entitled:

An Act providing for the validating of Tax Receipts issued by the City State Bank of Wilson, Oklahoma, providing for the recovery of taxes repaid, and for collection of dividends on taxes paid to the City State Bank of Wilson, Oklahoma, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 163, by Carmichael, entitled:

An Act repealing Sections 3217, 3218, 3219, 3220, 3221, 3222 and 3223, of the Compiled Oklahoma Statutes, 1921, relating to the establishing of a Division of the County Court of Beckham County, Oklahoma, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 225, by Thompson (Pontotoc) and Ebey of the House, and Smith of the Senate, entitled:

An Act repealing Sections 3370 to 3377, inclusive, Compiled Oklahoma Statutes, 1921, relating to County Court at the town of Roff, in Pontotoc County, Oklahoma, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 192, by Lohman and Fraley, entitled:

An Act amending sections 2, 7, 8 and 12, of Chapter 200, Oklahoma Session Laws, 1925, and relating to the salaries of certain deputy county officers of Osage, County, Oklahoma; repealing all Acts or parts of Acts in conflict therewith and declaring an emergency.

ENGROSSED HOUSE BILL NO. 235, by Thompson (Pontotoc) and Ebey of the House, and Smith of the Senate entitled:

An Act repealing sections 3365 to 3369, inclusive Compiled Oklahoma Statutes, 1921, relating to County Court at the Town of Allen, in Pontotoc County, Oklahoma, and declaring an emergency.

and to advise you and through you the Honorable Senate, that the same have been passed by the House of Representatives and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 191, by Lohman and Fraley, entitled:

An Act fixing the salaries of the County Clerk, County Court Clerk, County Treasurer, County Assessor, County Sheriff, County Attorney, County Superintendent of Public Instruction and County Judge of Osage County, Oklahoma; repealing all Acts or parts of Acts in conflict therewith.

ENGROSSED HOUSE BILL NO. 188, by McLaury and Reece of the House, and Johnson of Creek of the Senate, entitled:

An Act relating to the distribution of certain funds in counties having a population of not less than thirty thousand (30,000), and not more than thirty thous-

and two hundred twenty-five (30 225), as shown by the last Federal Decennial Census, and declaring an emergency.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 6, by Kight and Beck of the House, and Waldrep and Clark of the Senate, entitled:

A Resolution construing Section 21, Article 5, of the Constitution of the State of Oklahoma.

and to advise you and through you the Honorable Senate, that the same have been passed by the House of Representatives and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,

Chief Clerk.

Senator Thomas submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Concurrent Resolution No. 4 correctly engrossed.

THOMAS, Acting Chairman.

The President signed Engrossed Senate Concurrent Resolution No. 4, in open session, and ordered the same transmitted to the Honorable House.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE BILL NO. 191, by Lohman and Fraley, entitled —An Act fixing the salaries of the County Clerk, County Court Clerk, County Treasurer, County Assessor, County Sheriff, Count Attorney, County Superintendent of Public Instruction, and County Judge, of Osage County, Oklahoma; repealing all Acts or parts of Acts in conflict therewith.

HOUSE BILL NO. 188, by McLaury and Reece of the House, and Johnson of Creek of the Senate entitled—An Act relating to the distribution of certain funds in counties having a population of not less than thirty thousand (30,000), and not more than thirty thousand two hundred twenty-five (30,225), as shown by the last Federal decennial census, and declaring an emergency.

HOUSE CONCURRENT RESOLUTION NO. 6, by Kight and Beck of the House, and Waldrep and Clark of the Senate, entitled—A resolution construing Section 21, Article 5, of the Constitution of the State of Oklahoma.

HOUSE BILL NO. 107, by Davis of Carter and Brown entitled—An Act providing for the validating of the receipts issued by the City State Bank of Wilson, Oklahoma, providing for the recovery of taxes repaid, and for collection of dividends on taxes paid to the City State Bank of Wilson, Oklahoma, and declaring an emergency.

HOUSE BILL NO. 163, by Carmichael, entitled—An Act repealing Sections 3217, 3218, 3219, 3220, 3221, 3222 and 3223, of the Compiled Oklahoma Statutes, 1921, relating to the establishing of a Division of the County Court of Beckham County, Oklahoma, and declaring an emergency.

HOUSE BILL NO. 225, by Thompson (Pontotoc) and Ebey of the House and Smith of the Senate, entitled—An Act repealing Sections 3370 to 3377, inclusive, Compiled Okla-

homa Statutes, 1921, relating to County Court at the Town of Roff, in Pontotoc County, Oklahoma, and declaring an emergency.

HOUSE BILL NO. 192, by Lohman and Fraley, entitled —An Act amending Sections 2, 7, 8 and 12, of Chapter 200, Oklahoma Session Laws, 1925, and relating to the salaries of certain Deputy County Officers of Osage County, Oklahoma; repealing all Acts or parts of Acts in conflict therewith, and declaring an emergency.

HOUSE BILL NO. 235, by Thompson (Pontotoc) and Ebey of the House, and Smith of the Senate, entitled—An Act repealing Sections 3365 to 3369, inclusive, Compiled Oklahoma Statutes, 1921, relating to County Court at the Town of Allen, in Pontotoc County, Oklahoma, and declaring an emergency.

Upon motion of Senator Rexroat, the Senate adjourned to meet under the rules, on Monday, February 7th, 1927.

TWENTY-NINTH LEGISLATIVE DAY

Saturday, February 5th, 1927.

NO SESSION

THIRTIETH LEGISLATIVE DAY

Monday, February 7th, 1927

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Austin, Boyer, Clark, Darnell Ferguson, Fidler, George, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 41.

Excused: Anglin, Culp, Goodall. Total 3.

The President announced a quorum present.

Prayer was offered by the Chaplain.

COMMITTEE REPORTS

The following Committee Reports were submitted and the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Judiciary No 1 to whom was referred HOUSE BILL NO. 91, by Wilson and Maxwell, entitled:

> An Act repealing Sections 3407, 3408, 3409, 3410 and 3411 of the Compiled Oklahoma Statutes, Annotated, 1921, relating to Broken Arrow Court Division of County Court, Tulsa County, Oklahoma, providing for the transfer of all actions, suits and probate proceedings from the Broken Arrow Division of the County Court of said County providing for the transfer of all records, instruments and documents now in the possession of and on file in said Court to the County Court of Tulsa County, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STIGLER, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred HOUSE BILL NO. 145, by Kight, entitled:

> An Act repealing Sections 3378, 3379, 3380, 3381, 3382, 3383 and 3384 of the Compiled Oklahoma Statutes, 1921, relating to holding of County Court in Rogers County providing for transfer of cases now pending in the County Court of Chelsea, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STIGLER, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 30, by Stewart, entitled:

> An Act fixing the amount to be taxed, paid and collected as court costs in criminal and civil cases in the District, Superior, and County Court, and providing that said costs shall go to the court fund of the respective courts from whence collected, and amending Section 775, Compiled Oklahoma Statutes, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

STIGLER, Chairman.

Upon motion of Senator Stigler, the adverse report of the Committee was adopted.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 64 by Oil and Gas Committee, entitled:

> An Act providing when sales of land belonging to minors or sales of mineral or other leases on such land, where such sales have been made by guardians under purported authority of County Courts, may be avoided and set aside, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

STIGLER, Chairman.

Upon motion of Senator Stigler, the adverse report of the Committee was adopted.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 69, by Boyer, entitled:

> An Act amending Section 8468 Compiled Oklahoma Statutes of 1921 fixing the liability of trustees of express trusts in certain cases; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

STIGLER, Chairman.

Upon motion of Senator Stigler, the adverse report of the Committee was adopted.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 133, by Andrews, entitled:

> An Act entitled an Act authorizing the Corporation Commission of the State of Oklahoma to designate certain persons as referees for the taking of testimony and the reporting thereof in causes pending before it and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STIGLER, Chairman.

Mr. President: We, your Committee on Fish and Game to whom was referred SENATE BILL NO. 138, by Committee on Fish and Game of the Senate and House, entitled:

An Act relating to fish, game and fur bearing animals; providing for the taking, keeping, propogating and protection thereof, for open and closed seasons thereon, for licenses in relation thereto, defining crimes and penalties, repealing previous Laws and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GRAHAM, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE JOINT RESOLUTION NO. 13, by Andrews, entitled:

A Resolution providing for a Board to revise and codify the Statutes of Oklahoma relating to coal and metal mining and fixing their qualifications and compensation; making an appropriation therefor, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

STIGLER, Chairman.

Senate Joint Resolution No. 13 was referred to the Committee on Appropriations for consideration.

Senator Thomas submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 62, 79 and 85 correctly engrossed.

THOMAS, Acting Chairman.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 154, by Gulager.—An Act regulating transactions of insurance companies and insurors in the State of Oklahoma, providing a penalty for violation thereof, prescribing a fee for registration, and declaring an emergency.

SENATE BILL NO. 155, by Rice.—An Act to prevent the indiscriminate expending of funds derived from bond issue for constructing and furnishing of school buildings in the State of Oklahoma, and declaring an emergency.

SENATE BILL NO. 156, by Reed, Waldrep McCurley, Gray and Fidler of the Senate and Windle, Graham, etc., of the House.—An Act to regulate the employment of convicts and prisoners in State penal and reformatory institutions of the State of Oklahoma, providing for the disposition of the products of their skill and labor, prescribing offenses and penalties, providing for the enforcement thereof, and declaring an emergency.

SENATE BILL NO. 157, by Stigler.—An Act relating to the qualifications and exemptions of jurors; amending Section 3523, C. O. S., 1921, and declaring an emergency

SENATE BILL NO. 158 by George.—An Act making appropriation for the University of Oklahoma, located at Norman, Oklahoma, and declaring an emergency.

SECOND READING

The following bills and resolutions were read for the ›nd time and referred to the Committees indicated:

SENATE BILL NO. 147, by Waldrep.—To Committee on Roads and Highways.

SENATE BILL NO. 148, by Fidler.—To Committee on Penal Institutions.

SENATE BILL NO. 149, by Ferguson.—To Committee on Oil and Gas.

SENATE BILL NO. 150, by Andrews.—To Committee on Judiciary No. 1.

SENATE BILL NO. 151, by Smith of the Senate and Aldridge of the House.—To Committee on Revenue and Taxation.

SENATE BILL NO. 152, by Otjen and Waldrep of the Senate and Moon of the House.—To Committee on Judiciary No. 2.

SENATE BILL NO. 153, by Rexroat.—To Committee on Oil and Gas.

HOUSE BILL NO. 107, by Davis of Carter and Brown. --To Committee on Revenue and Taxation.

HOUSE BILL NO. 163, by Carmichael.—To Committee on Judiciary No. 2.

HOUSE BILL NO. 225, by Thompson (Pontotoc) and Ebey of the House and Smith of the Senate.

Upon motion of Senator Smith, the rules were suspended and House Bill No. 225 was ordered printed and placed upon the calendar without reference to a Committee.

HOUSE BILL NO. 192, by Lohman and Fraley.

Upon motion of Senator Fidler, the rules were suspended and House Bill No. 192 was ordered printed and placed upon the calendar, without reference to a Committee.

HOUSE BILL NO. 235, by Thompson (Pontotoc) and Ebey of the House and Smith of the Senate.

Upon motion of Senator Smith, the rules were suspended and House Bill No. 235 was ordered printed and placed upon the calendar, without reference to a Committee.

HOUSE BILL NO. 191, by Lohman and Fraley.

Upon motion of Senator VanDall, the rules were suspended and House Bill No. 191 was ordered printed and placed upon the calendar, without reference to a Committee.

HOUSE BILL NO. 188, by McLaury and Reese of the House and Johnson of Creek of the Senate.

Upon motion of Senator Johnson (Creek), the rules were suspended and House Bill No. 188 was ordered printed and placed upon the calendar, without reference to a Committee.

HOUSE CONCURRENT RESOLUTION NO. 6, by Kight and Beck of the House and Waldrep and Clark of the Senate.—To Committee on Judiciary No. 1.

Senator Rexroat moved that the rules be suspended and House Bill No. 107 be withdrawn from the Committee on Revenue and Taxation and ordered printed and placed upon the calendar, without reference to a Committee, which motion prevailed.

Senator Ferguson asked unanimous consent, which was granted, to withdraw Senate Bill No. 149 from the Com-

mittee on Oil and Gas and have same referred to the Committee on Municipal Corporations.

Upon motion of Senator Smith, Senate Bill No. 151 was withdrawn from the Committee on Revenue and Taxation and referred to Judiciary Committee No. 1.

THIRD READING

SENATE BILL NO. 79 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Clark, Darnell, Fidler, George, Graham, Hill, Johnson (Creek), Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Powers, Rexroat, Rice, Shearer, Stewart, Stigler, Terwilleger, VanDall, Wheatley, Williamson. Total 24.

Nays: Austin, Boyer, Ferguson, Gray, Johnson (Caddo), Looney, Reed, Shepherd, Simmons, Smith, Storms, Thomas, Waldrep. Total 13.

Not Voting: Gulager, Harper, Peck, Pullen. Total 4.

Excused: Anglin, Culp, Goodall. Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Clark, Stewart, Terwilleger, VanDall, Wheatley. Total 5.

Nays: Andrews, Austin, Boyer, Darnell, Ferguson, Fidler, George, Graham, Gray, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice Shearer, Shepherd, Simmons, Smith, Stigler, Storms, Thomas, Waldrep. Total 31.

Not Voting: Gulager, Harper, Peck, Pullen, Williamson. Total 5.

Excused: Anglin, Culp, Goodall. Total 3.

The emergency having failed to receive the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared failed of passage.

Senate Bill No. 79 was referred for re-engrossment.

SENATE BILL NO. 62 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Graham, Hill Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 35.

Nays: 0.

Not Voting: Gray Gulager, Harper, Peck, Pullen, Williamson. Total 6.

Excused: Anglin, Culp, Goodall. Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Graham, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Storms, Terwilleger, VanDall, Waldrep. Total 33.

Nays: Stigler. Total 1.

Not Voting: Gray, Gulager, Peck, Pullen, Thomas, Wheatley, Williamson. Total 7.

Excused: Anglin, Culp, Goodall. Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 62 and ordered the same transmitted to the Honorable House.

Senator Andrews asked unanimous consent of the Senate, which was granted, to be excused from attendance in the Senate until Wednesday morning.

Senator Stewart presiding.

SENATE BILL NO. 85 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Fidler, George, Graham, Gray, Harper, Hill, Johnson (Caddo), Johnson (Creek), Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shepherd Simmons, Stewart, Stigler, Storms, Thomas, VanDall, Waldrep, Wheatley. Total 31.

Nays: Ferguson. Total 1.

Not Voting: Gulager, Kimerer, Peck, Pullen Shearer, Smith, Terwilleger, Williamson. Total 8.

Excused: Anglin, Andrews, Culp, Goodall. Total 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Kimerer, Peck, Pullen, Shearer. Total 4.

Excused: Anglin, Andrews, Culp, Goodall. Total 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of Senate Bill No. 85 and ordered the same transmitted to the Honorable House.

Senator Otjen presiding.

Final passage of HOUSE BILLS NOS. 26 and 178 was deferred for this legislative day.

GENERAL ORDER

By unanimous consent, consideration of SENATE BILLS NOS. 38 and 52 was deferred for this legislative day.

SENATE BILL NO. 98, by Anglin and Austin was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Austin.

Upon motion of Senator Austin, Senate Bill No. 98 was advanced to engrossment and third reading.

By unanimous consent, consideration of SENATE BILL NO. 48, by Johnson (Caddo) was deferred.

SENATE BILL NO. 109, by Austin, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Austin.

Upon motion of Senator Austin, Senate Bill No. 109 was advanced to engrossment and third reading.

Upon the request of Senator Looney, consideration of SENATE BILL NO. 55, by Mrs. Looney and Reed, was deferred.

SENATE BILL NO. 43, by Johnson (Creek), of the Senate, and Reece and McLaury, of the House, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Gulager.

Upon motion of Senator Gulager, Senate Bill No. 43 was advanced to engrossment and third reading.

SENATE BILL NO. 140, by Committee on Municipal Corporations, was considered.

Upon motion of Senator Rexroat, Senate Bill No. 140 was stricken from the calendar and referred to the Committee on Municipal Corporations.

Upon the request of Senator Rice, consideration of SENATE BILL NO. 2, by Rice, was deferred.

Senator Stigler asked unanimous consent, which was granted, to take up for consideration Senate Resolution No. 8, which was read at length, as follows:

SENATE RESOLUTION NO. 8 by Stigler:

A Resolution requesting favorable action by the Congress of the United States on Senate Bill Number 3027 and House Resolution Number 4548, now pending, pertaining to the retirement of disabled Emergency Officers of the World War on equal terms and conditions with officers of the regular Army, Navy and Marine Corps.

WHEREAS, there is now pending in the Senate of the United States a bill known as the Tyson Bill (Senate Bill No. 3027) and a similar bill is pending in the House of Representatives of the United States known as the Fitzgerald Bill (H. R. No. 4548), and

WHEREAS, both of said bills provide for retirement of Disabled Emergency Officers of the World War on equal terms and on the same conditions provided for other disabled officers of the Army, Navy and Marine Corps, and

WHEREAS, there were nine classes of officers in the World War, namely, 1. Regular Army Officers, 2. Regular Naval Officers, 3. Regular Marine Corps Officers. 4. Provisional Army Officers, 5. Provisional Naval Officers, 6. Provisional Marine Corps Officers, 7. Emergency Army Officers, 8. Emergency Naval Officers, 9. Emergency Marine Corps Officers, and

WHEREAS, all officers disabled in line of duty in the service of the United States during the World War are granted retirement privileges, except the Emergency Army officers disabled in line of duty, and

WHEREAS, it is simple justice to the Emergency Army Officers, who served in the World War and who were disabled, to receive the same benefits accorded the other eight classes of officers,

THEREFORE, be it resolved by the Senate of the State of Oklahoma that we request the Senate of the United States to pass Senate Bill No. 3027, and request the House of Representatives of the United States to pass House Bill No. 4548, in their present form, which said bills are designed to give relief to said disabled Emergency Officers of the Army, as provided in said bills, and

BE IT FURTHER RESOLVED, that the Secretary of the Senate be instructed to furnish each senator and member of Congress from the State of Oklahoma; the President of the United States; the Vice-President of the United States; the Speaker of the House of Representatives of the United States; the Chairman of the Rules Committee of the House of Represetatives of the United States; the Chairman of the Steering Committee of the House of Representatives of the United States; Congressman Roy Fitzgerald, and Senator Lawrence D. Tyson, with a copy of this resolution.

Upon motion of Senator Stigler, Senate Resolution No. 8 was adopted and referred for engrossment.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Resolution No. 10 correctly enrolled.

BOYER, Chairman.

The Presiding Officer signed Enrolled Senate Resolution No. 10 and ordered same referred to the Secretary of State.

The following Messages from the Honorable House were received and read:

To the President of the Senate:

Sir:

I am instructed by the House of Representatives to transmit herewith for your consideration—

ENGROSSED HOUSE BILL NO. 144, by O'Bryan, Ogden, Foster, Chappell, Berry, Jolly, Kight etc., entitled:

An Act providing for the organization and operation of loan and investment companies, providing for the incorporation thereof, their organization, powers and activities, including the terms of their loans, for the conversion of existing private corporations into loan and investment companies, providing penalties for violations of the provisions of the Act, repealing all Acts or parts of Acts in conflict herewith and declaring an emergency.

and to advise you and through you the Honorable Senate that same has been passed by the House of Representatives and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,

Chief Clerk.

Senator Harper presiding.

To the President of the Senate:

Sir:

I am directed by the House of Representatives to transmit herewith for your signature—

ENROLLED HOUSE BILL NO. 201, by Briggs, Thomas of LeFlore, Bird, Hill, Roe, Watson of Pittsburg, Johnson of Pushmataha, Nash, et al, entitled:

An Act changing the name of the School of Mines and Metallurgy located at Wilburton, Oklahoma, repealing Section 10849, Compiled Oklahoma Statutes, 1921, and amending Sections 10850, 10851, 10852, 10853 and 10854, and repealing all Acts in conflict therewith,

and to inform you and through you the Honorable Senate that the same has been read for the fourth time, and signed by the Speaker in open session.

Yours truly,

BERT McDONEL,

Chief Clerk.

House Bill No. 201 was read for the fourth time, the enrolled copy signed, in open session, by the Presiding Officer and ordered returned to the Honorable House.

Senator Otjen presiding.

HOUSE BILLS ON FIRST READING

The following bill was received from the Honorable House and read for the first time:

HOUSE BILL NO. 144, by O'Bryan, Ogden, Foster, Chappell, Berry, Jolly, Kight, etc., entitled:—An Act providing for the organization and operation of loan and investment companies, providing for the incorporation thereof, their organization, powers and activities including the terms of their loans, for the conversion of existing private corporations into loan and investment companies, providing penalties for violations of the provisions of the Act, repealing all Acts or parts of Acts in conflict herewith and declaring an emergency.

Upon motion of Senator Rexroat, the Senate adjourned to meet under the rules.

THIRTY-FIRST LEGISLATIVE DAY

Tuesday, February 8, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 41.

Excused: Andrews, Anglin, Culp. Total 3.

The President announced a quorum present.

Prayer was offered by the Chaplain.

COMMITTEE REPORTS

The following Committee Reports were submitted and the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on State and County Affairs to whom was referred HOUSE BILL NO. 17, by Logan, entitled:

> An Act repealing Sections 4334 to 4341, inclusive, compiled Oklahoma Statutes, 1921, relating to State Cemeteries,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred HOUSE BILL NO. 105, by Hines of the House and Thomas of the Senate, entitled:

> An Act relating to the distribution of certain funds in counties having a population of not less than twenty-two thousand two hundred and thirty-seven (22,237), and not more than twenty-two thousand two hundred and fifty (22,250), as shown by the last Federal Decennial Census, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman.

It was the order of the President, that House Bill No. 105 should not be printed.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred HOUSE BILL NO. 163, by Carmichael, entitled:

An Act repealing Sections 3217, 3218, 3219, 3220 3221, 3222 and 3223 of the Compiled Oklahoma Statutes, 1921, relating to the establishment of a division of the County Court of Beckham County, Oklahoma and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

AUSTIN, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred SENATE BILL NO. 31, by Peck and Waldrep, entitled:

An Act amending Section 10938, Compiled Statutes of Oklahoma, 1921, relating to the organization of townships and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 39, by VanDall and Otjen, entitled:

An Act amending and re-enacting Section 501 of the Compiled Statutes of the State of Oklahoma, 1921, so as to make insanity an additional ground for divorce, and providing a method of determining insanity for such purpose,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

STIGLER, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 72, by Rexroat and Pullen, entitled:

> An Act authorizing the purchase of additional lands and equipment for the Oklahoma State Confederate Home located in Ardmore, Carter County, Oklahoma.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GEORGE, Vice-Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 84, by Ferguson, entitled:

> An Act to amend Section 9588 of Article 2, Chapter 84, C. O. S. Annotated, 1921, relating to taxation of real estate mortgages,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

AUSTIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 87, by Johnson (of Caddo), Austin, Johnson (of Creek), Storms, Goodall, Thomas Stigler, Otjen and Hill, entitled:

> An Act providing that all bonds, including funding and refunding bonds issued by municipalities shall be made to mature in annual installments beginning not less than three years nor more than five years from

their date; prescribing certain regulations as to the amounts and denominations thereof; regulating the sale of bonds and requiring all bond issues aggregating five thousand ($5,000) dollars or more, to be sold at an advertised sale to the bidder who will pay (etc.),

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

AUSTIN, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred SENATE BILL NO. 112, by Reed, entitled:

An Act providing for a first and second deputy in the office of the County Treasurer of Beckham County, Oklahoma, and fixing their salaries and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 139, by Hill entitled:

An Act regulating and fixing the salaries of the County Judge, County Attorney, County Treasurer and Sheriff of Alfalfa County, Oklahoma,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

AUSTIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 152, by Otjen and Waldrep of the Senate and Moon of the House, entitled:

> An Act providing for the enforcement of delinquent special assessment liens on lands and town lots, by foreclosure proceedings, disposition of the proceeds, adjustment of liens, and penalties, and cancellation of liens where bonds and warrants have been fully paid and discharged, and declaring an emergency

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, with amendment, as follows:

> By striking the words "paid off and" in the second line of Section 3, between the word "be" and the word "discharge."

AUSTIN, Chairman.

Senator Hill, acting Chairman, submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 43, 98, 109 and House Bills Nos. 26 and 178 correctly engrossed.

HILL, Acting Chairman.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 159, by Rice.—An Act amending Section 1, Chapter 133, Oklahoma Session Laws, 1925, providing that negroes who served in a menial capacity in the

Confederate Army or Navy shall be entitled to a pension and declaring an emergency.

SENATE BILL NO. 160, by Austin.—An Act amending Section 3072, Compiled Oklahoma Statutes, 1921, relating to terms of District Courts in the State of Oklahoma, and declaring an emergency.

SENATE BILL NO. 161, by Darnell.—An Act to prohibit the transportation, possession, sale and use of Peyote, commonly called Mescal Buttons; providing for the punishment for violation of this Act; and declaring an emergency.

SENATE BILL NO. 162, by Reed.—An Act amending Sections 10893 and 10895 C. O. S. 1921, providing for a secretary, stenographer and two home teachers of field workers for the commission of the adult blind and fixing their compensation, etc.

SENATE BILL NO. 163, by Thomas.—An Act amending Section 4299 C. O. S. 1921; providing that state wide cooperative associations be examined annually by the Bank Commissioner and declaring an emergency.

SENATE JOINT RESOLUTION NO. 14, by Reed.—A Senate Joint Resolution authorizing the payment of certain claims aggregating $716.97, incurred in the inspection of broom corn prior to the passage and approval of an Act making an emergency appropriation to be used by the State Market Commission, etc.

Senator Gulager submitted the following Senate Resolution, which was read at length:

SENATE RESOLUTION NO. 11 by Gulager and Stigler.

WHEREAS, it appears that His Excellency, the President of the United States, is considering the appointment of Ezra Brainerd, Jr., of Muskogee, Oklahoma, to fill an existing vacancy on the Interstate Commerce Commission of the United States, and

WHEREAS, there are approximately seventeen contiguous states lying west of the Mississippi River and east of the Continental Divide, composing substantially the Great Southwest of this Nation, that now have no representation on this important Commission, and

WHEREAS, the fixing of railroad freight rates with fairness to the various sections of the country is a matter of utmost importance to the business interests of the State of Oklahoma, and

WHEREAS, it appears that Mr. Brainerd is eminently well qualified,

NOW, THEREFORE, BE IT RESOLVED that the Senate of the State of Oklahoma, in regular session assembled, do hereby recommend to His Excellency, The President of the United States, the appointment of Ezra Brainerd, Jr., of Muskogee, Oklahoma, to fill the existing vacancy on the Interstate Commerce Commission.

Upon motion of Senator Gulager, the rules of the Senate were suspended and Senate Resolution No. 11 taken up for immediate consideration.

Upon motion of Senator Gulager, Senate Resolution No. 11 was adopted, after which it was referred for engrossment.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 154 by Gulager.—To Committee on Insurance.

SENATE BILL NO. 155, by Rice.—To Committee on Education.

SENATE BILL NO. 156, by Reed, Waldrep, McCurley, Gray and Fidler of the Senate and Windle, Graham, etc., of the House.—To Committee on Penal Institutions.

SENATE BILL NO. 157, by Stigler.—To Committee on Judiciary No. 1.

SENATE BILL NO. 158, by George.—To Committee on Appropriations.

HOUSE BILL NO 144, by O'Bryan, Ogden, Foster, Chappell Berry, Jolly, Kight, etc.—To Committee on Banks and Banking.

THIRD READING

SENATE BILL NO. 98 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Clark, Fidler, George, Goodall, Gray, Gulager, Harper, Hill, Johnson (Caddo), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Powers, Reed, Rexroat, Rice, Shearer, Stewart, Stigler, Storms, Terwilleger, VanDall, Williamson. Total 26.

Nays: Darnell, Ferguson, Graham, McCurley, Pullen, Shepherd, Simmons, Smith, Thomas, Waldrep, Wheatley. Total 11.

Not Voting: Boyer, Johnson (Creek), Otjen, Peck. Total 4.

Excused: Andrews, Anglin, Culp. Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Clark, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms Terwilleger, VanDall, Wheatley, Williamson. Total 30.

Nays: Darnell, Ferguson, McCurley, Pullen, Simmons, Smith, Thomas, Waldrep. Total 8.

Not Voting: Boyer, Johnson (Creek), Otjen. Total 3.

Excused: Andrews, Anglin, Culp. Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 98 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 109 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Not Voting: Boyer, Johnson (Creek), Otjen, Storms. Total 4.

Excused: Andrews, Anglin, Culp. Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 35.

Nays: Ferguson. Total 1.

Not Voting: Boyer, Johnson (Creek), Otjen, Peck, Storms. Total 5.

Excused: Andrews, Anglin, Culp. Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 109 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 43 was read for the third time at length.

Senator Johnson (Creek) asked unanimous consent of the Senate, which was granted to submit the following amendment, which was adopted:

Mr. President: I move to amend Engrossed Senate Bill No. 43, by striking the words and figures, "Thirty-two Thousand Two Hundred Seven and ninety-four hundredths ($32,207.94) Dollars," and inserting the words and figures, "Thirty-one Thousand Two Hundred Seven and ninety-four hundredths ($31,207.94) Dollars;' also by amending the title of the bill to conform to this amendment.

JOHNSON (Creek).

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Terwilleger, Thomas Waldrep, Wheatley, Williamson. Total 32.

Nays: Darnell, Ferguson, Hill, McCurley, Pullen, VanDall. Total 6.

Not Voting: Otjen, Smith, Storms. Total 3.

Excused: Andrews, Anglin, Culp. Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Boyer, Clark, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 34.

Nays: Darnell, Ferguson, Pullen. Total 3.

Not Voting: Austin, Otjen, Smith, Storms. Total 4.

Excused: Andrews, Anglin, Culp. Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 43, as amended, was referred for re-engrossment.

HOUSE BILL NO. 178 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Boyer, Clark, Darnell, Ferguson, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, Wheatley, Williamson. Total 35.

Nays: 0.

Not Voting: Austin, Fidler, Otjen, Storms VanDall, Waldrep. Total 6.

Excused: Andrews, Anglin, Culp. Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Boyer, Clark, Darnell, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 35.

Nays: 0.

Not Voting: Austin, Ferguson, Fidler, Otjen, Storms, VanDall. Total 6.

Excused: Andrews, Anglin, Culp. Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 178 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 26 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Boyer, Clark, Darnell, George, Goodall Graham, Gray, Gulager, Harper, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt Peck, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Austin, Ferguson, Fidler, Hill, Otjen, Powers, Storms, VanDall. Total 8.

Excused: Andrews, Anglin, Culp. Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Ferguson, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Cad-

do), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Fidler, Otjen, Powers, Storms, VanDall Total 5.

Excused: Andrews, Anglin, Culp. Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 26 and ordered the same transmitted to the Honorable House.

Senator Hill submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Resolution No. 11 correctly engrossed.

HILL, Acting Chairman.

The President, in open session, signed Engrossed Senate Resolution No. 11 and referred the same for enrollment.

GENERAL ORDER

HOUSE BILL NO. 107, by Davis (Carter) and Brown, was considered.

Sections 1, 2, 3 and 4 were read and adopted, upon motions of Senator Pullen.

Upon motion of Senator Pullen, House Bill No. 107 was advanced to engrossment and third reading.

Senator Rexroat moved that the rules of the Senate be suspended and House Bill No. 107 be considered engrossed and placed on third reading and final passage, which motion prevailed.

HOUSE BILL NO. 107 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Ferguson, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Darnell, Fidler, Loofbourrow, Otjen, VanDall. Total 5.

Excused: Andrews, Anglin, Culp. Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Peck, Powers Pullen, Reed Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep Wheatley, Williamson. Total 39.

Nays: 0.

Not Voting: Loofbourrow, Otjen. Total 2.

Excused: Andrews, Anglin, Culp. Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 107 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 145, by Kight, was considered.

Sections 1, 2, 3, and 4 were read and adopted, upon motions of Senator Graham.

Upon motion of Senator Graham, House Bill No. 145 was advanced to engrossment and third reading.

Senator Graham moved that the rules be suspended and House Bill No. 145 be considered engrossed and placed on third reading and final passage, which motion prevailed.

HOUSE BILL NO. 145 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, Thomas VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Not Voting: Johnson (Caddo), Loofbourrow, Otjen, Smith. Total 4.

Excused: Andrews, Anglin, Culp. Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney Marshall, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, VanDall Waldrep, Wheatley, Williamson. Total 35.

Nays: 0.

Not Voting: Johnson (Caddo), Loofbourrow, McCurley, Otjen, Smith, Thomas. Total 6.

Excused: Andrews, Anglin, Culp. Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 145 and ordered the same transmitted to the Honorable House.

The President announced there were matters on his desk for the consideration of the Senate, in executive session.

Upon motion of Senator Rexroat, the Senate closed its doors and went into executive session.

*

The Senate re-assembled in open session with the President presiding.

The following Message from the Governor was received and read:

To the Honorable Senate and
House of Representatives:

Gentlemen:

This is to advise that I have this day signed and transmitted to the Secretary of State, Enrolled House Bill No. 35, entitled:

An Act authorizing and directing the State Board of Public Affairs to build and furnish a mansion and garage for the Governor of Oklahoma, and to landscape the grounds thereof; making an appropriation therefor and declaring an emergency.

Respectfully submitted,

HENRY S. JOHNSTON, Governor.

The following Message from the Honorable House was received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 216, by Brown, entitled:

An Act making an appropriation for the purchase of an automobile to be used for the benefit and transportation of Ex-Confederate Soldiers residing at the Oklahoma Confederate Home at Ardmore, Oklahoma, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 7, by Committee on Revenue and Taxation, Manning and Crowley, entitled:

An Act providing a method of contesting alleged illegal ad valorem tax levies granting additional powers to the excise boards of counties and other municipal subdivisions; providing a method of appeal from action of such excise boards to the District Court, a right of action at Law, repealing conflicting Laws, and declaring an emergency.

and to inform you and through you the Honorable Senate that the same have been passed by the House of Representatives and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,
Chief Clerk.

Senator Hill submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Resolution No. 8 and Senate Bill No. 79 correctly engrossed.

HILL, Acting Chairman.

The President signed, in open session, Engrossed Senate Resolution No. 8 and referred the same for enrollment; also signed Engrossed Senate Bill No. 79 and ordered the same transmitted to the Honorable House.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE BILL NO. 216, by Brown, entitled.—An Act making an appropriation for the purchase of an automobile to be used for the benefit and transportation of Ex-Confederate Soldiers residing at the Oklahoma Confederate Home at Ardmore, Oklahoma, and declaring an emergency.

HOUSE BILL NO. 7, by Committee on Revenue and Taxation, Manning and Crowley, entitled.—An Act providing a method of contesting alleged illegal ad valorem tax levies, granting additional powers to the excise boards of counties and other municipal subdivisions; providing a method of appeal from action of such excise boards to the District Court, a right of action at Law, repealing conflicting Laws, and declaring an emergency.

Upon motion of Senator Rexroat, the Senate adjourned to meet under the rules.

THIRTY-SECOND LEGISLATIVE DAY

Wednesday, February 9, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 42.

Excused: Anglin, Culp. Total 2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

Upon motion of Senator Stewart, the Senate recessed, for the purpose of Committee work, to meet at 3:00 p. m.

At 3:00 p. m., the Senate reassembled and was called to order by the President.

The President announced there were matters on his desk for the consideration of the Senate, in executive session.

Upon motion of Senator Rexroat, the Senate closed its doors and went into executive session.

*

The Senate re-assembled in open session and was called to order by the President.

The President announced the confirmation of the following executive nominations together with roll calls thereon:

FOR STATE HIGHWAY COMMISSION:

Charles D. Carter, Dem., Ardmore.....1 year

Ayes: Andrews, Austin, Boyer, Clark Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 42.

Nays: 0.

Excused: Anglin, Culp. Total 2.

Jesse Bunch, Dem., Centrahoma.....2 years

Ayes: Andrews, Austin, Boyer, Clark Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck,

Powers, Pullen, Reed, Rexroat, Rice Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 42.

Nays: 0.

Excused: Anglin, Culp. Total 2.

John G. Parker, Jr., Rep., Enid----------4 years

Ayes: Andrews, Austin, Boyer, Clark Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 42.

Nays: 0.

Excused: Anglin, Culp. Total 2.

W. G. Jones, Rep., Westville----------5 years

Ayes: Andrews, Austin, Boyer, Clark Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 42.

Nays: 0.

Excused: Anglin, Culp. Total 2.

Henry W. Leininger, Chairman, Dem.,

Lawton ----------3 years

Ayes: Andrews, Austin, Boyer, Clark Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 42.

Nays: 0.

Excused: Anglin, Culp. Total 2.

Senator Williamson asked unanimous consent of the Senate, which was granted, to have read into the record the following telegram:

"Hot Springs, Ark
Feb. 9,1927.

Mac. Q. Williamson,
Senate Chamber.

Vote me for confirmations. Am coming home.

(Signed) Tom Anglin."

President Pro Tempore Williamson presiding.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 164, by Thomas, and Watson of Kiowa, of the House.—An Act making the selling, giving

away, or otherwise furnishing any intoxicating liquors, preparations, compound or substitute therefor, for beverage purposes, which results in death, manslaughter in the second degree, fixing punishment and declaring an emergency.

SENATE BILL NO. 165, by Simmons.—An Act amending Section 4117, C. O. S. 1921, relating to capital stock of State Banks, repealing all Laws in conflict therewith, and declaring an emergency.

Senator Simmons asked unanimous consent of the Senate, which was granted, to add the name of Representative Sewell as a joint author of Senate Bill No. 165.

SENATE BILL NO. 166, by Thomas.—An Act amending Section 6996-7, Chapter 52, Article 1, C. O. S. 1921, relating to furnishing intoxicating liquors to persons under 21 years of age, lunatics and drunkards; and declaring an emergency.

SENATE BILL NO. 167, by Shearer.—An Act amending Section 6774, C. O. S. 1921, relating to fraternal insurance, repealing all Acts in conflict therewith, and declaring an emergency.

SENATE BILL NO. 168, by Waldrep.—An Act amending Section 9692 C. O. S. 1921, relating to municipal levies, repealing all Acts in conflict therewith, and declaring an emergency.

SENATE BILL NO. 169, by Waldrep.—An Act authorizing municipal officials to make purchases of certain supplies in one fiscal year to be used in the succeeding fiscal year; authorizing such officials to enter into certain contracts during one fiscal year to be executed in a subsequent fiscal year, placing limitations thereon, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 170, by Terwilleger.—An Act making an appropriation for the refunding of certain taxes to J. A. Hull and Mrs. Lina J. Hull of Tulsa County, collected in excess of taxes due under the State Income Tax and declaring an emergency.

SENATE BILL NO. 171, by Rexroat.—An Act appropriating the sum of one thousand ($1,000.00) dollars to be placed in the special payment fund in the office of the Attorney General of the State of Oklahoma: and declaring an emergency.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 159, by Rice.—To Committee on State and County Affairs.

SENATE BILL NO. 160, by Austin.—To Committee on Judiciary No. 2.

SENATE BILL NO. 161, by Darnell.—To Committee on Drugs.

SENATE BILL NO. 162, by Reed.—To Committee on State and County Affairs.

SENATE BILL NO. 163, by Thomas.—To Committee on Banks and Banking.

SENATE JOINT RESOLUTION NO. 14, by Reed.

Upon motion of Senator Reed, the rules of the Senate were suspended and Senate Joint Resolution No. 14 was or-

dered printed and placed upon the calendar, without reference to a Committee.

HOUSE BILL NO. 216, by Brown.—To Committee on Appropriations.

HOUSE BILL NO. 7, by Committee on Revenue and Taxation, Manning and Crowley.—To Committee on Revenue and Taxation.

Senator Gulager presiding.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Resolution No. 11 correctly enrolled and Senate Bill No. 43 correctly engrossed.

BOYER Chairman.

The Presiding Officer signed, in open session, Enrolled Senate Resolution No. 11 and ordered the same referred to the Secretary of State.

President Pro Tempore Williamson presiding.

The President Pro Tempore signed, in open session, engrossed Senate Bill No. 43 and ordered the same referred to the Honorable House for consideration.

GENERAL ORDER

By unanimous consent, consideration of SENATE BILLS NOS. 38, 48, 52 and 55 was deferred for this legislative day.

SENATE BILL NO. 2, by Rice, was considered.

Upon motion of Senator Gulager, Senate Bill No. 2 was re-referred to the Committee on Irrigation and Drainage.

SENATE BILL NO. 133, by Andrews, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Andrews.

Upon motion of Senator Andrews, Senate Bill No. 133 was advanced to engrossment and third reading.

SENATE BILL NO. 139, by Hill, was considered.

Section 1 was read.

Senator Hill submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 139, lines 2 and 4, page 1, by adding after the words, "Dollars," and before the words, "per annum," the word, "each"

HILL.

Upon motion of Senator Hill, Section 1, as amended, was adopted.

Section 2 was read and adopted, upon motion of Senator Hill.

Upon motion of Senator Hill, Senate Bill No. 139, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Hill, the rules of the Senate were suspended and Senate Bill No. 139, as amended, was

considered engrossed and placed on third reading and final passage.

SENATE BILL NO. 139 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Clark, Darnell, Ferguson, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Shearer, Shepherd, Simmons, Smith, Stigler, VanDall, Waldrep, Wheatley, Williamson. Total 32.

Nays: 0.

Not Voting: Boyer, Fidler, Peck, Pullen, Rexroat, Rice, Stewart, Storms, Terwilleger, Thomas. Total 10.

Excused: Anglin, Culp. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 139 was referred for engrossment.

SENATE BILL NO. 138, by Graham was considered.

Sections 1, 2, 3, 4, 5 and 6 were read and adopted, upon motions of Senator Graham.

Section 7 was read.

Senator Wheatley submitted the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 138, line 4, page 4, by adding after the word, "violation." the following: "provided, however, that nothing in this act shall apply to the use of dogs in field trials held under the supervision of legally constituted Field Trial Associations."

WHEATLEY.

Upon motion of Senator Graham Section 7, as amended, was adopted.

Sections 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, and 18 were read and adopted, upon motions of Senator Graham.

Section 19 was read.

Senator Loofbourrow submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, line 8, page 7, by striking the words, "cottontail rabbits."

LOOFBOURROW.

Vice President Pro Tempore Stigler presiding

Upon motion of Senator Graham, Section 19, as amended, was adopted.

Upon motion of Senator Gulager, further consideration of Senate Bill No. 138, by Graham, was made a Special Order, at 2:30 p. m., Friday, February 11th.

Upon motion of Senator Rexroat, the Senate adjourned to meet under the rules.

THIRTY-THIRD LEGISLATIVE DAY

Thursday, February 10th, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by the President.

Upon roll call the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kinnerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith Stewart, Stigler, Storms, Terwilleger, Thomas, Van-Dall, Waldrep, Wheatley, Williamson. Total 42.

Excused: Culp, Gulager. Total 2.

The President announced a quorum present.

Prayer was offered by Rev. Hotchkin, President of the Presbyterian School for Girls, at Durant, Oklahoma.

A Committee from the Honorable House, composed of Representatives McCombs and Chappell, was received, who advised the Senate that the Honorable House would, if agreeable, receive the Senate in joint session at 2:00 o'clock, p. m.,

at the instance of the Governor to hear Rev. John Brown, President and Manager of the John E. Brown Colleges, at Siloam Springs and Sulphur Springs, Arkansas.

Upon motion of Senator Rexroat, the Senate agreed to meet the Honorable House, in joint session, at 2:00 p. m.

Senator Rexroat moved that three members of the Senate be appointed, as the Senate Committee, to escort the Governor and Rev. John Brown to the House Chamber.

The motion prevailed and the President appointed Senators Williamson, Darnell and Kimerer.

The President had read into the records the following telegrams:

"Washington, D. C.
Feb. 10, 1927.

Lieut. Governor W. J. Holloway,
Oklahoma City, Okla.

Thanks for your wire advising me of Senate's unanimous confirmation of my appointment as State Highway Commissioner stop Please convey to Senate members my profound gratitude stop I will undertake to justify this evidence of the Senate's confidence by giving my best endeavors to a conscientious impartial discharge of the functions of this office.

C. D. CARTER"

"Tulsa, Okla.
Feb. 10, 1927.

W. J. Holloway

Lieutenant Governor
Okla City

I want to congratulate the Senate upon its approval of the new Highway Commission stop They will rank well with

any highway commission in the United States stop The development of the State Highway System under their supervision ought to be able to continue without any interruption.

CYRUS S. AVERY."

COMMITTEE REPORTS

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 133 correctly engrossed.

BOYER Chairman.

Senator Anglin presiding.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 172, by Kimerer.—An Act providing for an appropriation of $50,000.00 for the building and equipment of a barrack building for the Union Soldiers' Home at Oklahoma City, and declaring an emergency.

SENATE BILL NO. 173, by Hill and Looney.—An Act providing for the operation of public warehouses or grain elevators under certain conditions; prescribing a penalty for the violation of the provisions of this Act; providing that prosecutions for a violation of any of the provisions of said Act may be brought by either the County Attorney of the county of venue or by the Attorney General of the State of Oklahoma; and repealing all Acts or parts of Acts in conflict therewith.

SENATE BILL NO. 174, by Austin.—An Act providing for the renewal of a charter and extending the time of its existence of any corporation chartered under the Laws of this State, fixing the fees and procedure therefor, repealing all Laws and parts of Laws in conflict therewith, amending Section 5290 C. O. S. 1921 and declaring an emergency.

SENATE BILL NO. 175, by Reed of the Senate and Carmichael of the House.—An Act to authorize the acquisition of the property of Southern Power and Light Company by the Southwestern Light & Power Company, and declaring an emergency.

SENATE BILL NO. 176, by Fidler, Johnson (Creek), Waldrep, Peck, Storms, Rexroat, George, Rice, Austin, Hill and Ferguson.—An Act repealing Article 20 and Sections 9934 to 9945 inclusive of the C. O. S. 1921 abolishing the taxation of incomes, and declaring an emergency.

SENATE BILL NO. 177, by Fidler, Johnson (Creek), Waldrep, Peck, Storms, Rexroat, George, Andrews, Hill, VanDall and Terwilleger.—An Act repealing Article 18 and Sections 9856 to 9919, inclusive of the C. O. S. 1921, abolishing the taxation of inheritance and declaring an emergency.

SENATE BILL NO. 178, by Andrews and Anglin.—An Act amending Section 7464, C. O. S. 1921, relating to liens and declaring an emergency.

SENATE BILL NO. 179, by Johnson of Caddo.—An Act changing the name of the Cameron School of Agriculture to Cameron State Agricultural College; providing for two years additional college work at said college; and declaring an emergency.

SENATE JOINT RESOLUTION NO. 15, by Waldrep —A Resolution for proposing an amendment to Article 10 of

the Constitution of the State of Oklahoma to be known as Section 25-a of said Article; providing for aid in the construction of a state wide system of durable, hard surfaced roads in the State, etc.

SENATE JOINT RESOLUTION NO. 16, by VanDall. —A Resolution appropriating $5000.00 as an emergency fund for the use of the State Department of Health to be used for such purposes as may be necessary to prevent the spread of small pox or other contagious diseases.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 164, by Thomas, and Watson of Kiowa, of the House.—To Committee on Prohibition Enforcement.

SENATE BILL NO. 165, by Simmons of the Senate and Sewell, of the House.—To Committee on Banks and Banking.

SENATE BILL NO. 166, by Thomas.—To Committee on Prohibition Enforcement.

SENATE BILL NO. 167, by Shearer.—To Committee on Insurance.

SENATE BILL NO. 168, by Waldrep.—To Committee on Municipal Corporations.

SENATE BILL NO. 169, by Waldrep.—To Committee on Municipal Corporations.

SENATE BILL NO. 170, by Terwilleger.—To Committee on Appropriations.

SENATE BILL NO. 171, by Rexroat.—To Committee on Appropriations.

The President presiding.

THIRD READING

SENATE BILL NO. 133 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Fidler, George, Goodall, Graham Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Peck Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 38.

Nays: Gray, Reed. Total 2.

Not Voting: Clark, Looney. Total 2.

Excused: Culp, Gulager. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Ferguson, Fidler, George, Goodall, Graham Harper, Hill, Johnson (Caddo), Johnson (Creek), Loofbourrow, Marshall, McCurley, Nesbitt,

Otjen, Peck Powers, Pullen, Reed, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, Van-Dall, Waldrep, Wheatley, Williamson. Total 35.

Nays: Gray. Total 1.

Not Voting: Clark, Darnell, Kimerer, Looney, Rexroat, Simmons. Total 6.

Excused: Culp, Gulager. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 133 and ordered the same transmitted to the Honorable House.

The hour of 2:00 p. m., having arrived, it was upon motion of Senator Harper that the Senate proceeded to the House Chamber, there to meet in joint session.

JOINT SESSION

The Senate and Honorable House in joint session, was called to order by the President of the Senate.

The Joint Committees escorted Governor and Mrs. Johnston, together with Rev. John Brown, to the rostrum.

The President of the Senate introduced Governor and Mrs. Johnston and the Governor, in turn, introduced Rev John Brown, who delivered the following address, which is herein included upon the motion of Senator Johnson (Caddo), which was unanimously adopted by the Joint Session:

Gov. Johnston, Mr. Chairman and Members of the Joint Session:

While on a lecture tour recently through the state of California, and while in the Bay District, there appeared a protest which was published through the California papers, coming from a certain group of teachers in the university, protesting the fact that there were men driving wagons on the streets of Berkley and Oakland who were receiving wages which totalled a larger income than many of the teachers were receiving in the state university.

I have always classed preachers and teachers as probably standing side by side in their importance possibility, and responsibility. Certainly both are divine callings.

It is one of the crimes of America that the boy who shines our shoes at many shoe shining stands is actually making more money that the pittance of salary doled out to many of our faithful, sacrificing, consecrated teachers. But why is it true that men driving wagons are often receiving more wages than men who are polishing the brains of youth? And just here this fact becomes an introductory to a national situation which serious minded men and women must face.

A certain state not far from where my schools are located, announces the fact that there are over 5,000 teachers in that state who this year could not get schools, and many of these teachers had master's degree.

In another state nearby there was a vacancy that paid $2400 a year and there were 27 applicants for that position.

Ask the average young person in college today what he plans to do when he leaves the schoolroom and you will be surprised how many of them will say, "I'll probably teach a few years until I decide what my work is to be."

According to statistics of the United States labor bureau, 90 per cent of the young people enrolled in college and university today are specializing in the academic and training toward non-productive departments of the national life. According to these amazing figures there is only room for 10 per cent of these now.

What is to become of these other hundreds of thousands?

On my desk, as I write, there is a marked copy containing the strictures of the confession of a university student who writing in the Nebraska Alumnus of the University of Nebraska, bluntly declares that the university has wasted four years of his life. His criticism is that "at the university they trained my mind by methods of study, they crammed it full of history, philosophy, theory and facts but left me untrained to meet the world and its problems." This student tells of several unsuccessful attempts to find himself, and now he is confronted with a choice between two jobs, neither of which provides more than a living wage, which leaves him without ability to pay the debts of honor acquired while seeking an education.

While in my meeting in Sacramento I found two young men, working in a shed, who had been graduated from a university with their degrees and those boys were the most amazed fellows you could imagine; they had been led to believe that education meant a position and that the day they were graduated from the university the world was ready to receive them and that a position, all made-to-order, was ready to be handed out on a silver platter. Not only had they found that the world was not waiting to receive them, but they found to their utter confusion that, instead of being fitted for the real problems of life they were totally and wholly unfitted; and all this resolves itself back into the question, "What is an education, and who is educated?"

Fifty years ago so few people went through school and university that there was no difficulty in a college or university

man locating himself immediately in some non-productive department of the nation's life; but in this day and age of free education, and universal education, a day in which the average parent will mortgage his home to put his children through college or university, we are facing the fact that already the non-productive departments of the nation's life are swamped with a vast army of job-seekers and place hunters; and we are also facing the future fact that our schools continue to grind out an ever-increasing army to further complicate the serious problems which the nation already faces.

In a certain state where I have recently labored, all sorts of laws are being enacted to shut out competition in the professions and in various business activities. In that state an undertaker coming from any other state cannot open business there under two years, nor can a dentist, and then only after he runs the gauntlet of an examination deliberately intended to eliminate the average applicant. You cannot sell real estate in that state without getting a diploma from the university after taking a six-weeks course, and without putting up a bond. Addressing the Chamber of Commerce in one of these cities, a business man said to me sadly, "There is no money in business any more in this town." And when I suggested that, according to statistics, the town was growing more rapidly than any other town in the nation, and for that reason should be a wonderful business center, he said, "The trouble is that if men cannot find anything else to get into they crowd into business, and competition is such that there is nothing left."

Strange to say, people do not stop to realize what all this is about. Probably not more than 20 per cent, possibly not more than 10 per cent of the young people of America should be trained for the professions or the white collar fraternities. The rest of them should be trained from childhood back into productive lines of labor, to be skilled mechanics, scientific farmers and stock raisers, builders, etc.

In the average city today you have literally hundreds and

sometimes thousands of young men and women who have gone through school and who, with all their years given to preparation, are prepared for nothing. Their heads have been crowded with theories when what they needed was facts. They have been educated in a realm of idealism and then flung out into the world of realism. They find for every clerical position or place where a cultural education alone fits them to serve, there are already from two to a dozen applicants, and through the inevitable competition their salaries are often appallingly small; and with this congestion at the top—this mighty harvest of so-called educated youngsters, all of them seeking for a place and a living in some non-productive departments of the nation's life—back in all the industries we right now are facing a situation that is not only critical but appalling.

People are viewing with alarm the migration today from smaller towns and villages to the city, which is threatening to depopulate the rural communities within another generation or two. No student of the nation's life can be blind to the fact that no nation can long survive when the majority of its people so shirk the responsibilities of honest toil by crowding into the non-productive departments of the city's life.

The average town today has teachers, lawyers, doctors, dentists, undertakers real estate men, insurance agents, and clerks, galore, and in these departments of the nation's life the wages of salaried men or the income of professional men sometimes bring the most worthy and deserving of these workers to the verge of actual want; and while this condition exists today everywhere in our schools, tens of thousands of others are soon to be graduated to crowd into these overcrowded sections or departments of the city, state, and national life.

America must awaken to the fact that, instead of training 80 per cent or 90 per cent of her young life toward the professions and the white collar fraternities, the order needs to be completely reversed, and 80 per cent of our young life ought to be pointed back to the aristocracy and necessity of produc-

tive toil. We are over-educated at the top under-educated at the bottom. No, that doesn't exactly express it—perhaps it would be better to say we are over-educated in the non-productive departments of the national life and appallingly under-educated in the productive departments of the national life.

America is rich beyond the dreams of avarice. To people across the sea it is all but inconceivable that in any land there could be so much luxury. In the matter of the rapid development of our industrial life we have amazed the world. And just here, underlying all this wealth, and as the one potent factor in this amazing development, there stands the apparent fact that this unprecedented development is the culmination of the united toil of millions of trained workers; and if I could take my readers for a tour of America today I could very quickly show them how, in a majority of instances the producer of yesterday came from across the seas. Many of our skilled workers came from lands other than that from which the stars and stripes float—as a matter of fact, I can take men today out into highly skilled labor and find them men whose salaries make the average man's income look like a pittance, and these skilled laborers often are scarcely able to talk English.

Producing America has led the march of the nations through the fact that she has had millions of skilled producers, and the large majority of these skilled producers came from across the seas. If America continues to develop and expand, if she continues to lead the march of nations in increasing numbers and increasing efficiency, added millions of skilled laborers must be produced.

Just here let us stop to remember that, rightly so or wrongly so, justly so or unjustly so, wisely so or unwisely so, the door through which an unbroken stream of skilled and unskilled workers poured into this land of ours—from other lands—has been closed. And a United States senator said to me recently, as we sat in his office at Washington, D. C.,

"and closed forever!" If that is true, and it probably is true then from where is the producer of tomorrow coming? I wish I could awaken the parents of America to face the fact that producing America must now produce her own producers.

Are we doing this? Most emphatically and positively we are not. Turn to which ever way you will and you are amazed how few young people today are making preparation really to assume their share of the burden in producing those vital, necessary things which build the home and build the state.

Out of one of our eastern cities the word went recently that in certain skilled lines of labor from $24 to $28 was being paid in wages for an 8-hour day, and in some instances premiums were offered to secure these men.

A prominent builder, himself a skilled carpenter, recently said to me, "We are paying carpenters' wages in America today for men who know practically nothing about the fine arts of carpentry.

One of our leading financiers makes the statement that positions paying five, ten, fifteen, twenty-five and even fifty thousand dollars a year are actually seeking men, while Babson and Forbes are authorities for the declaration that 85 per cent of the men who head the big industries of American life today never went to university and never went to college.

Now, to the men who make a close study of all the issues that head up here, it is apparent on the face of it that the men who have not had the privileges of the school room are occupying these superior places not because of lack of education but despite that handicap and lack. The facts are that the fellow who has been through the schools, all things being equal, is more competent and more capable to occupy these places of authority and power—but they are not there through the fact that

during all the period of that so-called education, instead of training distinctly and specifically for this department of their life's work they lived in the realm of books and gave their idle hours (of which they had many) to athletics or amusements. Some of these days, please God, this nation will awaken to the fact that side by side with the high standards of a cultural education there can be placed the high standards of vocational specialization, and our young men in the formative period of their lives will be trained for their life's work and not away from their life's work.

In a certain valley recently, where farming is said to be in an awful slump, and where a family started operations six years ago, with $300,000 in cash and in six years were sold out and closed out without a dollar, a young man friend of mine, with vision, and with definite training in agriculture and stock raising, began with $8,000 capital, and in the same six years has made probably $150,000. In his new Cadillac he drove me over his ranches teeming with life and beauty, and modestly told me how one piece of ground was made to pay for another, and then those pieces were made to pay for another, and the three ranches today are absolutely clear of debt.

Perhaps the most awful tragedy that over-shadows the average country and village home is the threat ever present at the fireside, that when the children, whatever the awful sacrifice of the parents, are at last educated they will leave the home ties and the home lives and the neighborhood to drift toward the cities, where few succeed and multitudes fail. And why is this tragedy being enacted everywhere in America today? We may as well face facts. Whether intentional or not we are impressing the youth of America with the false idea that education means emancipation from daily toil.

America right now needs to be training hundreds of thousands of skilled stockraisers, skilled agriculturists, skilled fruitgrowers, and skilled workmen for all the other activities that

center back in the development of our rural life. The raw material is lying everywhere at hand, and much of the so-called waste places of the country-side and the unattractive villages would be made to blossom like the rose, if our young folk had set before them as the high objective in their training

Colonists from across the seas have come into the localities within a stone's throw of where I live, and have taken lands where the average American lived from hand to mouth, or starved, and they made these lands produce beyond the dreams of their former owners, and have created for themselves wealth, contentment, and happiness.

I spoke in a high school in a certain city recently, where there were 3300 students. Following my address the principal said, "With the hardest sort of effort, out of 3300 students we got less than 200 lined up at the beginning of this school year for some form of vocational training." Later he stated that the state university sent out the deadening announcement that credits given in vocational departments would not be accepted at the university, and most of those 200 students immediately dropped their vocational training. God only knows the tragedy involved in this mistaken conception of America's need and America's crisis.

A banker in Fresno, Calif., told me he had gone all through that wonderful valley to ranch house after ranch house where farmers had become wealthy, and where they were living in beautiful homes, with all modern conveniences, and that he did not find a single rancher who had an ambition to keep his sons on the ranch.

On Saturday night, with the city auditorium filled, I was delivering my lecture in this same city, and to an audience of probably at least 4000. I asked every father who had an ambition to train his boy back to industry and back to skilled labor, to see his boy put under the load of the world's burden, to

raise his hand, ond one lone man, sitting towards the front, slowly raised his hand. From the platform someone suggested, "Brother Brown, he misunderstood you." And in city after city, and town after town, you will find the schools are far ahead of the thought of the average parent. As a matter of absolute fact the average parent does not want his son or daughter to work. In other words, he seems to figure that some one, somewhere, has done the world's work and the younger generations now are to enjoy the fruits of the sacrificing labor of those who have gone before; and I want to put it bluntly in about this way.

Young America has got to be trained to work, and will have to go to work or the nation will starve.

On every hand we hear expressions of grave concern over the apparent drift that is on today amongst the youth of America. I am not blind to the fact that the drift is there, and yet I am insisting that our young people are the creatures of a combination of circumstances for which, in part at least, they are not responsible, and against which most of them, if they battle at all, battle in vain.

When people insist to me that our young people are losing interest in the church and the sacred things that center at the altar of the church, I agree that that is true; but that is the result.

When people insist that our young life is losing interest in the home and the home ideals, I agree; but that is the result.

When people insist that our young life is swamped with worldliness and is gradually becoming lost to the higher objectives, I agree; but this is the result.

When people insist that there is a sweep of immorality and crime that is appalling, and heart-breaking, amongst the young life today, I agree; but still I insist this is the result.

Underlying all this and back of all this there is a definite, fixed cause, and this ghastly outflow—for in most instances almost beyond numbering it is ghastly—will never be stopped and never stayed until America awakens to a realization of just what the cause is and proceeds to deal with that cause.

To sum up the situation, young America is idle, and idleness is incipient crime. There is no disaster conceivable to the human mind that is now possible to the boy or girl who has absolutely no responsibility and who has an automobile and money. There is an old saying that the idle mind is the devil's workshop and when you combine an idle mind with an idle heart and an idle hand, mental, moral and spiritual chaos is almost sure to be the inevitable result.

I addressed a Chamber of Commerce in a certain city, pleading for a more practical type of education, and urging that young America while yet in the schoolroom be trained to work, and when I had finished, the truant officer of the high-school came to me with the declaration:

"These facts are not permitted to get out to the public, but out of our Central high school last week they arrested 17 boys and had them in jail, and up until today noon, this week, (that was Thursday) they have 14 more. If these boys, instead of riding around in automobiles or loafing on the streets and in the pool halls, had been obliged to spend four hours every afternoon in definite constructive labor, it is probable not one of them would be in jail."

After I had addressed a Rotary club in that same state with the principal and superintendent of the high school present the superintendent arose to say, "Fellow Rotarians, I want to endorse 100 per cent what this man has said, and to bring this situation right home to your own hearts I want to give you this one circumstance. I had three boys in our school who were giving us trouble; they were irregular at school and fall-

ing behind in their studies. I finally decided that their curse was their idle hours, and so I assigned them to our mechanical department, and ruled that they must spend at least two hours a day, every day, in definite manual training. It was amazing how they responded, how eagerly they learned, and how steady they immediately became, both in their work and in their books. Two of them were brothers, and you can imagine my amazement when the father of those boys came into my office and indignantly demanded that they be taken out of the work schedule of the school. He insisted that he sent them to school to get an education and not to work, that whenever he wanted them to work he would put them to work. All my arguments were vain and I had to take them out of the work schedule. They immediately became shiftless, again indifferent to their studies and irregular in their attendance. Those two boys today are behind the penitentiary bars."

This leads me to again say what I have said in a previous article, that the schools right now, generally speaking, are far in advance of the thinking of the average parent in America today.

We may as well face facts, parents don't want their children to work, and just here is one of the most difficult things to comprehend that I have ever faced. There isn't a man in American life today that is worth three whoops, who did not have to get out and get under. He knows something of the acid test, and something of the flash of steel, and something of the bloody sweat of stern necessity, sacrifice and sometimes suffering. Having achieved success he now turns around in his maudlin, sickly, sentimental and damnable pity to say: "Please God, my children will never suffer what I suffered," and in saying that the man does not realize his words are tantamount to "Please God, my children shall be robbed of the same opportunities I had out of which to build success."

Multitudes of parents made in the fires of stern necessity and head-splitting, back-bending toil, and yet parents who

know the joy of it and the glory of it—when out of such labor they have whipped into existence a worthy name—seem to have the foolish idea that today success is already achieved, and for their children it is ready at hand, tied up with pink baby ribbon, ready to be handed out on a silver platter.

A very wonderful mother came to me at the close of one of these addresses with, "Oh, Brother Brown; I see the mistake I have made. I have taken my boys out to point out men who were digging ditches to say, 'darlings, that's the result of not being educated, and if mother's darlings don't want to have to work like that, you will have to go to school'." And if any of my readers are inclined to smile at the thought of it, let me say that that is the common impression and common conviction of most parents in America today.

Now let me show something of what is the natural outflow of the wrong conception of life. I sat in the office of one of the most successful men in the Southland, who then headed up a $25,000,000 concern, and who today probably is worth at least $25 000,000; and as we sat there in the spacious office of the great building, owned by this man or his company, he gave me this incident and insisted it was in one form or another almost a common occurrence:

"Sometime ago a man whom I have known all my life, came into my office with the request that I give his son who was just graduating from the university, a chance to learn the oil game. I assured the father I would do anything for him, and would be glad to give the boy a chance. A few days later the boy arrived and came immediately to my office. He was a tall, fine looking fellow, who had made an enviable record as an athlete at the university, and standing there he assured me that he certainly appreciated the fact that out of friendship for Dad I was willing to take him on. I wrote a letter of introduction to one of my field men and told him to report at this certain station. I noticed a look of disappointment when I told

him to report to a station outside of the city, but at the time I did not realize what it involved. A few days later I understood he was back in the city, and a few days after that he came to see me. He had on his best bib and tucker, hair pasted down, sweet smelling stuff sprinkled on him, and said he had decided he did not want to learn the oil game; that he wanted to go into business and had come to ask me to back him. I told him very bluntly that I would not back him for a cent, and when he asked me why, I said, 'you came to me with a request that I give you a chance to learn the oil game. I made a place for you on my force, and you stayed three days. I have no money to invest in a quitter.' The young fellow said, 'Do you know what that fellow put me to doing when I reported to him out there at the station?' And I said, 'No; but think I know,' and in absolute disgust he said to me, 'Why he sent me out in the field to dig a ditch'." And this great man who had achieved success, and who sits to direct the destinies of an army of workers, thumping his desk, said: "Young man! that's the place, that's where I started in!"

Again I come back to the question. Why blame the young life? Through all the formative period of our lives our young people are actually shielded not alone from hard labor but are trained to believe that education means emancipation from anything that looks like productive toil. Coming out of the school-room at the approximate age of twenty-two and twenty-three, so far as manual labor is concerned they are almost as helpless as a babe lying in the crib.

I was talking with a man in the west, the day following this address, and commenting upon what I had said, he told me that his two boys, while home in the summer from the university, would go out with him to the ranch to try to assist in the work about the ranch. "It is not that my boys are lazy," he said, "for there isn't a lazy bone in their body; but, Brother Brown, it is almost heartbreaking to me to watch those boys, they simply don't know how to work." And here again is the

old, old story of the father who has fought his way up by hard labor, and who now is trying to find an easy way out for his sons.

I would take the platform tomorrow, coast to coast and lakes to gulf, in a campaign to get an amendment to the constitution of the United States, compelling every able-bodied son and daughter of every American home to begin as early as the age of twelve to take some definite, specialized line of work. If all our common schools were divided into certain hours of study and certain hours of constructive labor, 90 per cent of the crime amongst youth would die away in twelve months. More, this drift from God and the church, and the home, and from the highest ideals of manhood and womanhood would likewise die away. Jesus Christ was a carpenter's son, and Himself a carpenter, while St. Paul, who moved amongst the so-called aristocrats of his day and age, and had the advantages of all the schools, by trade was a tentmaker. In that day every child had to learn a trade. Instead of permitting our young people to labor under the mistaken idea that any form of necessary labor is beneath the dignity of youth, our youth should be brought to realize that all labor if it is necessary, is both sacred and divine. There are too many artificial lines run through human society today. There is too much talk about divine work and secular work. Away yonder in the solitude and the desolate spot, where Jacob had only a stone for a pillow, the realization came that there was the abiding place of the Most High God, and the stepping stones into the gates of heaven.

All work is honorable; all idleness is dishonorable I pray God the time will come when, however much wealth the family may have, every son and daughter of every home who is not willing to bear his or her share of the world's burden, will be looked upon as a parasite. And let me say this further word right here: This is a day of specialization.

Addressing a business men's club recently, where each man gave his name and classification, two different men announced,

"eye, ear, nose, and throat." I suggested when I arose to speak that few people realized today how everywhere in the business and professional world there was the drawing of lines, the limiting of fields, and intense specialization in those fields; that the time was not far distant when instead of having eye, ear, nose, and throat specialists, we would have eye specialists, ear specialists, nose specialists and throat specialists, and that a man with a complication of diseases would have to have anywhere from eighteen to thirty-six specialists around the bedside, each to treat his distinct department of the human body.

I remember the time that when starting out in the well-known and rather humble position of a devil in a newspaper office, the boast of the average printer was, "I can do anything that needs to be done in a publishing house." Now the whole thing is segregated and a man who announces he can do anything probably doesn't get anything to do.

Can you realize it, you who are reading these lines, where in this America of ours there is 80 per cent of our young life that will be needed in productive or specialized lines of labor, that throughout the entire formative period of a child's life we are doing nothing but pump theory into the heads of our youth to turn them out into a nation of specialization at the close of the formative period of their lives, specialized in nothing, unless it is cigarette smoking, athletics and the Charleston. And because our youth do not immediately jump into the limelight and startle the world in habits of regularity and efforts of successful industry, we blame our youth.

In the face of this fact there is a nation-wide movement to enact legislation or to secure an amendment to the constitution to force our youth out of all lines of productive labor until they are 18 years of age. Yes, I know there ase qualifications and exceptions and exemptions, but in this day of national disgrace in the matter of the sweep of idleness and crime amongst the children of America, and in this day when the average father is on the treadmill, working 16 hours out of

every 24, trying to keep juice in the buzz car so the young bloods can ride day and night, instead of an amendment to the constitution to protect the kids, what we really need is an amendment to the constitution to protect "Dear old Dad."

There is one business in America that overshadows every other business as a mountain overshadows a molehill. When we talk of the greatness of the nation's life we are but pointing to the accumulated results of certain causes that lie further back, and causes that our nation today stands in danger of becoming indifferent to.

To say that a man cannot successfully run a railroad without being trained in railroading, to urge that a man cannot successfully run a city, a state or a nation without certain qualifications, gifts, and extensive training, is to argue and emphasize what every sane man knows to be true.

Is it not strange, therefor, that when men realize there is no such thing as national life without the home-life, and that probably in some particulars it takes more intelligence and more perseverance, and more tact, and more patience, and more training, to really build and maintain a home than it does to build and operate a railroad, head a city, state, or nation, that these men do not give more thought and more encouragement to the definite training of those who are to build the home?

The biggest business in America today is that of homemaking. As long as the ideals of the home stand true, and as long as America preserves her home-life intact, the nation survives—the day the home-life slips we sound the deathknell of one of the greatest nations the sun ever shone upon.

Recently I saw a statement from an eastern school, claiming to be authentic, that not one-half of upward of a million and a half girls, who last year took upon themselves the solemn

vows of matrimony, as a matter of absolute certainty, knew anything what-so-ever about preparing a meal or running a home.

We have been warned that marriage is on the decrease and that the divorce evil, like a rising flood, is threatening to submerge the home, and in the face of the fact of the boasted ignorance of the average girl concerning home-making, what else is to be expected.

A young woman, to my knowledge, returning from one of the finishing schools for girls in the east (and let me say, I think those schools are well-named—"finishing" schools), when asked, now that she was through school what she proposed to do, shrugging her shoulders said, "Search me!" and when the woman friend inquired, "Will you probably marry and settle down to the making of a home?" she turned up her nose in disgust and said, "What? They will never catch me in that trap!"

Everywhere today there are those who harp about this being the golden age of woman, and the day of the emancipation of woman, and I arise to inquire, What do they mean? Nine-tenths of the women on the platforms of America today, who are crying themselves hoarse about the emancipation of womanhood, have neither a chick nor a child, and if the women of America patterned after them the nation would not survive many generations.

In my recent lecture tour, an old-fashioned mother came to me in tears with, "Brother Brown, I have a large family of children, five of them are married and some of them have been married for many years. None of them have any children, and when I talk about it, they say, 'Mother, it was an honor to be a mother when you were young, but it's not today'!"

If this is what they mean when they talk about emancipation of women, then God have mercy on the nation!

I was speaking the other day in a certain city and in my audience there was a woman who grew up in the city in which I was reared. She probably is about my age. She came from a very large family, and one of the best families I have ever known. I know something of that woman's wonderful children she has given to the world, and knowing how her family idolizes her, and how her great stalwart sons worship her, I could not help but be impressed, and tremendously so, that as she sat there, contrasted with some half-dressed, highly painted, flapper girls, who were scarcely out of their teens, this mother of a family, some of whom were grown, looked healthier and younger than those tired sunken-eyed, sophisticated flappers who had not lived half as long, and as she sat there I could not help but feel that if that wonderful mother represents the old idea of an enslaved motherhood and if these highly-painted, worldly-wise, slang talking youngsters are the product of the so-called golden age, then our women had better go back to slavery.

I pull off my hat in sincerest appreciation to any woman, anywhere, who achieves success in any business on the face of the earth; I am not to be classed with those who believe woman's work never leads beyond the doorstep of her home; but after I have expressed myself in appreciation or sincere laudation of any woman who has achieved success in any profession or business, I here and now declare that I believe the woman, who fulfills the function for which God ordained her, and who really makes a home, and who gives to this America of ours stalwart sons and daughters of her bone and blood and brain and vision, has made a greater contribution to the permanency stability and triumphs of the national life than all the so-called women reformers who take the platform in a thousand years. My firm, settled, immovable conviction is that the crime of America, and the curse of America, and the threteaning storm cloud of America, is found in the fact today that most of our girls are training away from wifehood, motherhood, and home-making, and are not alone seeking to ape man in language, dress and morals, but they are entering into com-

petition with man to such an extent that the homelife is actually being threatened, and the distinct departments of non-productive labor for which multitudes of men have trained themselves are being filled up with women workers who often are employed for wages with which the average man cannot compete.

What America needs today is homes. What America needs today is a greater number of wives and mothers who know how to build homes, and the tragedy is that in the average school today there are such a pitiable few of our girls at the formative period of life who are taking any training whatever in the fine arts of home-making, and in the more sacred and serious responsibilities of wifehood and motherhood, and these few are often only playing at the edges of the more intensive training and more serious training which they ought to take.

Understand, I am for the domestic science teacher, and for every attempt to teach domestic science in our schools. Even so, our domestic science departments in some communities, where they are not a tragedy, are a joke. You put some domestic science teachers with their classes in the kitchen to prepare real food for red-blooded men—the teacher and her class themselves would starve. I saw recently where the President of Wesleyan University, of Ohio, made the prediction that the time would come when no boy would be permitted to graduate from a college or university with a degree without taking a course in home economics. I can explain this only on the ground that he has seen what every man should see, that our girls today are not being trained to run the home, and not being trained to cook. Our girls have repudiated every call to the home-nest and to the cackle that belongs to the nest, and they are trying now to sit on the fence and crow. This university president, I suppose, reasons that if the cackler is going to go to crowing, the crower has got to go to cackling.

They say that an army fights on its stomach; in that case every married man is in the army. To expect to make a man become a success in life with a home where there is no system, no order and no regularity as to materials, and nothing fit to

eat when a meal is served, is just as absurd as to expect him to succeed in a bank which was operated haphazard, hit-or-miss, with no set hours, no fixed system, and no sense of business rules or honor. America could do no bigger thing today than to enact legislation which would force every girl in every common school of the nation to take a set, fixed and extensive course in home economics. Whatever else our girls may succeed in, or whatever else they may fail in, the biggest thing on the face of God's foot stool, and the most vital, important and potent thing, is the home.

The average flapper girl today, chasing a boy (and, incidentally I might say they chase 'em), is just about as absurd as to see a stub-tailed "fice" chasing an 89 car freight train. In the name of common sense what would either do with the object of their chase if they got it? Seriously, when any girl assumes the responsibility of the marriage relation, she assumes a responsibility that will require all of her tact, courage, patience, perseverance and intelligence to put over. The average husband needs as much care as a baby, and when fed the wrong sort of foods is probably a more serious problem than a baby with the colic.

Some of these days, please God, our education will be made intelligence and with all the finer things that go with a cultural education we will include the vital things without which our young life is a heart-breaking failure. Education should train for life and not away from it and when any educational system turns out millions of girls as densely ignorant concerning the high functions and responsibilities that center in wifehood, motherhood and home-making, as the average woodpecker is ignorant of Greek, something is tragically wrong with the system.

What we need today is to have a few schools brave enough to announce that the one high goal of the entire program of education, to be undeviatingly adhered to in those schools is that of training some real, sure-enough, honest to goodness

wives, who know something of the wonders and glories and possibilities of motherhood, and who have as their highest ambition, the building of a home.

What America needs today is homes, and homes cannot be built without intelligently trained and consecrated builders.

The schools of America, and especially certain types of schools, have gradually been submerged by a rising tide of extravagance, atheism, and professional athletics. Twenty-five years ago, when I began thinking in terms of our ideals of school buildings, these demoralizing agencies were apparent in many schools, but not in the aggravated or vicious form to which they have arisen within the last few years.

Only recently a pastor of a small city church, almost in tears, was telling me of the sacrifice he was making to keep his child in school, and in that connection he told me that it was costing him over $100 a month.

A certain woman, of little more than moderate means, likewise was telling me that it was costing her over $1 500 a year to get her daughter through school, and she did not see how she was going to be able to keep her there.

A pastor, talking to me of his own school, from which he had graduated fifteen years before, said, "Despite a very large endowment raised since that time, the cost of schooling there has so increased that if I had to start to school today, under the same circumstances of fifteen years ago, it would be absolutely out of the question for me to go to school." Many parents find that the tuition and board is only a small part of the cost of sending children to school today.

In this age of wild extravagance, with some children having an unlimited supply of funds and including in it all sorts of extravagances, it would be something more than human if all children did not get caught in that drift and feel that they,

too, must have money to spend. There is no fact of a child's life that may end more disastrously than to be supplied with money to be wasted on unnecessary and foolish things, without ever knowing how that money came or how much of bloody sweat it represents.

It is my conviction that in every school students should have a very limited sum of spending money over and above the actual cost of their education—providing their parents are able to make that small allowance—and undeviatingly and uncompromisingly every student should be held to that small allowance. It is also my conviction that every school should have a uniform dress, with girls at least clad in neat inexpensive uniform, so planned and so worn that every girl can be said to be neatly and modestly attired. Stark nakedness may have a less demoralizing influence on a boy's life than nakedness only partially revealed. The crime of much of what you see in the school-room of today is that many girls are just so clad, with just enough of their flesh showing, to work havoc in the imagination of an immature, unformed boy who is just at that critical, serious age. No one knows but those who have tried the constant fight to initiate a program of proper dress and a limited allowance in the matter of money; but one-half the burden that hundreds of parents are carrying today, is in trying to dress their children to keep up with the procession, and in trying to supply their children with spending money so they can ape some rich man's son who is made a fool of by indulgent parents, and who, in turn, makes a fool of them. The trouble with America today in its school life is not the high cost of living, but it is the cost of high living, and multitudes of young people live on a plane of extravagances, worldliness and indolence that just as certainly unfits them for life and just as certainly unfits them for the serious tasks of life as that they live and breathe. Whatever the cost of effort, our schools shall never attain to the ideal that I have set for them until every student is compelled to dress in a very inexpensive, but neat, attractive uniform, and every student is trained to the necessity and dignity of common or uncommon labor, and

is trained to know the value of every penny of the one hundred pennies that go to make a dollar.

When it comes to the question of the religious education of our children we may as well face the facts that here again we are facing a most serious situation in the school life of America. A young man recently— now studying in a state university—was telling me that after one year in a certain school, built and owned by one of our great church denominations, he had found that within that university, noted for its indifference to church and religious things, the atmosphere for a young Christian was more wholesome than in the school which had been built by the saints of the church. His explanation was that in the university there was utter indifference to religious things, while in the school owned by the church, there was open hostility to the old evangelical faith, and the man who occupied the chair of religious education in the church school used every opportunity under heaven to ridicule and make a joke of the so-called faith of the fathers.

The pastor of one of our churches was recently telling me of a visit he made to a university owned and controlled by his church, where the student body has been in open revolt against compulsory chapel attendance. In that revolt they had called in one of the most distinguished speakers—one of the most honored men of the church. That morning at the chapel hour, this pastor sat in the gallery of the school chapel and said, "My lasting remembrance of that scene will be the smell of cigarette smoke, cheap cosmetics, and students sitting about, reading cheap magazines, newspapers, and books, with a studied attempt to show absolute contempt for the man who was addressing the assembly that morning, and mind you this was in a great school, made possible to these students by the dear saints of God, who had perhaps worked their finger nails off for the money which had gone into the walls and halls where these students studied."

Papers have been full of the fact that in another noted church school, of the North, there is an organization of atheists

who call themselves "Damned Souls." They tell us this is the age of overwhelming youth and that youth today is in revolt.

Personally, it is my conviction that all this is the culmination of the fact that men have accepted positions in these schools, built and dedicated to a high standard of law and order, and pledged to the promulgation of a gospel which centers back in the deity of Christ, and the infallibility of the Word, and having pledged themselves by solemn oath to carry out the great program of evangelism as our fathers conceived it, have stultified their consciences, perjured themselves before God, repudiated every responsibility and obligation that involves integrity and manhood, and having thus sown to the wind in contempt for the agencies that built these great schools. flaming youth, so-called has just as readily repudiated them and the authority which they try to exercise, and the scriptures are fulfilled in the declaration, "Be not deceived, God is not mocked; for whatsoever a man soweth, that shall he also reap." They have sown to the wind and are now reaping the whirlwind.

Recently I published a statement concerning my attempt to address a student body of a large state normal on the subject of Education, on a certain day in Education Week. I was warned that I must not discuss Christianity, Christ, or the Bible, before that student body. As a preliminary to my address, the football coach staged a so-called "pep meeting" that was about as vulgar and indecent as any scene I have ever witnessed, following which the announcement was made that from that day on there would be dancing every noon-hour in the Gym; and when this cheap show had been brought to an end, I had about fifteen minutes left for an address on education. That room was electrical with an atmosphere that was as pagan as though there had been no Christ, no Cross and no Church. I couldn't help but feel that if these young people, trained in this atmosphere, are to be the teachers of the generations yet to be born, then only God can save this nation from destruction.

The American Magazine recently gave a list of the names of fifty of the most outstanding men in American industry and finance—the builders and moulders and makers of this nation today—and to these fifty, questions were sent, involving just about this:

Did you have a praying father, a praying mother, or both?

Do you believe there is some higher power than human power?

Do you pray?

And of the majority of these men who replied, every one but one answered in the affirmative. Yes; they had praying fathers and mothers. Yes; they believed in God. Yes; they prayed. It has been demonstrated as an overwhelming fact that the builders and makers of our American republic, from the earliest dawn of its existence to this hour, have been praying men, God-fearing men, men who were trained by Godly parents, and usually trained in schools where atheism and infidelity were unknown.

There seems to be a notion today that God, Christ, the Cross, the Church, and everything sacred and holy can be driven from the schoolroom and driven from the thought and activities of youth, and the nation still survive.

The people of America today who are building our schools are the people who believe that the "foundation of God standeth sure," and who also believe that "righteousness exalteth a nation, but sin is a reproach to any people." And the time has come when there ought to be a house cleaning throughout the schools of this nation, and the quicker it comes the better it will be for the nation.

All this heads up in the third fact, that athletics have assumed such abnormal and exaggerated proportions in the

school program of today, that, instead of being an asset, they have become one of the most serious liabilities which the school program has to carry. Athletics for athletics' sake and athletics for 100 per cent of the student body is almost a thing unknown. In saying this, I do not overlook the fact that in some states certain forms of physical exercises, involving certain types of athletics, are compulsory. This does not do away with the fact that in most schools today there are the few who occupy the center of the stage, and to whom the entire school's program is made to minister.

To start with, when you find, as you often find, today, teachers of mathematics, history and English receiving $1,500 and $1,000 a year and frequently less, and football coaches receiving all the way from $5,000 to $12,000 a year, no one but a fool could hope that out of such a situation a normal conception of life or necessary incentive could be created in the mind of the average boy.

In a certain paper I was reading of a discussion up before the American Association of University professors in which the appallingly serious condition into which school athletics have fallen was being discussed. The report submitted emphasizes the many disadvantages which resulted from the game: "The most serious disadvantage for the undergraduate body as a whole is the over-excitement about the football which prevails during the football season to the detriment of the central college interests. A distortion of the sense of values of college and life which tends to prevail continuously, results in this condition. Other disadvantages include the tendency of football as now carried on to give occasions for drinking, encouragement to betting, and provocation of dishonesty in various respects."

We received into our schools two boys who came highly recommended and who, it was said, were star athletes in the school from which they came. They had not been in our school many days until it developed that they had not the beginning

of the foundation of a college education. They very frankly admitted that through their important places on the teams in their own home schools they had been allowed to cut classes and had been permitted to graduate whether they made their credits or not. The boys simply had to be eliminated from the school because their whole training had developed such slipshod habits and such inability to concentrate and study that to carry a college course was simply out of the question.

Sometime ago I quoted a letter from one of the prominent educators of this country, who for forty-eight years has stood in the center of the school system of his own state, and this man did not hesitate to say that the educational system which we are building up in America today, which excludes God, Christ and the Bible from the school-room, which centers up in commercialized athletics and all but silent contempt for honest toil, was creating in America today an appalling harvest of parasites and criminals. He further suggested that after having sacrificed, God knew what, to put his children through school to what people called a finished education it was well nigh heart-breaking what the schools had turned back to him. What I write here is not in condemnation of the school programs of America, today, but it is a constructive criticism, dealing plainly with a situation that the American nation must face, and as long as parents put their children in schools dominated by atheism, professional athletics and every extreme of extravagance, they have no one to blame but themselves when their children return home, heart-breaking failures, indifferent to God and the church, a burden to themselves and society.

In this, which probably will be my final article on the general ideals and motives which have prompted me in school building I want to go back to the days of beginnings in the building of these schools which now are under more or less of discussion in school circles.

When I announced that I proposed to build a school where only students who could not pay would be accepted, practical

men were unanimous in the verdict that the enterprise was doomed to fail. I often find myself wondering how many young men have been laughed out of visions which, if followed, might have brought in oceans of blessings to humanity, and the visions were dissipated from the fact that they were submitted to so-called practical men, who judge everything by the standard of the dollar, and who measure the possibilities of any movement by the so-called acid test of what has been done.

A very dear friend wrote me at length, assuring me of his high regard for me and my ambitions to do for the overlooked of the American home, but he said plainly, "This dream of yours to build a school, where students do not pay, is a fool's dream." He went on to assure me that he was not calling me a fool, but the dream itself was a fool's dream, which meant a distinction without a difference. Of course, looking back to those beginning days now, I realize, from the viewpoint of the ordinary accomplishments of the average school, what I proposed to do was an utter impossibility.

Following the first year of our school history, the awful financial crisis came, and I found myself with a school enterprise where the friends upon whom I had depended most for financial support had, through this crisis, been placed where further contribution from them was out of the question. One of these friends immediately warned me that I must not drive another nail, that I could count myself fortunate indeed if the school held its own until this panic had passed. I probably lost the friendship of that man when, turning a deaf ear to his warning appeal, we doubled the capacity of our buildings that year to take care of a few of the hundreds who were begging to get in. There has not been a year since our school started that we have not had a new building under way, and there has not been a year in the history of our schools when there has not been an increase in the student body. Our assets today probably total $800,000, and I cannot help but feel we are only in the beginning period of our great work.

When we first started this school it cost us approximately $360 a year to put a boy through a year's college course; the following year, or approximately so, we cut the cost per student to $300 a year; then $250; then $200 and now $150. In other words, last year 27 colleges and universities accepted the papers of our school at Siloam Springs and in this program of the highest possible standard of a cultural education the actual cost per student was $150. I will not be satisfied until that is cut to the standard cost of $100.

It seems pathetic to me to find multitudes of parents of very moderate means, sacrificing, God knows what, to get their children through school, often paying all the way from $1,000 to $3,000 a year; and the tragedy is only intensified and deepened when one takes into consideration the fact that most of these young people, if they find a place of service at all, will have to go back to productive lines of labor, and in their so-called school period are being trained away from, rather than back to, the work which God ordained that they should do.

We are setting the highest possible standards of a cultural education, at the same time, side by side with those standards we are setting high standards of Christian living and vocational specialization.

My ideal of our educational work now operative in our school at Siloam Springs is that there shall be practically an equal division between work and study. Our school at Siloam is divided into two complete shifts, with half the school in the school-room and the other half busy in the industries. In all our industries we have an eight hour day, and under skilled workers our ideal is that every student shall take specialized training in productive industry. From our farms, Jersey herd, vineyards, poultry yards and gardens we produce most of what goes on our tables. In our publishing house, mechanical department, brush factory, sewing rooms, we hope to increase the income of our school by what we produce to place on the market to be sold to the general public. In our construction de-

partment, with our own carpenters, electricians, and mechanics generally we aim to build our own buildings, and the high goal is to build here a community of interest with a high ideal of a self-help, co-operative program, where every student is learning a trade, getting his education, and, in the largest measure possible, making his own way in this initiatory stage of life's program.

Educators argued that young people could not carry a college course and do four hours a day of constructive labor; but they not alone do it, but most of them actually become healthy, contented, and moral in just that program. The biggest problem in school life today is the problem of spare hours that energetic, impulsive, restless young people possess, and the brighter the student, and the more capable the student, the more serious becomes the problem of proper investment of the unnumbered idle hours that every student finds on his hands. To be true, in our schools there is not much time for an extensive program of athletics, or fraternities or fraternity programs. As a matter of fact, all fraternities are banned, and intercollegiate athletics are not permitted. Between classes and between schools we have some games of base ball, basket ball, tennis, etc., and in both schools such athletics are encouraged; but our students are not permitted to travel far and near all hours of the day and night, in all sorts of competitive sports. In other words, we are trying to create in the formative period of the child's life just as nearly as possible the attitude toward life, and the habits which are absolutely necessary in home making, and successful industry or business when the student shall leave the school-room.

To believe that our boys and girls can spend the formative period of their lives in the extremes of amusement, athletics, dress and idleness that characterize many a student body, and then when leaving the school room can as completely change their mode of living as though they were passing from one world into another is to simply believe that the leopard can change his spots or water can reverse itself and run up hill.

Education, if it is to be education, must be normal, sane, all inclusive, and have fixed and high objectives. Multitudes of parents today are all but breaking their hearts to get their children through school, and neither the parent nor the child knows what they are going to school for; and all this brings us to the final step, which, after all, is the culminating step of all school training.

When Mr. Curry, editor of the Ladies Home Journal (then editor of the Country Gentleman) sent Tom Morgan to my home to get the story of this school, Mr. Curry said: "Ask Mr. Brown where he got the idea of not alone teaching boys to think straight, but to teach them also to plow a straight furrow." More nearly than Mr. Curry will ever know, that expresses exactly my ideals of an education. Boys and girls should be trained to plow the furrow straight. They should plow the furrow straight in their thinking; they should plow the furrow straight in their living. The sane, normal and beautiful life is the Christian life. There is something radically wrong with the school where the highest incentives and the dominating influences are not definitely spiritual. I have argued, and it is my blood conviction, that if any boy or girl goes through our school and does not come out a Christian character, with highest respect for the church, for Christianity and for the Word of God, there is something wrong with our schools.

In a previous article I gave an account of a visit to a certain state normal and what I sensed in that school. About a year later I was lecturing in that same city and the local paper came out with some scathing statements by department heads of that school concerning the general attitude of the general student body today concerning school life in general. I have these statements before me as I write, in which one prominent professor says:

"At least fifty per cent of the people that crowd into the college don't know why they are coming, and nobody does

Most of them are coming because they have nothing else to do. Why should they go to work for a few years if they can enjoy themselves sleeping in college classes and dancing all night."

In giving these statements to the public covering my ideals of education in general, and the work of these schools in particular, I do not do so with any thought of reflecting on the earnest, faithful men, and the tens of thousands of earnest, faithful students who are now in the school-room; but when a man like Babson, who is carefully followed by a multitude of thoughtful, careful business men comes out with a declaration, as he did recently, with figures to prove that a four-year college course today, for most young people, is a poor investment; and when he argues as he does, that probably an intensified twelve-month course would be a better investment for most students, it is time the school-men of America were awakened. It would be an unfortunate thing if the feeling of unrest and dissatisfaction, and the mutterings of discontent almost nation-wide should culminate in discounting or discrediting the school program of our American school.

One thing is absolutely certain and that is there has got to come a readjustment, and our schools if they are to receive the "well-done" of the thinking public in the "tomorrows" just ahead, will have to begin a more practical and a more vital educational program, and above everything else in the world our young life must be trained back to the church, and back to the home, and back to the possibilities and necessities of constructive labor.

At the conclusion of the address, the Governor and party repaired to the Executive Chamber.

Representative Easter submitted the following telegram which was read at length:

"Bartlesville Okla
Feb 10 1927

To:

Representative Easter
Senator G I VanDall
Okla City Okla

Doctors Bowden and Mathews State Health Department were in our office this A M and report and our own information is that what may prove to be most serious Small Pox epidemic affecting many sections of the state may be in the making at Seminole at the present time stop They reported no funds and we agreed to advance $2000.00 other oil companies presumably will do likewise notwithstanding matter affects all citizens of the state as well as oil companies stop * * * Seminole is in daily contact with all sections of the state stop Hundreds of people are going in and out of that area stop Should not the Legislature take cognizance of this situation and vote emergency fund etc stop Doctors mentioned will be in their offices Oklahoma City tonight.

BURDETT BLUE."

It was upon motion of Representative Easter that the Senate and House, each appointed a committee of 3, composed of the following, to confer with the State Health Commissioner: Senators VanDall, Smith and Ferguson; and Representatives Smith (Bryan), Easter and Thomas (LeFlore), the committees instructed to report tomorrow.

Upon motion of Representative McCombs, the joint session was dissolved.

The Senate reassembled in the Senate Chamber, with the President presiding.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 139 correctly engrossed and Senate Resolution No. 8 correctly enrolled.

BOYER, Chairman.

The President signed Engrossed Senate Bill No. 139, in open session, and ordered the same transmitted to the Honorable House.

Vice President Pro Tempore Stigler presiding.

The Vice President Pro Tempore signed, in open session, Enrolled Senate Resolution No. 8 and ordered the same transmitted to the Secretary of State.

The President presiding.

GENERAL ORDER

HOUSE BILL NO. 91, by Wilson and Maxwell, was considered.

Upon motion of Senator Terwilleger, House Bill No. 91 was advanced to engrossment and third reading.

Upon motion of Senator Terwilleger, the rules of the Senate were suspended and House Bill No. 91 was considered engrossed and placed on third reading and final passage.

HOUSE BILL NO. 91 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin Austin, Boyer, Clark, Darnell, Ferguson, George, Goodall, Harper, Johnson (Creek), Kim-

erer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Reed, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley. Total 28.

Nays: 0.

Not Voting: Fidler, Graham, Gray, Hill, Johnson (Caddo), Looney, Peck, Powers, Pullen, Rexroat, Rice, Simmons, Waldrep, Williamson. Total 14.

Excused: Culp, Gulager. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, George, Goodall, Harper, Johnson (Creek), Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 31.

Nays: 0.

Not Voting: Fidler, Graham, Gray, Hill, Johnson (Caddo), Looney, Pullen, Rexroat, Rice, Simmons, Waldrep. Total 11.

Excused: Culp, Gulager. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 91 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 225, by Thompson (Pontotoc) and Ebey, of the House, and Smith, of the Senate was considered.

Upon motion of Senator Smith, House Bill, No. 225 was advanced to engrossment and third reading.

Upon motion of Senator Smith, the rules of the Senate were suspended and House Bill No. 225 was considered engrossed and placed on third reading and final passage.

HOUSE BILL NO. 225 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, George Goodall, Gray, Harper, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas Wheatley. Total 27.

Nays: 0.

Not Voting: Fidler, Graham, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Looney, Peck, Pullen, Rexroat, Rice, Simmons, VanDall, Waldrep, Williamson. Total 15.

Excused: Culp, Gulager. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell Ferguson, George, Goodall, Gray, Harper, Johnson (Creek), Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley Williamson. Total 31.

Nays: 0.

Not Voting: Fidler, Graham, Hill, Johnson (Caddo), Looney, Peck, Pullen, Rexroat, Rice, Simmons, Waldrep. Total 11.

Excused: Culp, Gulager. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore in open session, signed the engrossed copy of House Bill No. 225 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 105, by Hines, of the House, and Thomas, of the Senate, was considered.

Upon motion of Senator Thomas, House Bill No. 105 was advanced to engrossment and third reading.

Upon motion of Senator Thomas, the rules of the Senate were suspended and House Bill No. 105 was considered engrossed and placed on third reading and final passage.

HOUSE BILL NO. 105 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Gray, Harper, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Shearer, Shepherd Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, Wheatley, Williamson. Total 30.

Nays: 0.

Not Voting: Fidler, George, Graham, Hill, Looney, Peck, Pullen, Rexroat, Rice, Simmons. VanDall, Waldrep. Total 12.

Excused: Culp, Gulager. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, George, Goodall, Gray, Harper, Johnson (Creek) Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 31.

Nays: 0.

Not Voting: Fidler, Graham, Hill, Johnson (Caddo), Looney, Peck, Pullen, Rexroat, Rice, Simmons, Waldrep. Total 11.

Excused: Culp, Gulager. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 105 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 191, by Lohman and Fraley, was considered.

Upon motion of Senator VanDall, House Bill No. 191 was advanced to engrossment and third reading.

Upon motion of Senator Van Dall, the rules of the Senate were suspended and House Bill No. 191 was considered engrossed and placed on third reading and final passage.

HOUSE BILL NO. 191 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, George, Goodall, Gray, Harper, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen Peck, Powers, Reed, Shearer, Shepherd, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall Wheatley, Williamson. Total 32.

Nays: 0.

Not Voting: Fidler, Graham, Hill, Looney, Pullen, Rexroat, Rice, Simmons, Stewart, Waldrep. Total 10.

Excused: Culp, Gulager. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 191 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 192, by Lohman and Fraley, was considered.

Upon motion of Senator VanDall, House Bill No. 192 was advanced to engrossment and third reading.

Upon motion of Senator VanDall, the rules of the Senate were suspended and House Bill No. 192 was considered engrossed and placed on third reading and final passage.

HOUSE BILL NO. 192 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, George Goodall, Gray, Harper, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Marshall, McCurley, Otjen, Powers, Reed, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Thomas, VanDall, Wheatley, Williamson. Total 30.

Nays: 0.

Not Voting: Fidler, Graham, Hill, Looney, Nesbitt, Peck, Pullen, Rexroat, Rice, Simmons, Terwilleger, Waldrep. Total 12.

Excused: Culp, Gulager. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, George, Goodall, Gray, Harper, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Marshall, McCurley, Otjen, Peck Powers, Reed, Shearer, Shepherd, Smith Stigler, Storms, Thomas, VanDall, Wheatley, Williamson. Total 30.

Nays: 0.

Not Voting: Fidler, Graham, Hill, Looney, Nesbitt, Pullen, Rexroat, Rice, Simmons, Stewart, Terwilleger, Waldrep. Total 12.

Excused: Culp, Gulager. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 192 and ordered the same transmitted to the Honorable House.

President Pro Tempore Williamson presiding

HOUSE BILL NO. 235 by Thompson (Pontotoc) and Ebey, of the House, and Smith, of the Senate, was considered.

Upon motion of Senator Smith, House Bill No. 235 was advanced to engrossment and third reading.

Upon motion of Senator Smith, the rules of the Senate were suspended and House Bill No. 235 was considered engrossed and placed on third reading and final passage.

HOUSE BILL NO. 235 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, George, Goodall, Gray, Harper, Johnson (Caddo) Johnson (Creek), Kimerer, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Thomas, VanDall, Williamson. Total 30.

Nays: 0.

Not Voting: Fidler, Graham, Hill, Loofbourrow, Looney, Pullen, Rexroat, Rice, Simmons, Terwilleger, Waldrep, Wheatley. Total 12.

Excused: Culp, Gulager. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, George, Goodall, Gray, Harper, Johnson (Caddo),

Johnson (Creek), Kimerer, Loofbourrow, Marshall, Nesbitt, Otjen, Peck, Powers, Reed, Shearer, Shepherd, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 31.

Nays: 0.

Not Voting: Fidler, Graham, Hill, Looney, McCurley, Pullen, Rexroat, Rice, Simmons, Stewart, Waldrep Total 11.

Excused: Culp, Gulager. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 235 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 188, by McLaury and Reece, of the House, and Johnson (Creek), of the Senate, was considered

Upon motion of Senator Johnson (Creek), House Bill No. 188 was advanced to engrossment and third reading.

Upon motion of Senator Johnson (Creek), the rules of the Senate were suspended and House Bill No. 188 was considered engrossed and place on third reading and final passage

HOUSE BILL NO. 188 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, George, Goodall, Gray, Harper, Johnson (Caddo),

Johnson (Creek), Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Shearer, Shepherd. Smith, Stigler, Storms, Thomas, VanDall, Wheatley, Williamson. Total 30.

Nays: 0.

Not Voting: Fidler, Graham, Hill, Looney, Peck, Pullen, Rexroat, Rice, Simmons, Stewart, Terwilleger, Waldrep. Total 12.

Excused: Culp, Gulager. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, George, Goodall, Gray, Harper, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Shearer, Shepherd Smith, Stigler, Storms, Thomas, VanDall, Wheatley, Williamson. Total 31.

Nays: 0.

Not Voting: Fidler, Graham, Hill, Looney, Pullen, Rexroat, Rice, Simmons, Stewart, Terwilleger, Waldrep. Total 11.

Excused: Culp, Gulager. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 188 and ordered the same transmitted to the Honorable House.

Upon motion of Senator Reed, further consideration of HOUSE BILL NO. 163, by Carmichael, was indefinitely postponed.

HOUSE BILL NO. 17, by Logan, was considered.

Upon motion of Senator Loofbourrow, House Bill No. 17 was advanced to engrossment and third reading.

Upon motion of Senator Loofbourrow, the rules of the Senate were suspended and House Bill No. 17 was considered engrossed and placed on third reading and final passage.

HOUSE BILL NO. 17 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin Austin, Boyer, Clark, Darnell, George, Gray, Harper, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Shearer, Shepherd, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 28.

Nays: Goodall. Total 1.

Not Voting: Andrews, Ferguson, Fidler, Graham, Hill, Looney, Peck, Pullen, Rexroat, Rice, Simmons, Stewart, Waldrep. Total 13.

Excused: Culp, Gulager. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 17 and ordered the same transmitted to the Honorable House.

Upon motion of Senator Harper, the Senate adjourned to meet under the rules.

THIRTY-FOURTH LEGISLATIVE DAY

Friday, February 11th, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m. and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 40.

Absent. Hill, Rice, Shearer. Total 3.

Excused: Culp. Total 1.

The President announced a quorum present.

Prayer was offered by Rev. McMillan, of Norman.

COMMITTEE REPORTS

The following Committee Reports were submitted and the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Insurance to whom was referred HOUSE BILL NO. 113, by Graham and Fry, entitled:

> An Act making appropriation to pay the cities and towns named, the total of the amount of money collected by the State Insurance Commissioner from the Insurance Companies and which has been turned into the State Treasury as provided in Article 5, Chapter 29, Compiled Oklahoma Statutes, 1921 and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PECK, Chairman.

House Bill No. 113 was referred to the Appropriations Committee.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 89, by Rice, entitled:

> An Act amending Section 7651, Chapter 64, Article 2, Compiled Statutes of Oklahoma, 1921, requiring the giving of notice as to mortgage on crops and repealing all conflicting laws,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

AUSTIN, Chairman.

Upon motion of Senator Austin, the adverse report of the Committee was adopted.

Mr. President: We, Your Committee on Appropriations to whom was referred SENATE BILL NO. 120, by Anglin entitled:

> An Act making supplemental appropriation for the balance of the fiscal year ending June 30th, 1927, for the Governor's Office, the State Auditor and the Chief Mine Inspector; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 134, by Andrews, entitled:

> An Act entitled an Act amending Paragraph (3) of Sec. 18, of Art. 9 of the Constitution of Oklahoma relating to the publication of notices of general hearing before the Corporation Commission of the State of Oklahoma, and the publication of general orders promulgated pursuant thereto,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

AUSTIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 159, by Austin entitled:

> An Act amending Section 3072, Compiled Oklahoma Statutes 1921, relating to terms of District Courts in the State of Oklahoma and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

AUSTIN, Chairman.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 180, by Johnson (Caddo), of the Senate, and Manning of the House.—An Act amending Sections 1 and 2, Chapter 198, Oklahoma Session Laws, 1925, raising the excise tax on gasoline from 3 to 4 cents per gallon and providing that additional one cent per gallon provided by said act shall be used in the county in which said gasoline was sold for the purpose of retiring bonds which have been vote by said county for matching State and Federal aid in the construction of state highways; repealing all acts or parts of acts in conflict therewith, and declaring an emergency.

SENATE BILL NO. 181, by Nesbitt.—An Act authorizing the Treasurer or any public official of the State, county or other municipality of the State of Oklahoma to invest funds in his possession in guaranteed mortgages and debenture securities, and declaring an emergency.

SENATE BILL NO. 182, by Otjen, Austin and Rexroat. —An Act creating a survey committee to make a survey of the different state departments and make recommendations in regard thereto, making an appropriation therefor and declaring an emergency.

SENATE BILL NO. 183, by Williamson and Stigler.—An Act for the specific attachment of personal property cov-

ered by a lien and for a foreclosure thereof by sale of the property and to furnish a speedy and complete remedy in one action, and declaring an emergency.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 172, by Kimerer.—To Committee on Appropriations.

SENATE BILL NO. 173, by Hill and Looney.—To Committee on Agriculture.

SENATE BILL NO. 174, by Austin.—To Committee on Judiciary No. 2.

SENATE BILL NO. 175, by Reed of the Senate and Carmichael of the House.—To Committee on Public Service Corporations.

SENATE BILL NO. 176, by Fidler, Johnson (Creek), Waldrep, Peck, Terwilleger, Storms, Rexroat, George, Rice, Austin, Hill and Ferguson.—To Committee on Revenue and Taxation.

SENATE BILL NO. 177, by Fidler, Johnson (Creek), Waldrep, Peck, Storms, Rexroat, George, Andrews, Hill, Van-Dall and Terwilleger.—To Committee on Revenue and Taxation.

SENATE BILL NO. 178, by Andrews and Anglin.—To Committee on Judiciary No. 1.

SENATE BILL NO. 179, by Johnson of Caddo.—To Committee on Education.

SENATE JOINT RESOLUTION NO. 15, by Waldrep —To Committee on Roads and Highways.

SENATE JOINT RESOLUTION No. 16, by VanDall. —To Committee on Appropriations.

The Governor on yesterday having requested a joint session of the legislature today, Senator Rexroat moved that the Senate recess at 2:00 p. m., for the purpose of the joint session, which motion prevailed.

The President announced there were matters on his desk for the consideration of the Senate, in executive session.

Upon motion of Senator Rexroat, the Senate closed its doors and went into executive session.

*

The Senate reassembled in open session, with the President presiding.

The President appointed Senators Clark, Austin and Loofbourrow, as the Senate Committee, to escort Governor Johnston to the joint session.

The hour of 2:00 p. m., having arrived, the Senate proceeded to the House Chamber.

JOINT SESSION

The Senate and Honorable House, in joint session was called to order by the President of the Senate, who presented Governor Johnston, who read the following message:

To the Honorable Senate and
House of Representatives,
of the Eleventh Legislative Assembly:

THE CRIME WAVE, LAWLESSNESS, DISRESPECT FOR LAW AND REFORMATION OF CRIMINAL PROCEDURE.

We have among the larger problems facing this Legislature, not only the presence of a crime wave within the United States of America, but also a general spirit of disrespect for law. It is one of the gravest problems confronting the United States and this Legislature at this time, and should receive your careful and exhaustive consideration.

The National Economic League sent out a questionnaire to the persons composing its National Council. The Council of the League is composed of men selected from different sections of the United States because of their recognized standing as public-spirited citizens who are alert and wakeful to the general welfare.

Out of 6,423 members who answered the questionnaires there were more than 1200 who stated in their replies that the gravest problem in America was that of lawlessness and disrespect for law. In addition thereto there were 1,173 who answered that the principal question, the most important problem before the American people today, was the administration of justice.

It will be noted that these answers are practically equivalent one unto the other. It therefore follows that out of 6,42[illegible] answers there were 2,376 who expressed substantially the same opinion.

Out of the sum total there were 701 who answered that the gravest problem in the United States was that of ethical,

moral and religious training or the lack thereof. Again we have substantially the same answer. The one, however, attempting to go behind what to them was apparently a symptom and to arrive at a root cause behind the outstanding symptoms or manifestation. This therefore makes a total of 3077 who are practically agreed.

In addition to that there were 650 who answered the questions by stating that we were suffering from improper laws. There were 900 more who complained neither at the law nor the crime wave, but who complained at the public officers, by stating that the principal problem of the age was an improved standard of law enforcement. Adding these two figures of 650 and 900 to the figure 3077 and we have a total of 4,627 who have answered in substantially the same way out of a sum total of 6,423 answering the inquiry, or 72% of those who answered the inquiry who are unanimous in their opinion.

There were 1100 more who answered that the gravest problem of America was the creation of a more enlightened and upright public sentiment and opinion.

You will note that there is an overlapping of the field of expression in these answers, and in a sense a unity.

You will readily note, therefore, that we have a cross section and a definite insight into the opinion of a cross section, the average practical business and professional mind of the United States.

Magazines and newspapers teem with statements and statistics to the effect that in the last few years a crime wave has not only swept over the United States but that it has registered astounding effects upon man, woman and child.

Frank Wozencraft, former mayor of Dallas, has recently made the crime wave the subject of one of his principal addresses. Ex-President Wm. Howard Taft, now Chief Justice of the Supreme Court of the United States, declares that the criminal jurisprudence of our country is a national disgrace. He has for twenty years declared for a reformation of our legal procedure, both civil and criminal. And as he has expanded in governmental experience his convictions have become more and more pronounced that it is of paramount importance that the American bar and the American Legislatures solemnly and with high and fixed purpose turn resolutely to the task of the solution of this outstanding problem.

The Missouri Association for the study of Crime and Criminal Procedure and Criminal Justice and the American Bar Association, both point with alarming unity at this appalling situation.

Behind the crime wave lay several fundamental causes, upon two or three of which I desire to comment. The change in the home life, customs and habits of the people is a powerful contributing factor. And a second cause of great importance is the lack of industrial and vocational training and the failure to provide for teaching of a practical means of livelihood and the solution of the breadwinning problem by the development of industrial and vocational efficiency during the young person's growing and developing period. This is more fully outlined in the message which I gave to the joint session on the subject of industrial and vocational training in our public schools.

A third is in the brazen and glaring parading of vice and lawlessness as news leaders and as attractions in the fiction-bearing magazines and as portrayed in the moving pictures.

A fourth cause is lax law enforcement and incompetent and mistaken conception in the planning as well as in the details and specifications of our criminal code of procedure.

In a prominent Canadian City, a robber while attempting to escape while holding up a bank was apprehended and was immediately taken to a court of inquiry where his preliminary examination was conducted and he was bound over to a court, similar to our District Court, where he procured a lawyer to defend him. Upon being bound over to the District Court he entered the two pleas of not guilty and insanity, the trial was immediately set, the dilatory pleas disposed of, the case set for trial before a jury, and on the 7th day after the robbery, he was in the coal mines of a Canadian prison.

Another prominent instance of this nature is that an American boy, becoming incensed at something said or done by another American boy visiting in Canada, drew a revolver and killed the offender, then interposed all the pleas known to the Canadian law, was promptly convicted and the death penalty adjudged against him. Men and women of the United States and societies everywhere passed resolutions and signed petitions in his behalf, asking for clemency, setting out the suffering of his mother and family. The Canadian Premier, in declining to entertain the idea of modifying the penalty to life imprisonment stated that he had well in mind the sorrow and disgrace brought to the members of his family, but that he also had well in mind the fact that a victim had been ushered into eternity and that the victim's family was also suffering, and he closed the statement by saying: "I ALSO REMEMBER THAT FOR EVERY DEATH PENALTY WE INFLICT, WE SAVE FROM 35 TO 49 ADDITIONAL TRAGEDIES OF THE SAME CHARACTER."

The purpose of this message is to handle this last mentioned ground.

In the United States two theories have prevailed. The object of one being to abundantly safeguard human liberty and to prevent undue hazards of the conviction of the innocent and the suffering of those who by the mistake of the hour might become the victim of hasty administration of justice.

The other theory is to bring the criminal to justice by the most certain and direct method compatible with a reasonable degree of safety. The latter theory has for its purpose to render procedure plain, direct, speedy, certain and effective.

Both theories have their proper motives and are backed by exalted purposes. And it is the duty and should be the policy of the law and therefore is the duty of the Legislature and of our Congress to endeavor to give both theories full force and effect. The sharp practitioner, the cunning trickster, has so abused the safeguards of liberty that it becomes our duty to awaken to these cunning arts and subtle devices of the criminal lawyer whereby we may avoid the miscarriage of justice and wherein society may cease to be the victim of the highly paid specialist. So many ways have been found to subvert the real intent and purposes of the law that justice is not being carried out. And this condition leads to a defeat of the very purposes of the law and to the inclucation of the belief in the mind of the average person with criminal tendencies that the law is a tissue of cobwebs that will restrain the weak but through which the strong the rich, the cunning, the crafty or the influential individual may break with impunity the laws designed to hold in check the criminal minded.

It is our duty to take a close look at some of the actual practical details that we may the better understand the causes and thereby determine the proper remedy to be applied.

Statistics show that in recent years crime in the United States has become professionalized. Except insurance, banking, manufacturing, railroads, and a few other activities carried on on a nation-wide basis, organized professional crime is today yielding approximately the largest income of any profession or calling in the United States. The criminal and semi-criminal element constitute one of the most potent political elements in our country, by their active participation in elections, in the selection of officials and in the corruption of public sentiment in their own selfish interests.

In 1923, statistics report that the profits of crime in the United States were $2,750,500,000.00; in 1924, $2,650,500,000.00. For 1925 and 1926, while I do not have the figures available, the profits were noticeably higher than in the preceding years. These profits do not include traffic in intoxicants nor dealing in narcotics. They do, however, include blue-sky and kindred operations. The criminal loot for any two of the four years above mentioned is greater than the combined cost of the Revolutionary War, the Mexican War and the great Civil War of 1861-65.

This destructive agency of human happiness registers its toll of misery upon its victims and its practitioners, it undermines the elements of industrial development, busies our legislatures, fills our statutes disturbs the administration of justice and compels the organization of a vast horde of sheriffs and deputies, marshals, police and detectives, constables, public and private watchmen, municipal and private detectives, courts, lawyers, judges, jurors, witnesses, bailiffs, stenographers, typists the maintenance of penitentiaries, reformatories, reform schools and much of our asylum expenses and poor farm costs, county attorney and criminal defenders—making so much expense upon government that it becomes a crushing burden upon the people.

The State of Oklahoma suffered a loss of 993 soldiers killed in the World's War. Since that war in a period of eight years, over 1600 Oklahomans were homicidal victims.

The Government publication entitled, "Our War with Germany," on page 117, shows, exclusive of those that died of disease the grand total of battle casualties of the American Army and the Marines as "killed and died of wounds, 50,-380," "Wounded and Gassed, 205,690."

Since the signing of the Armistice on November 11, 1918, the hand of the assassin in the United States has wiped out more than 90,000 men, women and children, or 40,000 more than the entire battle loss of the World's War. This means intentional homicide, whether the assailant is the victim or is killed in self-defence by his intended victim, as in either case someone was acting with homicidal and perhaps criminal intent.

Out of from 10,000 or 12 000 people living in the United States, one is born to be murdered, while in England there is less than one to every 600,000 who is born to be murdered. The percentage of homicidal victims in the United States as compared with that of England is that our own country assassinates 53 to where the Englishman kills one. Statisticians report that in England, Scotland and Wales the ratio is even worse in ratio to U. S. A. The murder or homicidal victims of Canada register only one to 50 in the United States. To the same number of proportionate inhabitants there are more than 70 victims in the United States to one in New Zealand. In some of our larger cities there are more victims than in the entire population of England, Scotland and Wales. A good comparison is shown in the fact that in 1925 New York City registered 262 murders to 7 occurring in London

Daylight robbery and hi-jacking are many more times prevalent in the United States than in any other nation on the globe. There are practically as many robberies and hold-up cases in Oklahoma as there are in the entire Republic of France with its population of 45,000,000. Murder and robbery is still lower among the countries of Norway, Sweden, Holland and Switzerland, in some cases homicide being reduced to less than one for each million of population, per annum. We regard Italy as a more or less unsafe county in which to live. And while it does not compare with France, England, Scotland Wales, Norway, Sweden, Switzerland or Holland, yet we of the United States assassinate from 6 to 10 times more people in proportion to our inhabitants than do the people of Italy.

In view of the fact that the evidence is overwhelming and the conclusion is irresistible that the United States is the most highly civilized and the noblest nation on the face of the earth, it is with alarm and chagrin that we also discover that it is the most criminal of all the nations of the earth.

As instancing the uncertainty of punishment of crime, in 1919, in the city of New York, there were 224 homicides, 329 persons being arrested in connection therewith. Of course many of those were mistaken arrests and had to be released after police investigation or at the preliminary examination. But in connection with these 224 homicides about 80 persons were actually held for trial, only 26 out of this 80 actually faced trial, 12 entered a plea of "guilty" of manslaughter in the First Degree, largely induced by the weakness of the courts and prosecuting officers in giving them a mild sentence as an inducement to enter a plea of "guilty." Seven more entered a plea of guilty to manslaughter in the second degree. Out of the remainder of seven cases, four were acquitted, two were convicted of manslaughter and but one was

convicted of murder in the first degree. The pity of it all is that the facts abundantly justify the comment of the Chief Justice of the United States Supreme Court quoted hereinbefore.

The conduct of the average criminal trial will reveal to us one of the principal causes of the prevalence of crime in our nation. A man of power and influence hires skilled lawyers and expert tricksters. They set to work to organize public sentiment in his behalf. They prey on the sympathies, parade his family before the public as innocent victims. They start a raid on the courts for time, postpone and delay the trial and defer action until the utmost possible date.

The numerous continuances, appeals and delays are very largely a rich man's privilege and constitute one of the principal means by which rich men of power and influence are able to corrupt public sentiment and defeat justice, in fact these matters contribute one of the greatest elements of uncertainty and defeat of justice in the entire line of crime practice. Retarded activity, delay in procedure, continuances and adjournments are 99 times in a hundred in the interest of the defendant and tend to aid and abet the miscarriage of justice.

The National Crime Commission headed by Honorable Herbert S. Hadley of Missouri makes the statement that 90 per cent of those guilty of committing major crimes in the United States are not apprehended or punished; that approximately 75 per cent of those apprehended and prosecuted for major crimes escape the minimum punishment provided by law. As a conclusion that commission states that archaic, cumbersome and ineffective system of criminal procedure now obtaining in the majority of our states is one of the causes that has largely contributed to this result.

On the other hand, our present statutes surely fail in protecting the poor man charged with a grievous crime, in that there is not sufficient provision for employing counsel in his behalf nor for providing expense money for taking depositions and securing attendance of witnesses.

Many states employ public defenders to defend those who for financial reasons are unable to defend themselves against criminal prosecution. I am not suggesting such action on the part of this Legislature, but I do suggest that in the name of right and justice, our courts of law and officers sworn to uphold the law and protect all citizens may not be longer guilty of being parties to injustice and oppression and unfairness, that this Legislature amend our present laws or enact new ones providing for the setting aside of adequate funds to employ counsel and for expense in taking depositions and securing attendance of witnesses for the poor and indigent and those unable to protect themselves against the superior power wielded by the State in such prosecutions.

As it stands at the present time, if a wealthy man capable of paying counsel is charged with stealing $50,000 to $500,000, his trial or trials and appeals and retrials consume years and thousands of dollars of the people's money in order to bring him to justice whereas if to tide over the necessities of a starving family a poor man steals $50.00 or something of less value, his route to the penitentiary is short and straight, due to his inability to put before a court and jury any defense he may have. A wealthy man may use thousands of dollars in his defense, while a poor man is allowed $25.00 or $50.00 to pay his counsel.

This condition represents a perversion of justice of the worst sort, and testifies against us with burning words of shame.

The law has four objects in punishing crime:

1st. As a matter of recompense or balance in justice, that is to say that the penalty should be linked to the crime and it should be punished because it is wrong, and the punishment is a necessary part of the wrong done, a consequence or effect springing from a vicious cause.

2nd. To restrain and deter the offender.

3rd. To act as an example unto others.

4th. To afford an opportunity for reformation of the offendor, as a result of his punishment placing him upon a better standard of citizenship.

Heretofore the primary concerns of the criminal law have been to carry out the first three provisions, but within the last twenty years there has been a pronounced, a growing tendency to look more to the reformation of the offendor. To me this should be a dominant thought in future administration of the law. It is my steadfast purpose not to yield to that maudlin sentimentality which idealizes the criminal or causes him to look lightly upon the iniquity of his deeds, but at the same time to ever remember that that sovereign is wisest who is sympathetic, benign, and helpful, rather than who merely executes the sharp, incisive edicts of the law. In keeping with such benign and humanitarian policy I propose that our criminal institutions shall be subject to a complete survey, whereby the mental, moral, intellectual and vocational status of the prisoner may be fully known. This study should include heredity and history of the convict, his experience with society and result in the application of a remedy looking toward his reformation. I believe that every ignorant and uneducated prisoner should be given an opportunity to obtain an education, should

be taught something vocationally and industrially valuable to him, and that without the evidence of supercilious superiority great moral lessons of industry, frugality, kindness and humane conduct should be by precept, example, and practice disclosed to him as working models of life. I propose we furnish prisoners an opportunity for improvement that will tend to make them at the time of discharge better rather than worse citizens to mingle again with the people of the State.

There are four keys with respect to law:

1st. The law must be just.

2nd. The law must be speedy in all its processes. Justice delayed is half denied. A lacrity in the cause of right should be the key note of the law.

3rd. There should be approximate certainty of punishment so far as human frailty will permit. Let there be an effective organized system of detection and legal certainty of punishment for crimes. The criminal should pass to the stay of a criminal irrespective of person or of public or private pull or prestige and in total disregard of the size of his purse.

4th. There should be localization of the effect and the administration of the law. The people love or fear, or they disobey or respect the law. Only as it is known to and understood by them and as they know and understand its processes and its administrations, they must learn to know their own responsibility for its effective administration. They must learn to participate in its activities.

I have the following remedies to suggest as to our criminal procedure, upon which I ask you to enact statutes:

1st. Preliminary examinations should immediately follow the arrest of the accused. The testimony of every witness at the preliminary should be carefully taken in writing.

2nd. Within three days thereafter the case should be docketed in the trial court with the provision that all arraignments and intermediate pleas should be disposed of and the case stand at issue and for trial on the tenth day following the docketing, except that for extraordinary reasons, the date of trial may be extended, within the discretion of the trial judge.

3rd. No delay should occur in the hearing of motions to set aside indictments or quash informations or to present demurrers, except that a period of twenty-four hours should be allowed in which to prepare and file the same.

4th. Remove technicalities from indictments. Let the return of the indictment merely operate in like manner as a return of an examining magistrate's certificate and record of preliminary proceeding as a certification that a crime has been committed or has probably been committed and the true bill be merely such certificate. Let the pleading presenting the accused for trial, be a written pleading of the County Attorney and not the written pleading of the grand jurors. Let the same be open to change, modification or amendment without any obligation to delay the trial, to start over, or to retax costs, but let it be done pre-emptory by the court or by the County Attorney, on his order or direction, and if necessary to completely re-write the same, let it still be done without more than the necessary delay in order to make such re-writing and make provision that when more specific information is allowed that the specifications in the nature of a bill of particulars or list of items may be filed in the case or attached to the information. The discovery of an error in the indictment should merely be ground for immediate correction and not for throw-

ing the case out of court, dismissal, continuance or the starting of new trial or the postponement until the next term.

5th. The trial court's discretion to postpone the hearing of preliminary motions or demurrers should be limited to that sound judicial discretion for the purpose alone of avoiding unjust hardship upon the accused or the state.

6th. Many counties levy but a limited fund for court purposes. The people have a right to have their civil business promptly disposed of. As now conducted, in many counties the trial of criminal cases absorbs too large a part of the jury and court funds, to the end that civil business is unduly delayed. It would be advisable to see that the expenses of criminal litigation be apportioned, one-third against the county where the crime is committed and two-thirds should be a state charge. Each county should levy a sum equal to its portion and in the event of failure so to do the State should have the right and be compelled to advance the same and charge such portion to the salary or general fund of such county. One of the chief causes of delay in criminal cases is the fact that in many cases the court fund is inadequate or completely exhausted, and this oftentimes results in a waiting period of many weeks or months during which the witnesses are scattered, memory of witnesses who may be present becomes dulled and results uncertain.

7th. Provision should be made whereby District Judges, not engaged in business in their own district, not only may but shall be called into the service of districts wherein business is overcrowded or wherein any criminal case has been delayed in being brought to trial.

8th. While the Criminal Court of Appeals has done a colossal amount of work, yet it is greatly behind with the docket and numerous appeals have caused that court to work

many months behind with its docket and in the event of reversal the result is in all probability a year's delay and a second trial is apt to come after witnesses have scattered and perhaps after the change of a county attorney and sheriff of the county where the crime was committed. This very element of delay is not only a handicap to the state but a powerful assistance to the guilty criminal and in most instances actually results in a total escape from a justly merited punishment.

9th. At every change of County Attorneys and Sheriffs, many criminal prosecutions are actually abandoned or perverted. Provision should be made whereby the County Attorney whose term is about to expire shall compile a full and correct detailed written statement of every case in his hands, sufficient to enlighten his successor as to the status thereof, the names of witnesses, the points of fact known to them and the reasons why the case has been so long continued and his recommendations and reasons for either continued prosecution or dismissal. A duplicate of such statement should be filed with the Attorney General of the State and in the event of a recommendation for dismissal, the same should not be dismissed except upon the approval of the Attorney General, the succeeding County Attorney and of the court. These safeguards will prevent the abandonment and failure of numerous and meritorious prosecutions. The better to insure faithful performance of this requirement, the last three months pay of such outgoing officer should be suspended until the above provision shall have been fully performed and in the event of failure so to do. within sixty days after the expiration of term, such suspended pay should be thereby waived and forfeited to the county.

10th. Give to the state the same right to secure the disqualification of a trial judge as is accorded unto the defendant. Let the reasons or challenge for cause remain, but reduce the number of pre-emptory challenges.

11th. Let defendants charged with conspiracy, or any other crime conjointly committed, for which they are jointly indicted, be tried together and without a severance, notwithstanding the nature of their defense may materially differ.

12th. Make the defendant a competent witness in his own behalf and if he fails to testify, permit his failure to testify to be commented on by the court, by the jury and by the attorneys in the cause and allow each to draw any reasonable conclusion from such refusal or failure to testify.

13th. Provide for the privilege of taking and using depositions, both for the defense and prosecution.

14th. Increase the power of the trial judge whereby he may become an agency of justice rather than a mere referee to a contest. The trial judge should be authorized to analyze and comment upon the testimony in such method as shall be free from vindictiveness, malice and ill-will, but in the way of illustration, argument, interpretation, explanation, clarification and enlightenment, yet at the same time leaving the ultimate conclusion and effect of the evidence and the weight and credibility of the testimony of the witnesses to actually be decided by the jury. In other words, restore to the trial judge the power possessed by the judge at common law and the powers now in vogue in the Federal Courts.

15th. Enact into law the definition of reasonable doubt given by the Supreme Court of the United States. This definition is clear, brief and cogent. If this definition were made the law upon reasonable doubt in Oklahoma, it would do away with the many, varied and voluminous instructions now given in different cases upon reasonable doubt, and would clarify that one proposition in the minds of the bar of the State of Oklahoma.

16th. Reduce the time limit within which to appeal and provide that the brief on appeal shall be filed with the appeal and answering brief filed within twenty days after the appeal is filed, or the filing thereof waived at the end of such time.

17th. Restrict the use of appeal bonds in those cases in which the authority granting the appeal or the Appellate Court shall, upon examination of the record, certify that reasonable grounds or probable cause exists as to why such appeal should be allowed and in the absence of such certificate, the defendant should remain in custody.

18th. Provide for effective legislation against the professional bondsmen and the straw bond.

19th. Provide that upon the giving of bond the same shall only be accepted upon the listing thereon of sufficient property and the due proof of its value, and that the same shall constitute a lien upon all real and personal property so listed, with a clause in such bond transferring the same to the state without the necessity of foreclosure in court or other proceedings in the event of the failure of such defendant to appear and answer to the charges against him, and with the provision that the forfeiture of such bond in open court shall in itself work all the purposes of forfeiting and transferring such property to the county.

20th. Embody in said bond a covenant and also provide in the verification or the sworn justification thereof a covenant and statement to the effect that neither the bondsman nor any person in his behalf has been paid any money or other property of value whatsoever for becoming surety on such bond, or if any money or other property has been paid to said surety, to require the disclosure of the amount thereof and by whom paid and also requiring such surety to schedule a list of ap-

pearance and other criminal bonds upon which such surety is bondsman and also to require such bondsman to appraise and fully describe all property relied upon to qualify as such surety.

21st. Many criminals are acquitted by means of perjury and in some cases, while actual perjury is not resorted to, there is none the less much false swearing. More drastic steps should be taken to prevent the use of perjury. In every case where it is so committed, there should be a rigid requirement of the judge and attorneys in the case, to direct the attention of the county attorney thereto and to require an investigation and where justifiable, a prosecution therefor.

22nd. The state should in addition to the perjury statute, enact in substance the Texas statute on the subject of false swearing.

23rd. I recommend that in all cases of crime of whatsoever nature, where the perpetrator is armed with a gun or other deadly weapon which may be useful for the purpose of assisting in the perpetration thereof, or for the purpose of aiding in or effecting an escape that the county attorney or other officer charging the person therewith, shall state the fact of the use or possession of such deadly weapon in the information or indictment, and if adjudge guilty thereof, shall carry with it the presumption of the willingness of such person to take life to execute his purpose and that the penalty for each offense so committed shall be increased by a term of not less than five nor more than ten years, additional to that prescribed for the commission of such offense; and that this added penalty be also applicable to the manufacturing or brewing intoxicating liquors.

24th. I recommend that the system of registering pistols, revolvers and other fire arms carried or being concealed

on or about the person, be established and that any person who carries on or about his person, on in or about any vehicle or means of conveyance any weapon unregistered by him, within this State, shall be subject to imprisonment in the county jail of not less than six months, nor more than one year

25th. I recommend in substance the adoption of the New York statute, called the Baume Law, prescribing that upon conviction of a second, third or fourth offense, there shall be assessed a punishment increasingly greater with each offense committed. This law known as the "Habitual Offender Act" has proven to be highly effectual as a deterrent of crime in the State of New York.

26th. I further recommend that in every case where a man is serving a life term in the penitentiary or any other state prison, or in charge of the sheriff or other officer or while waiting in the county jail pursuant to conviction, shall, by the use of any deadly or dangerous weapon or by means of sawing, cutting or breaking escape or attempt to escape, that such convict shall be charged with the offense of escaping or attempting to escape by means of such force or the use of such deadly or dangeous weapon and be charged as a life term prisoner, civilly dead, and if found guilty of such attempt so to escape, or of escaping by virtue of a verdict of the jury or a judgment of the court, that he as such life prisoner, was so escaping or attempting to escape, shall suffer death as a penalty for such conviction. In this connection, I recommend that you consider the question of making such penalty extend to a life term prisoner who escapes by virtue of trick, artifice, stealth deception or other device or by any other means or manner whatsoever.

27th. The prosecution of many crimes fail by reason of the fact that witnesses who have assisted therein or been as-

sociated therewith or who have knowledge thereof are frequently beyond the state lines and cannot be obtained as witnesses. The most frequent instances of this kind are sales agents who sell bridge and road supplies, school and office supplies and equipment, bribe city, town, county or school officers. And I recommend that a statute be enacted requiring any person or company selling or furnishing supplies, equipment, merchandise or any other thing of value to the State or any municipality or subdivision thereof for a consideration of $200.00 or more, to enter into a written contract or agreement to produce as a witness every officer, agent or employe who has knowledge of any such transaction and also to produce every book, paper or file and all other evidence in its possession or under its control for and on behalf of the contracting party or the State in any civil or criminal action or inquiry arising out of such transaction. Such statute should also require every such officer or agent or solicitor to enter into a personal obligation and covenant to appear as a witness and to produce all paper and documents under his possession. Every such contract should contain a forfeiture clause to be supported by bond obligating the full and faithful performance thereof.

28th. The statute should provide for forfeiting all moneys and accounts due such party on failure to carry out the terms above specified and that such company be forever barred from sale, delivery or furnishing of any such supplies or services or other valuable thing to or within the State of Oklahoma.

29th. I further recommend that the State of Oklahoma, by proper resolution of this Legislature memoralize Congress to amend the Federal Constitution and provide by appropriate legislation for bringing the authority and powers of the Federal Government to the aid of the several states in the production of witnesses, documents, books and papers before the state

courts, commissions and tribunals, wherein and by which, at the instance of such court, tribunal or commission or at the instance of the Governor or the Attorney General of any State, the United States Government, will, on the approval and endorsement of the United States Attorney, take charge of the bringing of such witness and documents before such court tribunal or commission where they may be necessary or needful at the trial of anyone charged with the crime of bribery of any public officer in respect to any official duty, or for any other official fraud or corruption, and for such other felonies as may be enumerated in such Federal Statute.

30th. A provision should be embodied in our Statutes creating the criminal offense of a breach of covenant to attend court as a witness in any case wherein any person has covenanted so to do, with ample provisions for extraditing such witness and, providing for service of notice of such covenant by registered mail and that the service of such notice, or any actual notice coming to such witness, together with proof of his covenant to appear or attend, should be sufficient to make a prima facie case of violating such statute.

31st. I further recommend that the Statute of Limitation be so amended that the same shall not commence to run as against any public officer for official misconduct until the expiration of the term or terms of office of such person and that where any two terms succeed one another, it shall be immaterial that the terms shall be for different offices, but that the statute of limitation shall not commence to run for any offense committed in either term of office until the expiration of all the terms thereof and that the limitation for all offenses or public offenses involving bribery or other official corruption in respect to the duties of office of such persons shall be three years from such expiration.

32nd. I further recommend that you examine the bad check laws of various states in the Union and enact for this state a bullet proof bad check law, and bring to aid thereof all the presumptions of bad faith possible when such check shall have been passed to or received by an innocent purchaser.

33rd. Since machine gun killing and robberies are becoming more or less prevalent in the cities. I recommend that laws be enacted making the possession of such gun a felony except in the specific cases authorized by law, such as Military companies and possibly excepting police officer and other officers of the law.

34th. I recommend you enact a law providing that any person who shall, knowing that his superior or any associate or employe, clerk, agent or deputy or assistant or any other officer, agent, or employe shall have been guilty of accepting a bribe, selling his influence, or of fraud or corruption in office and shall not have disclosed the same to the county attorney of the county, the attorney general of the State, the judge of the court having jurisdiction thereof, or the Governor of Oklahoma, shall be guilty of a felony and upon being charged or convicted therewith shall be punished by imprisonment in the state penitentiary at not less than four nor more than fifteen years, and be thereafter forever barred from holding any office or place, clerkship, or other authority of the state and of every county, city, subdivision or part of the government of the State of Oklahoma or its municipalities.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

Upon motion of Senator Rexroat, the joint session was dissolved.

*

The Senate re-assembled, in open session, with the President presiding.

Senator Johnson (Caddo) moved that 400 printed copies of Rev. John Brown's message, delivered in joint session on yesterday, be ordered printed.

Senator Pullen as a substitute moved that 500 copies of the message be printed, which motion prevailed.

Senator Pullen moved that, when the Senate adjourns today, it adjourn to meet under the rules on Monday, February 14th, which motion prevailed.

GENERAL ORDER

Consideration of SENATE BILLS NOS. 38, by Stigler; 48, by Johnson (Caddo) and 52, by Boyer and Ferguson, of the Senate, and Brown, of the House, was deferred for this legislative day.

SENATE BILL NO. 55, by Mrs. Looney and Reed, was considered.

Sections 1 to 15, inclusive, were read and adopted, upon motions of Senator Looney.

Upon motion of Senator Looney, Senate Bill No 55 was advanced to engrossment and third reading.

SPECIAL ORDER

SENATE BILL NO. 138, by Joint Committee on Fish and Game having been set for Special Order, was considered further.

Sections 20, 21, 22, 23, 24, and 25 were read and adopted, upon motions of Senator Graham.

Senator Pullen moved that the following Sections, being identical with the present statutes be adopted without being read: Sections 26, 28, 29, 32, 33, 36, 39, 40, 42, 43, 47, 48, 49, 55, 60 62, 63, 80, 81, 82, 83, 84, 85, 90, 96, 97, 98, 102, 103, 106, 114, 115, 116, 118, 119, 120, 121, 122, 123, 124, 125, 126, 135, 136, 137, 138, 139, 140, 143 and 144, which motion prevailed.

Sections 27, 30, 31 and 34 were read and adopted, upon motions of Senator Graham.

Section 35 was read.

Senator Wheatley submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 138, line 13, page 15, by striking after the word, "firearms," the remainder of said line and lines 14, 15, 16, 17, 18 and all of line 1, page 16, up to and including the word, "State"

WHEATLEY.

Section 37 was read and adopted, upon motion of Senator Graham.

Section 38 was read.

Senator Stewart submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Bill. No. 138, by striking all of lines 6, 7, 8 and 9, page 18, up to and including the word, "State." on line 10.

STEWART.

Upon motion of Senator Graham, Section 38 was adopted.

Senator Pullen moved that the Senate adjourn, to meet under the rules on Monday, February 14th, which motion failed of adoption.

Sections 41 and 44 were read and adopted, upon motions of Senator Graham.

Upon motion of Senator Rexroat, further consideration of Senate Bill No. 138 was made a Special Order, for Monday, February 14th, at 2:30 p. m.

The following Messages from the Honorable House were received and read:

To the President of the Senate:

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE JOINT RESOLUTION NO. 12, by Brewer, Foster, Nash, Paul, Kight, Bell Davis of Carter, Ebey and Snoddy, entitled:

A Resolution authorizing the Governor of the State of Oklahoma to receive the return of such other funds remaining to the credit of the National Guard Unit in the possession of the Secretary of War of the United States as have not been re-constituted and

to distribute same for the benefit of the National Guard of the State, and declaring an emergency,

and to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate:

Sir:

I am directed by the House of Representatives to transmit herewith

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 4, by Soldiers' Relief Committee, entitled:

A Resolution memoralizing Congress to pass a law permitting adjusted compensation certificates to be pledged as security for loans by Federal Banks, the Veterans' Bureau of the United States Treasury, and United States Postoffices,

and to inform you, and through you, the members of the Honorable Senate, that the same has been adopted by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Concurrent Resolution No. 4 was referred for enrollment.

HOUSE BILLS ON FIRST READING

The following Resolution was received from the Honorable House and read for the first time:

HOUSE JOINT RESOLUTION NO. 12, by Brewer, Foster, Nash, Paul, Kight, Bell, Davis of Carter, Ebey and Snoddy, entitled.—A Resolution authorizing the Governor of the State of Oklahoma to receive the return of such other funds remaining to the credit of the National Guard Unit in the possession of the Secretay of War of the United States as have not been re-constituted and to distribute same for the benefit of the National Guard of the State, and declaring an emergency.

Upon motion of Senator Rexroat, the Senate adjourned to meet under the rules on Monday, February 14th.

THIRTY-FIFTH LEGISLATIVE DAY

Saturday, February 12th, 1927

NO SESSION

THIRTY-SIXTH LEGISLATIVE DAY

Monday, February 14, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 40.

Excused: Culp, Gulager, Powers, Williamson. Total 4.

The President announced a quorum present.

Prayer was offered by Rev. Lincoln McConnell, of the First Baptist Church, this city.

COMMITTEE REPORTS

The following Committee Reports were submitted and the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred HOUSE CONCURRENT RESOLUTION NO. 6, by Kight and Beck of the House, and Waldrep and Clark of the Senate, entitled:

A Resolution construing Section 21, Article 5, of the Constitution of the State of Oklahoma,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STIGLER, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred HOUSE BILL NO. 134, by Johnson of Pushmataha, entitled

An Act limiting the powers of the County Commissioners in counties having a population of not less than seventeen thousand five hundred ten (17,510), and not more than seventeen thousand five hundred twenty (17,520), according to the last Federal decennial census, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

WHEATLEY, Chairman.

Upon motion of Senator Wheatley, the adverse report of the Committee was adopted.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred HOUSE BILL NO. 154, by Briggs and Reece, entitled:

An Act amending Section 8050, of Article 2, Chapter 70, Compiled Oklahoma Statutes, 1921, relating to proceedings in the adoption of children,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

STIGLER, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE JOINT RESOLUTION NO. 8, by Williamson, entitled:

A Joint Resolution appropriating fifteen thousand ($15.-000.00) dollars for the purpose of paying Oklahoma's share of the expenses in making a re-survey of the boundary between the State of Texas and the State of Oklahoma, constituting the eastern boundary of the Panhandle of Texas and the main western boundary of Oklahoma, in accordance with a decision of the Supreme Court of the United States in Cause No. 6 Original, wherein the State of Oklahoma was complainant, the State of Texas, defendant, and the United States of America, intervenor,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 5, by Stigler, entitled:

An Act making an emergency appropriation with which to match Federal funds for the vocational rehabilitation of persons injured in industry or otherwise according to the terms and provisions of an act of the Sixty-Eighth Congress of the United States, H. R. 5478, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Roads and Highways to whom was referred SENATE BILL NO. 24, by Wheatley, entitled:

An Act amending Section 5, Chapter 30, Session Laws of Oklahoma, 1916, Page 76, Section 10202, C. O. S. 1921, relating to the County Highway Fund and authorizing the expenditure thereof by the order of the Board of County Commissioners of the various counties of the State, without the supervision of the State Highway Commission, on County Highways as defined by Division C, Section Eight (8), Chapter 48, Session Laws 1923-1924, or on State Highways within their respective counties in conjunction with the State Highway Commission as provided by Division B, Section 8, Chapter 48, Session Laws 1924,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STEWART, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 28, by Gray, entitled:

> An Act making an emergency appropriation for the fiscal year ending June 30th, 1927, for the Department of Agriculture of the State of Oklahoma, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Senate Bill No. 28 was ordered not printed, again.

Mr. President: We your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 57, by Stewart, entitled:

> An Act providing for the selection of one or more alternate jurors in felony cases to serve as jurors in cases of inability of a regular juror, and how the alternate jurors may be chosen, their rights and duties and declaring an emergency, and repealing all acts, laws and parts of acts and laws in conflict herewith,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

STIGLER, Chairman.

Upon motion of Senator Stigler, the adverse report of the Committee was adopted.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 116, by Powers, et al, entitled:

An Act making appropriation for the Eastern Oklahoma Hospital at Vinita, Oklahoma, for payment of salaries, support and maintenance for the remainder of fiscal year ending June 30, 1927, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 115, by Powers, et al, entitled:

An Act making appropriation for the purpose of purchasing equipment for the Administration Building of the Western Oklahoma Hospital located at Supply, Oklahoma, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 135, by Anglin, entitled:

An Act making appropriation to pay claims against deficiency certificates, numbers 8 to 12, inclusive, for

fiscal year ending June 30, 1925; numbers 3 to 27, inclusive, for fiscal year ending June 30, 1926, and numbers 1 to 9, inclusive, for fiscal year ending June 30, 1927, as approved and certified to by the Governor under authority of Chapter 231, of the Session Laws of Oklahoma, 1915, as amended by Chapter 229 of the Session Laws of Oklahoma, 1919, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 137, by Anglin, entitled:

An Act making supplementary appropriation for the Criminal Court of Appeals for the fiscal year, ending June 30th, 1927, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 142, by Committee on Appropriations, entitled:

An Act making appropriation to reimburse E. G. Spilman, Librarian of the State Library, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 145, by Rexroat, et al, entitled:

> An Act making an appropriation for the expenses incurred in making the change of administration and in furnishing troops for escort and as extra police protection for the people of the state attending the inaugural ceremonies on January 10th, 1927; providing the method of filing and auditing said claims,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 150, by Andrews, entitled:

> An Act relating to guardian and ward; prescribing the qualifications of the guardian; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STIGLER, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 174, by Austin, Andrews, Otjen, and Williamson, entitled:

> An Act providing for the renewal of a charter and extending the time of its existence of any corporation chartered under the Laws of this State, fixing the fees and procedure therefor, repealing all Laws and parts of Laws in conflict therewith, amending Section 5290, Compiled Oklahoma Statutes Annotated, 1921, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

AUSTIN, Chairman.

Senator Boyer submitted the following Committee report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 55 correctly engrossed.

BOYER, Chairman.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 184, by Loofbourrow of the Senate and Sewell and Baggerly of the House.—An Act relating to Judicial Districts 19 and 20; fixing terms of court thereof; transferring Ellis County into District No. 20 and transferring Grant and Alfalfa Counties into District No. 19; creating Dis-

trict No. 31; providing for the appointment and election of the judge thereof; making an appropriation therefor; repealing all acts and parts of acts in conflict therewith, and declaring an emergency.

SENATE BILL NO. 185, by Peck of the Senate and Pomeroy of the House.—An Act relating to the distribution of certain funds derived in counties having a population of not less than 33,400 and not more than 33,500 as shown by the last Federal decennial census and declaring an emergency.

SENATE BILL NO. 186, by Rice.—An Act authorizing county fair associations in all counties in this state having a population of not less than 22,150 or not more than 22,400 according to the 1920 or any succeeding Federal census, to purchase fair grounds or buildings belonging to cities or towns, etc.

SENATE BILL NO. 187 by Ferguson and Clark of the Senate and Chappell, Webber, Fry, Bell and Beck of the House. —An Act defining the 12th and 21st Judicial Districts of Oklahoma and assigning judges thereto, creating a new district out of Pawnee and Noble counties to be known as Judicial District Number 29 and assigning a judge thereto, fixing the terms of court therein and declaring an emergency.

SENATE JOINT RESOLUTION NO. 17, by Stigler. —A Resolution authorizing the submission for a proposed amendment to the Constitution of the State of Oklahoma to the people for their approval or rejection, said proposed amendment being an amendment to Section 19, Article 6, of the Constitution of the State of Oklahoma.

SENATE JOINT RESOLUTION NO. 18, by Stigler. —A Resolution authorizing the submission of a proposed

amendment to the Constitution of the State of Oklahoma to the people for their approval or rejection, said proposed amendment being an amendment to Section 20, of Article 6, of the Constitution of the State of Oklahoma.

SENATE JOINT RESOLUTION NO. 19, by Stigler. —A Resolution authorizing the submission of a proposed amendment to the Constitution to the people for their approval or rejection said proposed amendment being an amendment to Section 23 of Article 6, of the Constitution of the State of Oklahoma.

SENATE JOINT RESOLUTION NO. 20, by Stigler. —A Resolution authorizing the submission of a proposed amendment to the Constitution to the people for their approval or rejection, said proposed amendment being an amendment to Section 27, of Article 6, of the Constitution of the State of Oklahoma.

SENATE CONCURRENT RESOLUTION NO. 7, by Harper.—Memoralizing Congress to not enact any legislation granting consent to the city of Fort Smith, Sebastian County, Arkansas, and the Fort Smith Waterworks District of said city to construct, maintain, and operate a dam across the Poteau River.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 180, by Johnson of Caddo of the Senate and Manning of the House.—To Committee on Roads and Highways.

SENATE BILL NO. 181, by Nesbitt.—To Committee on State and County Affairs.

SENATE BILL NO. 182, by Otjen, Austin and Rexroat. —To Committee on State and County Affairs.

SENATE BILL NO. 183, by Williamson and Stigler.— To Commitee on Judiciary No. 1.

HOUSE JOINT RESOLUTION NO. 12, by Brewer, Foster, Nash, Paul, Kight, Bell, Davis of Carter, Ebey and Snoddy.—To Committee on Military Affairs.

Upon motion of Senator Stigler, SENATE BILL NO. 16, by Johnson (Caddo), and Goodall of the Senate, and Lohman, of the House, was withdrawn from Judiciary Committee No. 1, and referred to the Committee on Code Revision.

Senator Fidler presiding.

THIRD READING

SENATE BILL NO. 55 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Fidler, Goodall, Loofbourrow, Marshall, Reed, Rexroat, Rice, Stigler, Storms, Thomas, VanDall, Waldrep. Total 15.

Nays: Austin, Clark, Darnell, Ferguson, George, Graham, Gray, Kimerer, Looney, McCurley, Nesbitt, Otjen, Pullen, Shearer, Shepherd, Simmons, Smith, Stewart, Wheatley. Total 19.

Not Voting: Harper, Hill, Johnson (Caddo), Johnson (Creek), Peck, Terwilleger. Total 6.

Excused: Culp, Gulager, Powers, Williamson Total 4.

The bill having failed to receive the constitutional majority of the votes of all members elected to and constituting the Senate was declared failed of passage.

Senator Looney served notice on the Senate that she would, on the next legislative day, move to reconsider the vote by which Senate Bill No. 55 failed of passage.

The following Messages from the Governor were received and read:

February 10th 1927.

To the Honorable Senate
and the Honorable House of Representatives,
of the Eleventh Legislature,

BUILDING.

Gentlemen:—

Permit me to call your attention to important litigation which is now pending in the Supreme Court of the United States, in which controversy the western boundary line of the State of Oklahoma was involved. In that litigation the State of Oklahoma may lose a width of three thousand feet across the western line to the State of Texas, and in that connection I want to call your attention to the fact that Hon. S. P. Freeling, a former Attorney General of this State, has rendered valuable service for which he has received no compensation.

Let me make this further suggestion that you permit him to come before the Appropriation Committee and present his claim for compensation, with this further suggestion that he be paid a fair and reasonable compensation for his services rendered in this matter.

Respectfully submitted,

HENRY S. JOHNSTON,
Governor.

February 10th, 1927.

To the Honorable Senate
and the Honorable House of Representatives,
of the Eleventh Legislature,

BUILDING.

Gentlemen:—

You are advised that I have this day signed and transmitted to the Secretary of State the following: ENROLLED HOUSE BILL NO. 201, entitled:

An Act changing the name of the School of Mines and Metallurgy, located at Wilburton, Oklahoma, repealing Section 1084, Compiled Oklahoma Statutes, 1921, and amending Sections 10850, 10851, 10852, 10853, and 10854 and repealing all Acts in conflict therewith.

Respectfully submitted,

HENRY S. JOHNSTON,
Governor.

Upon motion of Senator Rexroat, the Secretary of the Senate was instructed to purchase and distribute, to each Senator, $10.00 worth of Stamps.

SPECIAL ORDER

SENATE BILL NO. 138, by the Joint Committee on Fish and Game was taken up for further consideration.

Consideration of Section 35 having been deferred, on the last legislative day, was considered.

Senator Wheatley submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 138, line 10, page 15, by striking after the word "state" in line 10 all the remainder of line 10, lines 11, 12, 13, 14 15, 16, 17, 18 on page 15 and all of page 16, line 1 and all of line 2 on page 17 up to and including the words "made without warrants" and inserting the following: "That such officer shall have power under and in pursuance of a valid search warrant to search any cold storage plant, refrigerating room or rooms, warehouses, taverns, boarding houses, restaurants, club houses, outhouses, depots, hotels and all other places or buildings including private dwelling houses, wherein game or game fish may be kept or sold and examine all packages and boxes held either for storage or shipment which he has reason to believe contain evidence of violation of the fish and game laws of this state, and shall have the further power without authority of search warrant to search any person and examine any boat, automobile, conveyance, vehicle, game bag, game coat or other receptacle for game or game fish or loaded firearms of any person who shall be the holder of or to whom shall have been issued a current hunting or fishing license for the year in which such search may be made, for the protection of wild animals, game birds, non-game birds, game fish or fur-bearing animals, and if upon diligent search or inquiry, or both, he can discover evidence sufficient in his judgment to secure a conviction or if said officer shall have cause to believe he has sufficient evidence

thereon to justify same he shall at once institute proceedings against alleged offenders, and any hindrance or interference to such search may be shown in evidence upon a trial for violation of the law by the party or parties who hindered or interfered or attempted to hinder or interfere in such search or examination. Such officers may at any or all times seize and take possession of any and all wild game animals game birds, non-game birds, game fish or fur-bearing animals which have been caught, taken or killed or had in possession or under control or shipped, or any guns, boats, dogs, fishing or other apparatus used for the purpose of hunting or fishing illegally at any time or in any manner or for any purpose contrary to any of the fish and game laws of this state. Such seizure may be made without warrant except as hereinbefore specifically provided."

WHEATLEY.

Senator Anglin, as a substitute, submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 138, page 14, by striking Section 35.

ANGLIN.

Upon roll call, as follows, the amendment was adopted:

Ayes: Andrews, Anglin, Fidler, George, Harper, Loofbourrow, Looney, Marshall, Otjen, Peck, Reed, Rexroat, Shearer, Smith, Stewart, Stigler, VanDall. Total 17.

Nays: Austin, Clark, Darnell, Ferguson, Goodall, Graham, Johnson (Caddo), Kimerer, McCurley, Nesbitt, Pullen, Rice, Shepherd, Storms, Wheatley. Total 15.

Not Voting: Boyer, Gray, Hill, Johnson (Creek), Simmons, Terwilleger, Thomas, Waldrep. Total 8.

Excused. Culp, Gulager, Powers, Williamson. Total 4.

Senator Anglin moved that the vote by which Sections 36, 37, 38, 39 and 40 were adopted be reconsidered, which motion failed of adoption.

Section 45 was read.

Senator Smith submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, line 14, page 23, by striking after the word, "misdemeanor," the words, "and upon," and all of lines 15, 16 and 17, up to the word, "If" line 17.

SMITH.

Senator Andrews submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 138, line 17, page 23, by striking after the word, "offense," all further portions of such section.

ANDREWS.

Senator Andrews submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, line 1, page 24, by striking after the word, "it," the words, "shall be prima facie," and inserting the words, "may be used as"

ANDREWS.

Upon motion of Senator Graham, Section 45, as amended, was adopted.

Section 46 was read.

Senator Smith submitted the following amendment, which was tabled upon motion of Senator Johnson (Creek):

Mr. President: I move to amend Senate Bill No. 138, line 10, page 24, by striking after the word, "misdemeanor," the remainder of said line 10 and lines 11, 12 and 13.

SMITH.

Upon motion of Senator Graham, Section 46 was adopted.

Section 50 was read.

Senator Smith submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 138, line 8, page 26, by inserting after the word, "fur-bearing," and before the word, "license," the word, "animal"

SMITH.

Senator Anglin, as a substitute, submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, page 25, by striking Section 50.

ANGLIN.

Section 51 was read.

Senator Andrews submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138 line 14, page 26, by striking the words, "open to inspection"

ANDREWS

Upon motion of Senator Graham, Section 51 as amended, was adopted.

Section 52 was read.

Senator Andrews submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, pages 26 and 27, by striking Section 52.

ANDREWS.

Section 53 was read and adopted, upon motion of Senator Graham.

Section 54 was read.

Senator Nesbitt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, line 12, page 28, by inserting after the word, "book," and before the word, "the," the following: "each license shall be printed in duplicate, with the stub fastened in a book"

NESBITT.

Upon motion of Senator Graham, Section 54, as amended, was adopted.

Senator Austin moved that the vote by which Section 40 was adopted be reconsidered, for the purpose of submitting an amendment, which motion prevailed.

Senator Austin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, line 14, page 19, by striking after the words, "or fish," up to and including the words, "such cases," line 7, page 20, and inserting the following, "and shall not be required to give security for costs. Said Warden or his deputies may appear as witnesses in behalf of the State in any court of competent jurisdiction in any prosecution for a violation of any law for the protection of game, game birds, game animals, fur-bearing animals or fish, and may prosecute the same under the direction of the County Attorney of the County."

AUSTIN.

Senator Andrews submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, line 14, page 20, by striking after the word, "taxed," all the remaining portions of the section.

ANDREWS.

Upon motion of Senator Austin, Section 40, as amended, was adopted.

Upon motion of Senator Anglin, further consideration of Senate Bill No. 138 was deferred for this legislative day.

The President presiding.

The following Messages from the Honorable House were received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith

ENGROSSED SENATE BILL NO. 3, by Loofbourrow, Austin and Marshall, entitled:

An Act creating additional positions in the office of the Commissioners of the Land Office, fixing the terms of such positions, fixing the salaries therefor, making an emergency appropriation for salaries to June 30th, 1927, and declaring an emergency,

and to inform you, and through you, the members of the Honorable Senate, that the same has been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,
Chief Clerk.

Engrossed Senate Bill No. 3 was referred for enrollment.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE JOINT RESOLUTION NO. 9, by Reece and McLaury of the House and Johnson of Creek of the Senate, entitled:

A Resolution giving assent of the State of Oklahoma to the terms of an Act known as the Purnell Act (Public No. 458—68th Congress, H. R. 157) passed by the Congress of the United States to authorize the more complete endowment of agricultural experiment stations and for other purposes, approved February 24, 1925, in accordance with the terms of said act, and making provisions as required by said act.

and to inform you, and through you, the members of the Honorable Senate, that the same has been adopted by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 149, by Kight, entitled:

An Act creating the position of stenographer in the office of the Referee for the Supreme Court, fixing the salary therefor, providing for payment of such salary, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 169, by Singletary, Leecraft, Graham, Windle, Billups, Chappell, Laskey, Davis, Campbell and Reeves of the House, and Fidler and Hill of the Senate, entitled:

An Act repealing Sections 8824, 8825, 8826, 8831 and 8832, Compiled Oklahoma Statutes, 1921, and repealing Chapter 103, Oklahoma Session Laws, 1923; defining and regulating the practice of optometry; prescribing certain acts and omissions as a misdemeanor and fixing the penalty therefor; creating a board of examiners in optometry and prescribing their powers, duties, disposition of fees collected, remuneration and payment for expenses; repealing all acts or parts of acts in conflict therewith, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 231, by Skinner, entitled:

An Act amending Section 3, Chapter 87, Session Laws of Oklahoma, 1919, relating to the salary of deputies in the office of the County Clerk of Ottawa County, Oklahoma, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 244, by Easter of the House and VanDall of the Senate, entitled:

An Act regulating the salaries of the county judge, county attorney, court clerk, county superintendent, county clerk, county treasurer, county assessor and county sheriff; also for the appointment and compensation of deputies, additional deputies, assistants, stenographers, under-sheriff and jailors in the various county offices of county attorney, court clerk, county

clerk, county treasurer, county assessor, county superintendent and county sheriff of Washington County Oklahoma; providing the manner, method and procedure of such appointment; fixing the numbers thereof and the maximum limit of such compensation; repealing all acts and parts of acts in conflict herewith, and declaring an emergency,

and to inform you, and through you, the members of the Honorable Senate, that the same have been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 107, by Davis of Carter and Brown, entitled:

An Act providing for the validating of tax receipts issued by the City State Bank of Wilson, Oklahoma, providing for the recovery of taxes repaid, and for collection of dividends on taxes paid to the City State Bank of Wilson, Oklahoma, and declaring an emergency,

and to inform you, and through you the Honorable Senate that

the same has been read for the fourth time, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bill No. 107 was read for the fourth time, the enrolled copy signed, in open session, by the President and ordered returned to the Honorable House.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith—

ENROLLED HOUSE BILL NO. 145, by Kight, entitled:

An Act repealing Sections 3378, 3379, 3382, 3383 and 3384 of Chapter 13, Article 3, of the Compiled Oklahoma Statutes, 1921 relating to Holding of County Court in Rogers County; providing for transfer of cases now pending in the county court of Chelsea, repealing all conflicting laws, and declaring an emergency.

ENROLLED HOUSE BILL NO. 26, by Dyer and Cochran, entitled:

An Act repealing Chapter 187, Oklahoma Session Laws 1925, relating to Nominating Districts for Members

of the House of Representatives in McCurtain County, Oklahoma, and declaring an emergency.

ENROLLED HOUSE BILL NO. 178, by Nance, entitled:

An Act amending Section 11002, Compiled Oklahoma Statutes 1921, abolishing township government in Cotton County, Oklahoma and providing for transferring the duties heretofore performed by the township boards and officers to the Board of County Commissioners of said county, providing for additional services; repealing all acts or parts of acts in conflict therewith and declaring an emergency.

and to inform you and through you the members of the Honorable Senate that the same has been read for the fourth time and signed by the Speaker of the House in open session

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bills Nos. 26, 145 and 178 were each read for the fourth time, the enrolled copies signed, in open session, by the President and ordered returned to the Honorable House.

Senator Smith presiding.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and En-

rolled bills begs leave to report Senate Concurrent Resolution No. 4 correctly enrolled.

BOYER, Chairman.

The Presiding Officer signed Enrolled Senate Concurrent Resolution No. 4, in open session, and ordered it transmitted to the Honorable House for the signature of the Speaker.

The President presiding.

The President announced there were matters on his desk for the consideration of the Senate, in executive session.

Upon motion of Senator Rexroat, the Senate closed its doors and went into executive session.

The Senate re-assembled in open session, with the President presiding.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE JOINT RESOLUTION NO. 9, by Reece and McLaury of the House and Johnson of Creek of the Senate, entitled.—A Resolution giving assent of the State of Oklahoma to the terms of an Act known as the Purnell Act (Public No. 458—68th Congress. H. R. 157) passed by the Congress of the United States, to authorize the more complete endowment of agricultural experiment stations and for other purposes, approved February 24, 1925, in accordance with the terms of said act, and making provisions as required by said act.

HOUSE BILL NO. 149, by Kight, entitled.—An Act creating the position of stepographer in the office of the Referee for the Supreme Court, fixing the salary therefor, providing for payment of such salary, and declaring an emergency.

HOUSE BILL NO. 169, by Singletary, Leecraft, Graham, Windle Billups, Chappell, Laskey, Davis, Campbell and Reeves of the House, and Fidler and Hill of the Senate, entitled.—An Act repealing Sections 8824, 8825, 8826, 8831, 8832, Compiled Oklahoma Statutes, 1921, and repealing Chapter 103, Oklahoma Session Laws, 1923; defining and regulating the practice of optometry; prescribing certain acts and omissions as a misdemeanor and fixing the penalty therefor; creating a board of examiners in optometry and prescribing their powers, duties, disposition of fees collected, remuneration and payment for expenses; repealing all acts or parts of acts in conflict therewith, and declaring an emergency.

HOUSE BILL NO. 231, by Skinner, entitled.—An Act amending Section 3, Chapter 87, Session Laws of Oklahoma, 1919, relating to the salary of deputies in the office of the County Clerk of Ottawa County, Oklahoma, and declaring an emergency.

HOUSE BILL NO. 244, by Easter of the House and VanDall of the Senate, entitled.—An Act regulating the salaries of the county judge, county attorney court clerk, county superintendent, county clerk, county treasurer, county assessor and county sheriff; also for the appointment and compensation of deputies, additional deputies, assistants, stenographers, under-sheriff and jailors in the various county offices of county attorney, court clerk, county clerk, county treasurer, county assessor, county superintendent and county sheriff of Washington County, Oklahoma; providing the manner method and

procedure of such appointment; fixing the numbers thereof and the maximum limit of such compensation; repealing all acts and parts of acts in conflict herewith, and declaring an emergency.

Upon motion of Senator Rexroat, the Senate adjourned to meet under the rules.

THIRTY-SEVENTH LEGISLATIVE DAY

Tuesday, February 15, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by its President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kinnerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 40.

Excused: Culp, Otjen, Powers Williamson. Total 4.

The President announced a quorum present.

Prayer was offered by the Chaplain.

COMMITTEE REPORTS

The following Committee Reports were submitted and the bills ordered printed and placed upon the calendar:

Mr. President: We, your Committee on Appropriations to whom was referred SENATE JOINT RESOLUTION NO. 16, by VanDall, entitled:

> A Resolution appropriating five thousand ($5,000.00) as an emergency fund for the use of the State Department of Health to be used for such purposes as may be necessary to prevent the spread of smallpox or other contagious diseases,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Penal Institutions, to whom was referred SENATE BILL NO. 100, by Andrews and George, entitled:

> An Act providing aid and support for the dependent relatives of prisoners confined in the State Penitentiary in the State of Oklahoma out of the net earnings of said institution; establishing a board of control to supervise allowance of same; regulating procedure to obtain aid and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GEORGE, Chairman.

Mr. President: We your Committee on Appropriations, to whom was referred SENATE BILL NO. 107, by Anglin, entitled:

AN ACT MAKING GENERAL APPROPRIATION FOR THE BUDGET OF THE LEGISLATIVE, EXECUTIVE AND JUDICIAL DEPARTMENTS OF THE STATE, AND FOR THE PRINCIPAL AND INTEREST ON THE PUBLIC DEBT, FOR THE FISCAL YEARS ENDING JUNE 30TH 1928, AND JUNE 30TH, 1929, BY FUNCTIONS OF EACH DEPARTMENT, IN ACCORDANCE WITH THE BUDGET CLASSIFICATION ADOPTED BY THE GOVERNOR,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

ANGLIN, Chairman.

Mr. President: We, your Committee on Public Printing to whom was referred SENATE BILL NO. 128, by Graham and Storms of the Senate and Nairn and Kight of the House, entitled:

An Act amending Section 9746 of Article 11, Chapter 84, Compiled Oklahoma Statutes, 1921, as amended by Section 6, of Chapter 158, Session Laws of Oklahoma, 1923, relating to delinquent tax sales and repealing all laws and parts of laws in conflict therewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

STORMS, Chairman.

Mr. President: We, your Committee on Municipal Corporations to whom was referred SENATE BILL NO. 149, by Ferguson, entitled:

> An Act relating to the pollution by salt water or by crude oil or bottom settlings thereof, of the water supplies or sources thereof, of incorporated cities or towns: providing civil and criminal penalties for violation thereof, repealing all acts or parts of acts in conflict therewith and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

FERGUSON, Chairman.

Mr. President: We, your Committee on Prohibition and Law Enforcement, to whom was referred SENATE BILL NO. 164, by Thomas, of the Senate and Watson (Kiowa) of the House, entitled:

> An Act making the selling, giving away or otherwise furnishing any intoxicating liquors, preparations, compound, or substitute therefor for beverage purposes which results in death, manslaughter in the second degree, fixing punishment and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

JOHNSON (Caddo), Chairman.

Mr. President: We, your Committee on Banks and Banking to whom was referred SENATE BILL NO. 165 by Simmons of the Senate and Sewell of the House, entitled:

An Act amending Section 4117, Compiled Oklahoma Statutes 1921, relating to capital stock of State Banks, repealing all laws in conflict therewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

SIMMONS, Chairman.

Mr. President: We, your Committee on Prohibition and Law Enforcement, to whom was referred SENATE BILL NO. 166, by Thomas of the Senate, and Watson (Kiowa) of the House, entitled:

An Act amending Section 6996-7, Chapter 52, Article 1, of the Compiled Oklahoma Statutes of 1921, relating to furnishing intoxicating liquors to persons under 21 years of age lunatics and drunkards, repealing all acts and parts of acts in conflict therewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

JOHNSON (Caddo), Chairman.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 3 correctly enrolled.

BOYER, Chairman.

Senate Bill No. 3 was read for the fourth time, the enrolled copy signed, in open session, and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Hill, stating that 32 Court Clerks of the State had failed to comply with Senate Resolution No. 5, by Gulager, moved that the Secretary of the Senate be instructed to further request, by wire, that information thereunder be immediately forwarded, which motion prevailed.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 188, by Fidler, VanDall, Hill, Johnson (Creek) and Peck.—An Act authorizing Boards of County Commissioners of the Counties of the State of Oklahoma to employ auditors and accounts to make county audits, financial reports and accounting statements, and to assist the County Attorney in the defense of tax litigation against the counties and municipal subdivisions thereof; providing compensation therefor, repealing all laws in conflict herewith and declaring an emergency.

SENATE BILL NO. 189, by Fidler.—An Act authorizing and empowering the State Board of Public Affairs to accept land from any person or concern adjacent or contiguous to the capitol grounds; providing the improvement thereof for public purposes and making an appropriation for that purpose, and declaring an emergency.

SENATE BILL NO. 190, by Darnell.—An Act amending and re-enacting Section 9513 of the Compiled Statutes of

Oklahoma, 1921, relating to the duties of the State Librarian and declaring an emergency.

SENATE BILL NO. 191, by Committee on Banks and Banking.—An Act amending Section 4185, C. O. S. 1921, relating to publication, or circulation of false, malicious or unprivileged statements for the purpose of injuring banking institutions operating under the laws of the State of Oklahoma. providing a penalty therefor, and declaring an emergency.

SENATE BILL NO. 192, by Waldrep.—An Act making appropriation for the Department of the State Examiner and Inspector and declaring an emergency.

SENATE BILL NO. 193, by George of the Senate and Lane of the House.—An Act amending Section 8651 C. O. S. 1921, relating to the University Revolving Fund, and repealing certain conflicting statutes.

SENATE BILL NO. 194, by Rexroat.—An Act creating the office of State Pomologist and assistant, authorizing the appointment, fixing salaries of said officers, and making an appropriation for the payment of salaries and other expenses of said officers and declaring an emergency.

SENATE BILL NO. 195, by Boyer.—An Act giving the County Commissioners of Cotton County, Oklahoma authority to waive the penalty prescribed on delinquent ad valorem taxes, and declaring an emergency.

SENATE BILL NO. 196, by Peck. Shearer, Fidler, Johnson (Creek), VanDall, et al.—An Act amending Section 6729, C. O. S. 1921, relating to medical examination for life insurance. and certain acts amending the same, etc.

SENATE BILL NO. 197, by Thomas, Looney and Reed. —An Act providing for the growing of certain varieties or species of cotton in this state; prohibiting the picking, harvesting, ginning, or the possession with intent to plant in this state, etc.

SENATE BILL NO. 198, by George, Fidler and Terwilleger.—An Act amending Sections 1, 2, 3, 4 and 9, Chapter 128 of the 1925 S. L. of Oklahoma said sections being also Sections 3457—1, 2, 3, 5, and 9 of Chapter 14-A of the Supplement C. O. S. Annotated 1926, etc.

SENATE BILL NO. 199, by Peck and Waldrep.—An Act relating to road and bridge work and inspection thereof by County Commissioners, fixing the compensation for such work and declaring an emergency.

SENATE JOINT RESOLUTION NO. 21.—A Resolution authorizing W. C. Geers to change his name to W. C. Rube Geers.

SENATE CONCURRENT RESOLUTION NO. 8, by Rexroat.—A Resolution fixing the date for the final adjournment sine die of the Eleventh Session of the Oklahoma Legislature.

SENATE CONCURRENT RESOLUTION NO. 9, by Fidler of the Senate and Kight of the House.—A Resolution limiting the time within which any bills except those local in their application may be introduced in the Senate or the House of Representatives during the present session.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 184, by Loofbourrow of the Senate and Sewell and Baggerly of the House.—To Committee on Legislative and Judicial Apportionment.

SENATE BILL NO. 185, by Peck of the Senate and Pomeroy of the House.

Upon motion of Senator Peck, the rules of the Senate were suspended and Senate Bill No. 185 was ordered printed and placed upon the calendar, without reference to a Committee.

SENATE BILL NO. 186, by Rice.

Upon motion of Senator Rice, the rules of the Senate were suspended and Senate Bill No. 186 was ordered printed and placed upon the calendar, without reference to a Committee.

SENATE BILL NO. 187, by Ferguson and Clark of the Senate and Chappell, Webber, Fry, Bell, and Beck of the House.—To Committee on Legislative and Judicial Apportionment.

SENATE JOINT RESOLUTION NO. 17, by Stigler. —To Committee on Constitution and Constitutional Amendments.

SENATE JOINT RESOLUTION NO. 18. by Stigler. —To Committee on Constitution and Constitutional Amendments.

SENATE JOINT RESOLUTION NO. 19, by Stigler. —To Committee on Constitution and Constitutional Amendments.

SENATE JOINT RESOLUTION NO. 20, by Stigler. —To Committee on Constitution and Constitutional Amendments.

HOUSE BILL NO. 149, by Kight.—To Committee on Judiciary No. 2.

HOUSE BILL NO. 169, by Singletary, Leecraft, Graham, Windle, Billups, Chappell, Laskey, Davis, Campbell and Reeves of the House, and Fidler and Hill of the Senate.—To Committee on Education.

HOUSE BILL NO. 231, by Skinner.

Upon motion of Senator Marshall, the rules of the Senate were suspended and House Bill No. 231 was ordered printed and placed upon the calendar, without reference to a Committee.

HOUSE BILL NO. 244, by Easter of the House and VanDall of the Senate.

Upon motion of Senator VanDall, the rules of the Senate were suspended and House Bill No. 244 was ordered printed and placed upon the calendar without reference to a Committee.

HOUSE JOINT RESOLUTION NO. 9, by Reece and McLaury of the House and Johnson of Creek of the Senate.—To Committee on Agriculture.

Senator Reed asked unanimous consent of the Senate, which was granted, to have SENATE BILL NO. 175, by Reed, of the Senate, and Carmichael, of the House, withdrawn from the Committee on Public Service Corporations and placed upon the calendar.

THIRD READING

Senator Looney, having served notice that she would, moved that the vote, by which SENATE BILL NO. 55 failed of passage be re-considered.

Senator Smith, as a substitute, moved that Senate Bill No. 55 be re--referred to the Committee on Agriculture, which motion was ruled out of order by the President, who stated it was not a proper substitute motion.

Senator Pullen moved, in lieu of all pending motions, that further consideration of Senate Bill No. 55 be indefinitely postponed.

Senator Loofbourrow moved that the Pullen motion be tabled.

By unanimous consent, Senators Pullen and Loofbourrow withdrew their motions.

The vote recurring on the Looney motion, to reconsider the vote by which Senate Bill No. 55 failed of passage, the same prevailed upon a roll call, as follows:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Gulager, Harper, Johnson (Caddo), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 32.

Nays: Ferguson, Hill, Pullen. Total 3.

Not Voting: Anglin, Graham, Gray, Johnson (Creek), Stigler. Total 5.

Excused: Culp, Otjen, Powers, Williamson. Total 4.

Upon motion of Senator Looney, Senate Bill No. 55 was re-referred to the Commitee on Agriculture.

Senator Johnson (Caddo) sent up the following communication:

"February 15, 1927.

To His Excellency,
Honorable Henry S. Johnston,

BUILDING.

Dear Governor:

For the reason that I shall assume my duties as Congressman from the 6th District, March 4th, next, I hereby tender you my resignation as State Senator from the 17th Senatorial District, same to become effective March 1st, 1927.

Wishing you a successful administration, I am,

Very sincerely,

JED JOHNSON."

GENERAL ORDER

HOUSE BILL NO. 154, by Briggs and Reece, was considered.

Section 1 was read and adopted, upon motion of Senator Waldrep.

Upon motion of Senator Waldrep, House Bill No. 154 was advanced to engrossment and third reading.

HOUSE CONCURRENT RESOLUTION NO. 6, by Kight and Beck, of the House, and Waldrep and Clark, of the Senate was considered and read at length, as follows:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 6—By Kight and Beck of the House, and Waldrep and Clark of the Senate.

A Resolution construing Section 21, Article 5, of the Constitution of the State of Oklahoma.

Be it Resolved by the House of Representatives of the State of Oklahoma, the Senate Concurring Therein:

CONSTITUTION—"Per Diem."

Section 1. That the words "per diem" as used in Section 21, Article 5, of the Constitution of the State of Oklahoma, are hereby construed to mean "calendar days," and the words "after sixty days of such session have elapsed," in the same Section, are construed to mean Legislative days, and that it is the intention of the Constitution of the State of Oklahoma to grant each House of the Legislature sixty (60) actual working days in session at a "per diem" of Six ($6.00) Dollars, for each calendar day necessary to complete sixty (60) legislative, or working days, of such session.

That the legislative day for each House of the Legislature under the said provisions of the constitution is a day during which either House is in session.

That the State Auditor, and all other officers, are hereby directed to observe and execute the above construction of the Constitution in paying the members of the Eleventh Legislature.

Senator Clark asked unanimous consent of the Senate, which was granted, to have his name stricken, as a joint author of House Concurrent Resolution No. 6.

Senator Pullen moved that further consideration of House Concurrent Resolution No. 6 be indefinitely postponed, which motion was tabled upon a motion by Senator Wheatley, the roll call thereon being as follows:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Fidler, George, Goodall Gray, Gulager, Harper, Hill, Johnson (Caddo), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 35.

Nays: Clark, Ferguson, Pullen. Total 3.

Not Voting: Graham, Johnson (Creek). Total 2.

Excused: Culp, Otjen, Powers, Williamson. Total 4.

Upon motion of Senator Waldrep, House Concurrent Resolution No. 6 was adopted, the roll call thereon being as follows:

Ayes: Andrews, Anglin, Boyer, Darnell, Ferguson Fidler, George, Goodall, Gray, Gulager, Harper, Hill, Kimerer; Loofbourrow, Looney, Marshall McCurley, Nesbitt, Peck, Reed, Rexroat, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 32.

Nays: Clark, Pullen, Smith. Total 3.

Not Voting: Austin, Graham, Johnson (Caddo), Johnson (Creek), Rice. Total 5.

Excused: Culp, Otjen, Powers, Williamson. Total 4.

Engrossed House Concurrent Resolution No. 6 was signed by the President, in open session, and ordered returned to the Honorable House.

The President announced there were matters on his desk for the consideration of the Senate, in executive session.

Upon motion of Senator Rexroat, the Senate closed its doors and went into executive session.

*

The Senate re-assembled in open session, with the President presiding, who announced that the Senate had advised and consented to the following executive nomination:

FOR WARDEN OF STATE PENITENTIARY, McALESTER:

Dr. John Q. Newell, of Oklahoma City.

Senator Pullen moved that the rules of the Senate be suspended and HOUSE BILL NO. 154, by Briggs and Reece, be considered engrossed and placed on third reading and final passage, which motion, by unanimous consent, he withdrew.

Senator Rexroat asked unanimous consent, which was granted, to take up for consideration SENATE BILL NO. 72, by Rexroat.

Section 1 was read.

Senator Darnell presiding.

Senator Anglin moved that further consideration of Senate Bill No. 72 be indefinitely postponed, which motion prevailed upon a roll call as follows:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Graham Gulager, Hill, Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Peck, Reed, Rice, Shearer, Shepherd, Smith, Stewart, Storms, Thomas, VanDall. Total 27.

Nays: Goodall, Gray, Harper, Looney, Rexroat. Total 5.

Not Voting: Johnson (Caddo), Johnson (Creek), Pullen, Simmons, Stigler, Terwilleger, Waldrep, Wheatley. Total 8.

Excused: Culp, Otjen, Powers, Williamson. Total 4.

The President presiding.

SPECIAL ORDER

SENATE BILL NO. 138, by Committee on Fish and Game, was considered further.

Section 56 was read.

Senator Fidler submitted the following amendment, which he withdrew, by unanimous consent:

Mr. President: I move to amend Senate Bill No. 138, by striking Section 56.

FIDLER.

Senator Loofbourrow submitted the following amendment, which was tabled upon motion of Senator Hill:

Mr. President: I move to amend Senate Bill No. 138, line 10 page 30, by striking after the word, "license," and before the word, "and," line 11, the words, "and identify himself as the person to whom such license was issued"

LOOFBOURROW.

Senator Gulager submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 138, line 9, page 30, by inserting after the word, "time," and before the word, "require," the following, "when hunting or fishing and in possession of guns, rods, dogs or articles usually used in fishing or hunting"

GULAGER.

By unanimous consent the Gulager amendment was made to read:

Mr. President: I move to amend Senate Bill No. 138, line 9, page 30, by inserting after the word, "time," and before the word, "require," the words, "when hunting or fishing"

GULAGER.

Senator Boyer moved that the Gulager amendment be tabled, which motion failed of adoption.

The vote recurring on the Gulager amendment, the same was adopted.

Upon motion of Senator Graham, Section 56, as amended, was adopted.

Sections 57, 58 and 59 were read and adopted upon motions of Senator Graham.

Upon motion of Senator Andrews, the vote by which Section 60 was adopted, was reconsidered.

Senator Andrews submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, line 5, page 32, by striking the word, "citizen," and inserting the word, "resident"

ANDREWS.

Upon motion of Senator Graham, Section 60, as amended, was adopted.

Sections 61, 64 65, 66 and 67 were read and adopted, upon motions of Senator Graham.

Section 68 was read.

Senator Smith submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 138, line 13, page 36, by striking after the word, "any," and before the word, "person," the word, "male;" and by striking the words, "in any manner," in lines 14 and 15, page 36, and substituting the words, "game animals"

SMITH.

By unanimous consent the Smith amendment, which was adopted, was made to read:

Mr. President: I move to amend Senate Bill No. 138, lines 14 and 15, page 36, by striking the words, "in any manner," and inserting the words, "game animals"

SMITH.

Senator Ferguson submitted the following amendment, which was tabled upon motion of Senator Pullen:

Mr. President: I move to amend Senate Bill No. 138, line 13, page 36, by striking the word, "male"

FERGUSON.

Upon motion of Senator Graham, Section 68, as amended, was adopted.

Sections 69, 70, 71 and 72 were read and adopted, upon motions of Senator Graham.

Senator Harper moved that the vote by which Section 70 was adopted be reconsidered, which motion failed of passage.

Section 73 was read.

Senator Andrews submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, lines 3 and 4, page 38, by striking after the word, "Oklahoma," in line 3, all the remainder of sub-division (a).

ANDREWS.

Senator Andrews submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, lines 5 and 6, page 38, by striking after the word, "Oklahoma," in line 5, all the remainder of sub-division (b).

ANDREWS.

Senator Andrews submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, lines 7 and 8, page 38, by striking after the word, "persons," in line 7, the words, "who have procured their final naturalization papers"

ANDREWS.

Upon motion of Senator Graham, Section 73, as amended, was adopted.

Section 74 was read and adopted upon motion of Senator Graham.

Section 75 was read.

Senator Harper moved that Section 75 be stricken.

By unanimous consent, further consideration of Senate Bill No. 138 was deferred for this legislative day.

The President announced there were matters on his desk for the consideration of the Senate, in executive session.

Upon motion of Senator Storms, the Senate closed its doors and went into executive session.

*

The Senate re-assembled in open session, with its President presiding.

The following Messages from the Honorable House were received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to inform you and through you the Honorable Senate that the House has concurred in Senate amendments to:

ENGROSSED HOUSE BILL NO. 3, by Hill, entitled:

An Act providing for a new cell house and remodeling the women's old ward building at the State Penitentiary, located at McAlester, Oklahoma; making an appropriation therefor, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 177, by Nance, entitled:

An Act authorizing the Board of City Commissioners of the City of Walters, Oklahoma, to remit and refund certain penalties on delinquent paving taxes and assessments; and authorizing the County Treasurer of Cotton County, Oklahoma, to collect said paving taxes, etc.,

and the same have been passed by the House as amended.

Yours very truly,

BERT McDONEL,
Chief Clerk.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 46, by Logan, Brown, Brewer, Lane, Thompson (Garvin), Manning, Gilmer, Daniel, Bell, Dukes, Riddle, Fraley, Watson, et al, entitled:

An Act amending Section 10718, Compiled Oklahoma Statutes, 1921, relating to the Government of the University of Oklahoma; the appointment of a Board of Regents; providing for the tenure of office and removal of same and declaring an emergency;

ENGROSSED HOUSE BILL NO. 195, by Brown and Davis of Carter, entitled:

An Act fixing the salary of the County Attorney, Assistant County Attorney and County Attorney's Stenographer of Carter County, Oklahoma, and Repealing Section two of Chapter 120 of the Session Laws of 1921, and Section three of Chapter 109, etc.;

ENGROSSED HOUSE BILL NO. 90, by Maxwell, Thomas, Owens, Wilson, Webster, Henderson, Johnson (Comanche), Adair and Hines, entitled:

An Act creating a County Market Commission in all counties in the State of Oklahoma having a population of over 105,000, and not more than 112,000, according to the last preceding regular Federal decennial census; authorizing said Commission to ac-

quire by purchase, gift lease, condemnation proceedings or otherwise, market sites or assembling places, authorizing the improvement of said sites by constructing market building or any other necessary structures thereon, etc.;

ENGROSSED HOUSE BILL NO. 253, by Reece and McLaury of the House and Johnson of Creek of the Senate, entitled:

An Act authorizing the County Commissioners of Payne County, Oklahoma, to make a special levy for the purpose of erecting buildings for the Free Fair Association upon real estate owned by the said county or municipal corporation therein under contract or lease for use, etc.,

and to inform you and through you the Honorable Senate that the same have been passed by the House of Representatives and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 166, by Beck of the House and Clark of the Senate, entitled:

An Act relating to the office of County Attorney of Grant County, Oklahoma, repealing all acts or parts of acts in conflict herewith, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 146, by Chappell, entitled:

An Act defining the presumption of death arising from absence and making such presumption conclusive after fifteen consecutive years, unless sufficient proof of life be made;

ENGROSSED HOUSE BILL NO. 199, by Faulk, Nance, Hines, Cochran, Windle, Smith, Daniel, Forehand, Thompson (Pontotoc), Dyer, Watson (Kiowa) and Christian (Tillman), entitled:

An Act fixing the maximum and minimum price for ginning cotton in the State of Oklahoma; providing penalties for violation thereof; amending Section 3, Chapter 191, Oklahoma Session Laws, 1923, repealing all acts or parts of acts in conflict therewith;

ENGROSSED HOUSE BILL NO. 83, by Graham, O'Bryan, Skinner, Lohman, Fraley, Chappell, McCombs, Logan, Leecraft, Jolly, Watson (Creek), et al, entitled:

An Act imposing a tax on money and credits in lieu of existing tax or existing law, providing the rate of taxation on such money or credits and a method of scheduling for taxation such money, certificates of deposit or evidence thereof, and providing for the purposes for which said tax shall be used and declaring an emergency,

and to inform you and through you the Honorable Senate that the same have been passed by the House of Representatives and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,
Chief Clerk.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE JOINT RESOLUTION NO. 14, by Hill, Roe and Watson (Pittsburg) of the House and Andrews of the Senate, entitled:

A Resolution authorizing an extension of time of payment of the first half of the 1926 ad valorem taxes until September 1, 1927 and providing that the last half of the 1926 ad valorem taxes shall not become delinquent until the 15th day of October 1927 in all counties having a population of not less than 52,550 and not more than 52,570 according to the last Federal decennial census, relieving the tax payer of all penalty of such taxes and declaring an emergency,

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 9, by Kight, entitled:

A Resolution asking Congress of the United States to act favorably on a bill, now pending making an appropriation for an Indian Hospital in Claremore, Oklahoma,

and to inform you and through you the Honorable Senate that the same have been adopted by the House of Representatives and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE CONCURRENT RESOLUTION NO. 4, by Soldiers' Relief Committee, entitled:

A Resolution memoralizing Congress to pass a law permitting adjusted compensation certificates to be pledged as security for loans by Federal banks, the Veterans' Bureau of the United States Treasury, and United States Postoffices,

ENROLLED SENATE BILL NO. 3, by Loofbourrow, Austin and Marshall, entitled.

An Act creating additional positions in the office of the Commissioners of the Land Office, fixing the terms of such positions, fixing the salaries therefor, making an emergency appropriation for salaries to June 30th, 1927, and declaring an emergency,

and to inform you and through you the members of the Hon-

orable Senate that the same has been read for the fourth time and signed by the Speaker of the House in open session

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Concurrent Resolution No. 4 was referred to the Secretary of State.

Enrolled Senate Bill No. 3 was referred to the Governor for his consideration

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time

HOUSE BILL NO. 46, by Logan, Brown, Brewer, Lane, Thompson (Garvin), Manning, Gilmer, Daniel, Bell, Dukes, Riddle, Fraley, Watson, et al, entitled.—An Act amending Section 10718, Compiled Oklahoma Statutes 1921, relating to the Government of the University of Oklahoma; the appointment of a Board of Regents; providing for the tenure of office and removal of same and declaring an emergency.

HOUSE BILL NO. 195, by Brown and Davis of Carter, entitled.—An Act fixing the salary of the County Attorney, Assistant County Attorney and County Attorney's Stenographer of Carter County, Oklahoma, and repealing Section two of Chapter 120 of the Session Laws of 1921, and Section three of Chapter 109, etc.

THIRTY-EIGHTH LEGISLATIVE DAY

Wednesday, February 16, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by its President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 41.

Excused: Culp, Gulager, Williamson. Total 3.

The President announced a quorum present.

Prayer was offered by the Chaplain.

Senator Rexroat moved that the Senate close its doors and go into executive session, which motion prevailed.

*

The Senate re-assembled in open session with its Presi-

dent presiding, who announced that the Senate had advised and consented to the confirmation of the following executive nominations:

FOR MEMBER BOARD OF PHARMACY:

P. W. Moomaw, Okemah, Oklahoma.

FOR MEMBER OF THE BOARD OF AGRICULTURE:

L. A. Clinkenbeard, Alva, Oklahoma.

FOR MEMBER DRAINAGE, IRRIGATION AND RECLAMATION COMMISSION:

Thomas E. Harrill, Wagoner, Oklahoma.

FOR MEMBER STATE BOARD OF EDUCATION:

Professor J. R. Holmes, Sapulpa, Oklahoma.

COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Education to whom was referred HOUSE BILL NO. 169, by Singletary, Leecraft, Graham, Windle, Billups, Chappell, Laskey, Davis, Campbell and Reeves of the House, et al, entitled:

An Act repealing Sections 8824, 8825, 8826, 8829, 8831 and 8832, Compiled Oklahoma Statutes, 1921, and

repealing Chapter 103, Oklahoma Session Laws, 1923; defining and regulating the practice of optometry; prescribing certain acts and omissions as a misdemeanor and fixing the penalty therefor; creating a Board of Examiners in Optometry and prescribing their powers, duties, disposition of fees collected, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

STORMS, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE JOINT RESOLUTION NO. 13, by Andrews, entitled:

A Resolution providing for a Board to revise and codify the Statutes of Oklahoma relating to coal mining and fixing their qualifications and compensation; making an appropriation therefor, and declaring an emergency

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman

REPORT

Mr. President: We, the undersigned members of the Committee on Irrigation, Drainage and Geological Survey, do hereby report that SENATE BILL NO. 2, by the Committee

on Irrigation, Drainage and Geological Survey, do pass, said bill being in lieu of Senate Bill No. 2, by Rice.

JOHN A. GOODALL.
JOHN L. RICE.
JED JOHNSON.
J. H. McCURLEY.
W. T. CLARK.
GORDON GRAY.
TOM C. WALDREP.

Mr. President: We, your Committee on Education to whom was referred SENATE BILL NO. 21, by Mrs. Looney, of the Senate, entitled:

An Act providing for the employment of teachers on indefinite tenure,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

STORMS, Chairman.

Upon motion of Senator Storms, the adverse report of the Committee was adopted.

Mr. President: We your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 41, by Gulager, entitled:

An Act relating to appearance, appeal, and to supersedeas bonds in criminal cases; repealing all acts or parts of acts in conflict herewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same as amended, without recommendation.

AUSTIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 49, by Johnson of Caddo, Clark, Gray, Looney, Stigler, Anglin, Hill and Reed, entitled:

> An Act relating to searching automobiles aircraft, or any other vehicle or conveyance transporting any liquor, the sale of which is prohibited by the Laws of Oklahoma, or any still worm, still or any vessel or container containing any such liquor, without a search warrant,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

AUSTIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 50, by Johnson of Caddo, entitled:

> An Act relating to the prosecuting witness in any criminal case being permitted to employ an attorney or attorneys to assist the county attorney in the performance of his duties in any criminal action under the Laws of Oklahoma.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

AUSTIN, Chairman.

Mr. President: We, your Committee on Agriculture to whom was referred SENATE BILL NO. 61, by Committee on Agriculture, entitled:

> An Act providing for the broadcasting of daily market reports compiled by the State Board of Agriculture and the State Market Commission: creating the position of market report compiler and broadcaster in the State Market Commission defining his duties and fixing his salary: providing that the National Radio Manufacturing Company owners of radio station K. F. J. F. shall broadcast said reports and appropriating $5,000.00 per annum for the next biennium to compensate said company for said broadcasting and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

MRS. LOONEY Chairman.

Senate Bill No. 61 was referred to the Appropriations Committee.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred SENATE BILL NO. 73, by Shearer of the Senate and Acton and Windle of the House, entitled:

> An Act to provide for the liquidation, adjustment and collection of taxes on property in the hands of any receiver appointed by any court, Federal or State, or in the hands of any assignee or trustee and for a clearing of the record of the same and for other purposes and declaring an emergency and repealing all acts in conflict therewith,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

FIDLER, Chairman.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred SENATE BILL NO. 96, by Pullen and Waldrep, entitled:

> An Act amending Section 3, Chapter 20, Oklahoma Session Laws 1925 and relating to the refunding of gross production taxes erroneously collected from oil produced on Indian lands which lands by Statute or Treaty provisions are exempt from taxation: repealing all acts or parts of acts in conflict therewith and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

FIDLER, Chairman.

Mr. President: We, your Committee on Education to whom was referred SENATE BILL NO. 108 by Pullen, entitled:

> An Act amending Section 10246, Compiled Oklahoma Statutes, 1921, and providing for a Text Book Commission, designating the Governor of the State of Oklahoma as chairman thereof, giving the chairman authority to appoint persons as examiners of books; providing for the payment of their expenses: making appropriation to pay the same: authorizing the Governor to do any and all acts necessary to carry

into effect the provisions herein; regulating the activity of book companies, their agents and employees in regard to adoption of text books, providing a penalty for violations of the provisions of this act, repealing all acts and parts of acts in conflict herewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STORMS, Chairman.

Senate Bill No. 108 was referred to the Appropriations Committee for further consideration.

Senator Pullen moved that Senate Bill No. 108 be printed, in advance of the Appropriations Committee Report, which motion failed of adoption.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 131, by Andrews entitled:

An Act amending Section 9749, Compiled Oklahoma Statutes, 1921, relating to the procedure for procuring tax deeds and providing for notice to all persons interested in the land as shown by the records of the County Clerk and Court Clerk of the county wherein the land is situated, and providing the manner of giving such notice, and providing for the redemption from tax sale by any person interested in the land, and providing for showing the amount necessary to redeem in such notice, and for the issuance of tax deeds, and repealing all acts and parts of acts in conflict therewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STIGLER, Chairman.

Mr. President: We, your Committee on Education to whom was referred SENATE BILL NO. 136, by Anglin entitled:

> An Act repealing Sections 10892, 10893 10894 and 10896, and amending Sections 10895 and 10897, Compiled Oklahoma Statutes 1921; providing that the State Board of Vocational Education shall take over the duties of the Commission for the Adult Blind, repealing all acts, or parts of acts, in conflict therewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STORMS, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 151, by Smith of the Senate, and Aldridge of the House, entitled:

> An Act relating to the appointment of that part of the gross production tax on oil, gas and other minerals levied for and in aid of the common schools; and to the expenditure thereof; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STIGLER, Chairman.

Mr. President: We, your Committee on Insurance to whom was referred SENATE BILL NO. 167, by Shearer, entitled:

> An Act amending Section 6774, Compiled Oklahoma Statutes 1921, relating to fraternal insurance, repealing all acts in conflict therewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PECK, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 178, by Andrews and Anglin, entitled:

> An Act amending Section 7464, Compiled Oklahoma Statutes, 1921, relating to liens and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STIGLER, Chairman

Mr. President: We, your Committee on Education to whom was referred SENATE BILL NO. 179, by Johnson of Caddo, Boyer and Reed, entitled:

> An Act changing the name of the Cameron State School of Agriculture to Cameron State Agricultural College; providing for two years additional college work at said college, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STORMS, Chairman.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 154 correctly engrossed.

BOYER, Chairman.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 200, By Rice.—An Act amending Section 7651, Chapter 64, Article 2 C. O. S. 1921, relating to the filing of chattel mortgages, the keeping of records thereof and the furnishing of copies of such record.

SENATE BILL NO. 201, by Johnson (Creek).—An Act providing for an additional Judge for the 22nd Judicial District of Oklahoma, same to be nominated from, and a resident, of Creek County, and declaring an emergency.

SENATE BILL NO. 202, by Johnson (Creek), Looney and Reed of the Senate and Reece, McLaury, Windle, Nash and Beck of the House.—An Act authorizing the placing of the Dairy herds of all State Institutions of the State of Oklahoma under the supervision of the Dairy Department of the

A & M College at Stillwater, Oklahoma and repealing all acts or parts of acts in conflict therewith.

SENATE BILL NO. 203, by Johnson (Creek), Looney and Reed of the Senate and Reece, McLaury, Windle, Nash and Beck of the House.—An Act making an appropriation for the purpose of constructing a Meat Laboratory and Equipping the same at the Agricultural and Mechanical College at Stillwater, Oklahoma, and declaring an emergency.

SENATE BILL NO. 204, by Johnson (Creek), Looney and Reed of the Senate and Reece, McLaury, Windle, Nash and Beck of the House.—An Act making an appropriation for the rebuilding and equipment of a poultry brooder house at the Agricultural and Mechanical College at Stillwater, Oklahoma and declaring an emergency.

SENATE BILL NO. 205, by George.—An Act amending Section 9230 of Chapter 80, Article 12 of C. O. S. 1921, relating to salaries, officers and employees of the State Penitentiary, repealing all acts or parts of acts in conflict therewith, and declaring an emergency.

SENATE BILL NO. 206, by Johnson of Creek.—An Act creating peace officers' pension fund, providing their compensation, providing the duties of the Commissioner of Pensions relative thereto, appropriating moneys to carry into effect the provisions of the law relative to said fund, and declaring an emergency.

SENATE BILL NO. 207, by Austin.—An Act amending Section 2612 C. O. S. 1921; repealing all laws in conflict herewith, and declaring an emergency.

SENATE BILL NO. 208, by Austin.—An Act amending Section 2611, C. O. S. 1921, repealing all acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 209, by Lamar Looney.—An Act relating to the custody of children by persons other than the parents of such children; regulating and prescribing certain conditions to be observed by persons authorized by law to care for or secure homes for such children, etc.

SENATE BILL NO. 210, by George, Williamson, Rice, Wheatley, of the Senate and Lane of the House.—An Act amending Sections 6154 and 6298 of the C. O. S. 1921, relating to the creation and alteration of voting precincts, by authorizing county election boards to create, alter, divide and discontinue voting precincts as in their judgment is best and proper; etc.

SENATE BILL NO. 211, by Loofbourrow.—An Act abolishing the office of County Surveyor in Texas County, and declaring an emergency.

SENATE BILL NO. 212, by Loofbourrow.—An Act abolishing the office of County Surveyor in Beaver County, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 22, by Reed of the Senate and Carmichael of the House.—Appropriating and authorizing the payment out of the funds in the State Treasury not otherwise appropriated the sum of $900.00 to E. M. Green, W. A. Stubbs, J. E. Hohenshelt, H. C. Newby and A. L. Deshane, as a reward for the arrest and conviction of Arthur Bliss, Rupert Spencer and Nathan Manuel and declaring an emergency.

SENATE CONCURRENT RESOLUTION NO. 10, by Rice, Fidler, Waldrep, Reed, Loofbourrow, Darnell, Hill, Johnson (Caddo), Shepherd, Thomas, Powers, Austin, Looney and Storms.—To invite the Governors of several of the neighboring Plains States to unite with the Governor of Oklahoma in calling a conference of Plains interests, agricultural, commercial, financial and transportation for the purpose of considering matters of common and mutual concern, etc.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 188, by Fidler, VanDall, Hill, Johnson (Creek) and Peck.—To Committee on State and County Affairs.

SENATE BILL NO. 189, by Fidler.—To Committee on State and County Affairs.

SENATE BILL NO. 190, by Darnell.—To Committee on Education.

SENATE BILL NO. 191, by Committee on Banks and Banking.—To Committee on Banks and Banking

SENATE BILL NO. 192, by Waldrep.—To Committee on Appropriations.

SENATE BILL NO. 193, by George of the Senate and Lane of the House.—To Committee on State and County Affairs.

SENATE BILL NO. 194, by Rexroat.—To Committee on Agriculture.

SENATE BILL NO. 195, by Boyer.—To Committee on Revenue and Taxation.

SENATE BILL NO. 196, by Peck, Shearer, Fidler, Johnson (Creek), VanDall, et al.—To Committee on Insurance.

SENATE BILL NO. 197, by Thomas, Looney and Reed. —To Committee on Agriculture.

SENATE BILL NO. 198, by George, Fidler and Terwilleger.—To Committee on Judiciary No. 1.

SENATE BILL NO. 199, by Peck and Waldrep.—To Committee Roads and Highways.

SENATE JOINT RESOLUTION NO. 21.—To Committee on Judiciary No. 1.

HOUSE BILL NO. 166, by Beck of the House and Clark of the Senate.—To Committee on Judiciary No. 2.

HOUSE BILL NO. 146, by Chappell.—To Committee on Judiciary No. 2.

HOUSE BILL NO. 199, by Faulk, Nance, Hines, Cochran, Windle, Smith, Daniel, Forehand, Thompson (Pontotoc), Dyer, Watson (Kiowa) and Christian (Tillman).—To Committee on Public Service Corporations.

HOUSE BILL NO. 83, by Graham, O'Bryan, Skinner, Lohman, Fraley, Chappell, McCombs Logan, Leecraft, Jolly,

Watson (Creek), et al.—To Committee on Revenue and Taxation.

HOUSE BILL NO. 46, by Logan, Brown, Brewer, Lane, Thompson (Garvin), Manning, Gilmer, Daniel, Bell Dukes, Riddle, Fraley, Watson, et al.—To Committee on Education.

HOUSE BILL NO. 195, by Brown and Davis of Carter.

Upon motion of Senator Rexroat, the rules of the Senate were suspended and House Bill No. 195 was ordered printed and placed upon the calendar, without reference to a Committee.

HOUSE BILL NO. 90, by Maxwell, Thomas, Owens Wilson, Webster, Henderson, Johnson (Comanche), Adair and Hines.

Upon motion of Senator Terwilleger, the rules of the Senate were suspended and House Bill No. 90 was ordered printed and placed upon the calendar, without reference to a Committee.

HOUSE BILL NO. 253, by Reece and McLaury of the House and Johnson of Creek of the Senate.

Upon motion of Senator Johnson (Creek), the rules of the Senate were suspended and House Bill No. 253 was ordered printed and placed upon the calendar, without reference to a Committee.

HOUSE JOINT RESOLUTION NO. 14 by Hill, Roe and Watson (Pittsburg) of the House and Andrews of the Senate.

Upon motion of Senator Andrews, the rules of the Senate were suspended and House Joint Resolution No 14 was ordered printed and placed upon the calendar, without reference to a Committee.

THIRD READING

HOUSE BILL NO. 154 was read for the third time at length.

Senator Stigler asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 154, line 10, page 2, by adding after the words; "Probate Judge," and before the word, "or," the following "of this State," and strike the words, "this State or," line 11, page 2.

STIGLER.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Goodall, Graham Gray, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat, Rice Shearer, Shepherd, Simmons, Smith, Stigler, Storms Thomas, VanDall, Wheatley. Total 33.

Nays: 0.

Not Voting: Darnell, Ferguson, Fidler, George, Pullen, Stewart, Terwilleger, Waldrep. Total 8.

Excused: Culp, Gulager, Williamson. Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 154 was referred for re-engrossment.

GENERAL ORDER

Upon motion of Senator Anglin, SENATE BILL NO. 120, by Anglin, was advanced to engrossment and third reading.

Senator Looney presiding.

Upon motion of Senator Anglin, SENATE JOINT RESOLUTION NO. 16, by VanDall, was advanced to engrossment and third reading.

Upon motion of Senator Anglin, SENATE JOINT RESOLUTION NO. 8, by Williamson, was advanced to engrossment and third reading.

Upon motion of Senator Anglin, SENATE BILL NO. 137, by Anglin, was advanced to engrossment and third reading.

Upon motion of Senator Anglin, SENATE BILL NO. 145, by Fidler, VanDall, et al, was advanced to engrossment and third reading.

Upon motion of Senator Anglin, SENATE BILL NO. 142, by Committee on Appropriations, was advanced to engrossment and third reading.

Upon motion of Senator Anglin, SENATE BILL NO. 135, by Anglin, was advanced to engrossment and third reading.

Senator Reed asked unanimous consent, which was granted, to consider SENATE JOINT RESOLUTION NO. 14, by Reed.

Upon motion of Senator Reed, Senate Joint Resolution No. 14 was advanced to engrossment and third reading.

Senator Reed asked unanimous consent, which was granted, to consider SENATE BILL NO. 175, by Reed of the Senate, and Carmichael, of the House.

Upon motion of Senator Reed, Senate Bill No. 175 was advanced to engrossment and third reading.

By unanimous consent, SENATE CONCURRENT RESOLUTION NO. 7 was taken up for consideration and read at length, as follows:

SENATE CONCURRENT RESOLUTION NO. 7—By Harper.

A RESOLUTION MEMORIALIZING CONGRESS TO NOT ENACT ANY LEGISLATION GRANTING CONSENT TO THE CITY OF FORT SMITH, SEBASTIAN COUNTY, ARKANSAS, AND THE FORT SMITH WATERWORKS DISTRICT OF SAID CITY TO CONSTRUCT, MAINTAIN, AND OPERATE A DAM ACROSS THE POTEAU RIVER.

WHEREAS, there is pending in the Congress of the United States a Bill authorizing the City of Fort Smith, Arkansas, and the waterworks district of said city, to construct, maintain and operate a dam across the Poteau River in the State of Oklahoma, for the purpose of obtaining additional Water supply for said city from said River; and

WHEREAS, it is proposed to construct a dam which would unquestionably increase the hazard of overflows from said River for the many thousands of acres of fertile cultivated land adjacent to said River; and

WHEREAS, thousands of acres of coal lands now owned by the Choctaw and Chickasaw Nations and by private owners, lie within the water-shed of said River, and from which lands the coal is now being mined and the mine water emptied into said River and its tributaries; and said City, if it is permitted to construct said dam, further proposes to institute proceedings to compel said mine operators to purify said waters, which could only be done at enormous expense; and

WHEREAS, it is further proposed by said city to take such further proceedings as may be deemed necessary to compel the cities of Oklahoma, now using said River for sewerage purposes, to discontinue said use or purify the sewage at an expense which the cities are unable to bear; and

NOW, THEREFORE, BE IT RESOLVED, by the Senate of the State of Oklahoma, the House of Representatives concurring therein, that the Congress of the United Statees be respectfully memorialized and requested not to enact any such legislation favoring the people of one state at the expense of another.

Upon motion of Senator Harper, Senate Concurrent Resolution No. 7 was adopted and referred for engrossment.

SPECIAL ORDER

SENATE BILL NO. 138, by Committee on Fish and Game, was considered further.

Section 75 was re-read.

Senator Harper asked unanimous consent, which was granted, to withdraw his motion, submitted on yesterday, to strike Section 75.

Senator Smith submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, line 12, page 39 by striking after the word, "Oklahoma," and before the word, "to," the words, "to hunt for any fur-bearing animals, as described by the act, with gun or dogs or in any other manner or".

SMITH.

Senator McCurley submitted the following amendment, which he withdrew, by unanimous consent:

Mr. President: I move to amend Senate Bill No. 138, line 2, page 40, by adding after the word, "Do," the words, "and each day's hunting for any fur-bearing animals as described in this bill, shall constitute a separate offense"

McCURLEY.

Senator Andrews submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138,

line 15, page 39, by striking the word, "any," and inserting the word, "such"

ANDREWS.

Senator McCurley submitted the following amendment, which he withdrew, by unanimous consent:

Mr. President: I move to amend Senate Bill No. 138, line 5, page 40, by striking the words and figures, "One Hundred ($100.00) Dollars." and inserting the words and figures, "Twenty-five ($25.00) Dollars;" and in line 6, strike the words and figures, "Four Hundred ($400.00) Dollars," and insert the words and figures, "One Hundred ($100.00) Dollars."

McCURLEY.

Upon motion of Senator Graham, Section 75, as amended, was adopted.

Section 76 was read.

Senator McCurley submitted the following amendment, which was tabled upon motion of Senator Rexroat:

Mr. President: I move to amend Senate Bill No. 138, line 12, page 40, by striking after the word, "to," the word and figures "January 31st," and inserting the word and figures, "February 15th"

McCURLEY.

Senator Ferguson submitted the following amendment, which was tabled upon motion of Senator Rexroat:

Mr. President: I move to amend Senate Bill No. 138,

line 11, page 40, by inserting after the word, "the," and before the word, "pelt," the words, "raw or green"

FERGUSON.

Upon motion of Senator Graham, Section 76 was adopted.

Section 77 was read.

Senator McCurley submitted the following amendment, which was tabled upon motion of Senator Austin:

Mr. President: I move to amend Senate Bill No. 138, line 9, page 41, by striking all of said line and to the word "Provided," in line 10.

McCURLEY.

Upon motion of Senator Graham, Section 77 was adopted.

Section 78 was read.

Senator Harper submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 138, pages 41, and 42, by striking Section 78.

HARPER.

Senator Darnell, as a substitute, submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, line 16, page 41, by inserting after the word, "the " and before the word, "land," the word, "inhabited"

DARNELL.

The President presiding.

Upon motion of Senator Graham, Section 78, as amended, was adopted.

Sections 79 and 86 were read and adopted, upon motions of Senator Graham.

Section 87 was read.

Senator Nesbitt submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, line 14, page 50, by striking the words and figures, "Fifty ($50.00) Dollars," and inserting in lieu thereof the words and figures, "Twenty-five ($25.00) Dollars;" and in lines 15 and 16, by striking the words and figures, "Two Hundred Fifty ($250.00) Dollars," and inserting in lieu thereof the words and figures, "One Hundred ($100.00) Dollars."

NESBITT.

Senator Darnell presiding.

Senator Harper submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 138, page 50, by adding at the end of line 11 and after the word, "martin," the words, "provided it shall not be unlawful to hunt such game animals for sport or for home consumption of such animals from September 15th to the first day of February."

HARPER.

Senator Graham moved that the Harper amendment be tabled, which motion prevailed, upon a roll call as follows:

Ayes: Austin, Clark, Darnell, Goodall Graham, Hill, Johnson (Creek), Kimerer, Marshall, McCurley, Nesbitt, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Simmons Smith. Total 19.

Nays: Anglin, Ferguson, Harper, Johnson (Caddo), Looney, Reed, Stigler, Waldrep, Wheatley. Total 9.

Not Voting: Andrews Boyer, Fidler, George, Gray, Loofbourrow, Otjen, Peck, Stewart, Storms, Terwilleger, Thomas, VanDall. Total 13.

Excused: Culp, Gulager, Williamson. Total 3.

Upon motion of Senator Graham, Section 87, as amended, was adopted.

Section 88 was read.

Senator Wheatley submitted the following amendment, which he withdrew, by unanimous consent:

Mr. President: I move to amend Senate Bill No. 138, by striking Section 88.

WHEATLEY.

Senator Wheatley submitted the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 138, line 4, page 51, by striking after the word, "do," the remainder of Section 88 and adding, "It shall be the duty of the State

Fish and Game Warden to issue such permit to any person applying for same."

WHEATLEY.

Upon motion of Senator Graham, Section 88, as amended, was adopted.

Sections 89, 91, 92, 93, 94, and 95 were read and adopted, upon motions of Senator Graham.

Section 99 was read.

Senator Andrews submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, line 5, page 60, by striking all the remainder of such section to and including line 10.

ANDREWS.

Upon motion of Senator Graham, Section 99, as amended was adopted.

Sections 100, 101, 104, 105, 108, 109, 110, 111, 112 and 113 were read and adopted, upon motions of Senator Graham.

Senator Smith moved to reconsider the vote by which Section 104 was adopted, which motion prevailed.

Senator Smith submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 138, line 3, page 63, by striking after the word, "bird," and before the word, "at," the words, "or game animals"

SMITH.

By unanimous consent, further consideration of Senate Bill No. 138 was deferred for this legislative day.

A communication from Hon. Ed Overholser, President-Manager of Oklahoma City Chamber of Commerce, was read inviting all elective state officials and members of the 11th legislature to take dinner with a like number of Oklahoma City's leading citizens on Wednesday night, February 23d, at the Oklahoma Club, 6:30 p. m.

It was upon motion of Senator Darnell, the Senate accepted the invitation of the Chamber of Commerce.

The following Messages from the Honorable House were received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 223, by Sullivan, Johnson of Comanche, Hybarger, Manning, Nance, Daniel and Jolly, entitled:

An Act amending Section 3057 Compiled Oklahoma Statutes, 1921, as amended by Chapter 90 of Session Laws of 1925, relating to District Court Judicial Districts;

ENGROSSED HOUSE BILL NO. 224, by Sullivan, Johnson of Comanche, Hybarger, Manning, Nance, Daniel and Jolly, entitled:

An Act designating nominating Districts for the District Court Judicial District No. 15 of the State of Oklahoma; and declaring an emergency;

ENGROSSED HOUSE BILL NO. 157, by Lohman and Fraley, entitled:

An Act defining an independent school district containing two or more towns, two or more cities, or one or more towns and one or more cities; making provision for a Board of Education and Treasurer in such independent district; repealing all acts in conflict herewith and declaring an emergency;

ENGROSSED HOUSE BILL NO. 274, by Ogden, entitled:

An Act amending Section 1, Chapter 205, Oklahoma Session Laws, 1925, and providing that the County Clerk of McIntosh County, Oklahoma, shall appoint certain deputies in his office, fixing their salaries, providing the procedure for said appointments, repealing all acts or parts of acts in conflict herewith and declaring an emergency;

and to inform you and through you the Honorable Senate that the same have been passed by the House of Representatives and signed by the Speaker in open session

Yours very truly,

BERT McDONEL,

Chief Clerk.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 235, by Thompson of Pontotoc and Ebey of the House and Smith of the Senate, entitled:

An Act repealing Sections 3365 to 3369, inclusive, C. O. S., 1921, relating to County Court at the Town of Allen, in Pontotoc County, Oklahoma and declaring an emergency;

ENROLLED HOUSE BILL NO. 17, by Logan, entitled:

An Act repealing Sections 4334 to 4341, inclusive, C. O. S. 1921, relating to State Cemeteries;

ENROLLED HOUSE BILL NO. 225, by Thompson of Pontotoc and Ebey of the House and Smith of the Senate, entitled:

An Act repealing Sections 3370 to 3377, inclusive, C. O. S. 1921, relating to County Court of the Town of Roff, in Pontotoc County, Oklahoma and declaring an emergency;

ENROLLED HOUSE BILL NO. 188, by McLaury and Reece of the House and Johnson of Creek of the Senate, entitled:

An Act relating to the distribution of certain funds in counties having a population of not less than thirty thousand (30,000) and not more than thirty thousand two hundred twenty-five (30,225) as shown by the last Federal decennial census, and declaring an emergency;

ENROLLED HOUSE BILL NO. 191, by Lohman and Fraley, entitled:

An Act fixing the salaries of the county clerk, county court clerk, county treasurer, county assessor, county sheriff, county attorney, county superintendent of public instruction and county judge of Osage County, Oklahoma; repealing all acts or parts of acts in conflict therewith:

ENROLLED HOUSE BILL NO. 105, by Hines of the House and Thomas of Senate, entitled:

An Act relating to the distribution of certain funds in counties having a population of not less than twenty-two thousand two hundred and thirty-seven (22,237) and not more than twenty-two thousand two hundred and fifty (22,250) as shown by the last Federal decennial census and declaring an emergency;

ENROLLED HOUSE BILL NO. 91, by Wilson and Maxwell, entitled:

An Act repealing Sections 3407, 3408, 3409, and 3411 of the C. O. S. Annotated, 1921, relating to Broken Arrow Court Division of County Court Tulsa County, Oklahoma; providing for the transfer of all actions, suits and probate proceedings from the Broken Arrow Division of the County Court of Tulsa County to the County Court of said County providing for the transfer of all records, instruments and documents now in the possession of and on title in said court to the County Court of Tulsa County, and declaring an emergency;

ENROLLED HOUSE BILL NO. 192, by Lohman and Fraley, entitled:

An Act amending Sections 2, 7, 8 and 12 of the Chapter 200, Oklahoma Session Laws, 1925, and relating to the salaries of certain deputy county officers of Osage County, Oklahoma; repealing all acts or parts of acts in conflict therewith and declaring an emergency;

and to inform you and through you the Honorable Senate that the same have been read for the fourth time and signed by the Speaker in open session.

Yours respectfully,

BERT McDONEL,

Chief Clerk.

House Bills Nos. 17, 91, 105, 188, 191, 192, 225 and 235 were each read for the fourth time, the enrolled copies signed by the President in open session, and ordered returned to the Honorable House.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE JOINT RESOLUTION NO. 5, by Anglin, entitled:

A Resolution Transferring and Reappropriating certain balances of funds appropriated at the regular session

of the Tenth Legislature of the State of Oklahoma, for the Bureau for preparation of Budget, for the fiscal year ending June 30, 1926; and declaring an emergency,

ENGROSSED SENATE BILL NO. 75, by Boyer, Stigler, Peck, Johnson (Creek), Storms, Anglin, Fidler, George, Mrs. Looney, Rice, Pullen, Austin, Gray, Wheatley, Hill, Johnson (Caddo), and Loofbourrow of the Senate and Nance, Davis, Graham and Brown of the House, entitled:

An Act authorizing and directing the State Board of Public Affairs to build and equip a hospital in Oklahoma City, Oklahoma, said hospital to be under the management of the Medical Department of the State University; to be known as "The Oklahoma Hospital for Crippled Children," making an appropriation therefor, and declaring an emergency,

and to inform you and through you the members of the Honorable Senate, that the same have been passed by the House of Representatives and signed by the Speaker of the House in open session.

Yours respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Joint Resolution No. 5 and Engrossed Senate Bill No. 75 were referred for enrollment.

Senator Johnson (Creek) sent up the following communication, which was read:

TO THE MEMBERS OF THE SENATE:

The citizenship of Stillwater desire you as their individual guests for a visit to A. & M. College, on Tuesday, February 22, 1927, leaving the Huckins Hotel at 8:30 a. m., and returning at your convenience.

Presented by:
Senator Johnson (Creek).
Representatives, McLaury and Reece,
Payne County.

Senator Smith asked unanimous consent of the Senate to place the name of Senator Simmons as a member of the Committee on Soldiers' Relief.

Senator Anglin moved that the matter of placing the name of Senator Simmons on the Soldiers' Relief Committee be referred to the Committee on Committees, which motion prevailed.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE BILL NO. 223, by Sullivan, Johnson of Comanche, Hybarger, Manning, Nance, Daniel and Jolly, entitled.—An Act amending Section 3057 Compiled Oklahoma Statutes, 1921, as amended by Chapter 90 of Session Laws of 1925, relating to District Court Judicial Districts.

HOUSE BILL NO. 224, by Sullivan, Johnson of Comanche, Hybarger, Manning, Nance, Daniel and Jolly, entitled.—An Act designating nominating Districts for District

Court Judicial District No. 15 of the State of Oklahoma; and declaring an emergency.

HOUSE BILL NO. 157, by Lohman and Fraley, entitled.—An Act defining an independent school district containing two or more towns, two or more cities or one or more towns and one or more cities; making provision for a Board of Education and Treasurer in such independent district: repealing all acts in conflict herewith and declaring an emergency.

HOUSE BILL NO. 274, by Ogden, entitled.—An Act amending Section 1, Chapter 205, Oklahoma Session Laws, 1925, and providing that the County Clerk of McIntosh County, Oklahoma, shall appoint certain deputies in his office, fixing their salaries, providing the procedure for said appointments, repealing all acts or parts of acts in conflict herewith and declaring an emergency.

Senator Rexroat moved that the Senate adjourn, to meet at 9:30 a. m., Thursday, February 17th, which motion prevailed.

THIRTY-NINTH LEGISLATIVE DAY

Thursday, February 17, 1927.

The Senate, pursuant to adjournment, met at 9:30 a. m., and was called to order by its President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 41.

Excused: Culp, Otjen, Williamson. Total 3.

The President announced a quorum present.

Prayer was offered by Senator Looney.

By unanimous consent, the regular order of business was dispensed with and SENATE BILL NO. 107, by Anglin, was taken up for consideration, by sub-divisions.

There being no amendments offered the following sub-divisions, as read, were adopted upon motions of Senator Anglin:

EXECUTIVE DEPARTMENT
BUREAU OF PARDONS AND PAROLES
BUREAU OF PREPARATION OF BUDGET

SERVICES, REQUISITIONS FOR FUGITIVES:

Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, line 16, page 6, by adding after the figures, "6,000.00—6000.00," the words, "to be paid by the State Auditor upon requisition by the Governor, without attaching receipts and at the rate of $500.00 per month."

ANGLIN.

Upon motion of Senator Anglin, the sub-division, as amended was adopted.

There being no amendments offered, the following sub-divisions, as read, were adopted upon motions of Senator Anglin:

STATE BOARD OF EQUALIZATION
BUREAU OF CRIMINAL IDENTIFICATION
AMERICAN LEGION MEMORIAL HALL
CONFEDERATE MEMORIAL HALL
G. A. R. HALL
LIEUTENANT GOVERNOR.

SUPREME COURT:

Senator Hill submitted the following amendment, which was tabled upon motion of Senator Looney:

Mr. President: I move to amend Senate Bill No 107, line 4, page 10, by striking said line and inserting in lieu thereof the words and figures, "One Referee 3600.00—3600.00."

HILL.

Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, line 16, page 10, by striking the second "1,500.00," and substituting in lieu thereof the figures, "500.00."

ANGLIN.

Upon motion of Senator Anglin the sub-division, as amended, was adopted.

There being no amendments offered, the following subdivisions, as read, were adopted upon motions of Senator Anglin:

CLERK OF THE SUPREME COURT
CRIMINAL COURT OF APPEALS.

DISTRICT COURTS:

Senator Fidler submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107,

line 6, page 13, by striking the figures, "18,000.00- -18,000.-00," and inserting in lieu thereof the figures, "15,000.00—15,000.00."

FIDLER.

Senator Harper moved to table the Fidler amendment, which motion failed of adoption.

By unanimous consent, further consideration of Senate Bill No. 107 was deferred until afternoon.

Upon motion of Senator Anglin, SENATE BILL NO. 28, by Gray, was advanced to engrossment and third reading.

Senator Ferguson asked unanimous consent, which was granted, to have SENATE BILL NO. 84, by Ferguson, considered.

Upon motion of Senator Ferguson, Senate Bill No. 84 was advanced to engrossment and third reading.

Senator Loofbourrow asked unanimous consent, which was granted, to have SENATE BILL NO. 115, by Powers, Wheatley, Hill and Loofbourrow, of the Senate, et al of the House, considered.

Upon motion of Senator Loofbourrow, Senate Bill No. 115 was advanced to engrossment and third reading.

Upon motion of Senator Anglin, SENATE BILL NO. 150, by Andrews, was advanced to engrossment and third reading.

Senator Johnson (Caddo) asked unanimous consent, which was granted, to have SENATE BILL NO. 179, by Johnson (Caddo), considered.

Upon motion of Senator Johnson (Caddo), Senate Bill No. 179 was advanced to engrossment and third reading.

Senator Ferguson asked unanimous consent, which was granted, to have considered SENATE BILL NO. 149 by Ferguson.

Senator Anglin presiding.

Senator VanDall moved that further consideration of Senate Bill No. 149 be indefinitely postponed.

Senator Andrews presiding.

The vote recurring on the VanDall motion, the same failed of adoption.

Upon motion of Senator Ferguson, Senate Bill No. 149 was advanced to engrossment and third reading.

Upon motion of Senator Storms, the Senate recessed to meet at 1:30 p. m.

AFTERNOON SESSION

The Senate, at 1:30 p. m., re-assembled and was called to order by the President.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Joint Resolution No. 5 and Senate Bill No. 75 correctly enrolled.

BOYER, Chairman.

Senate Joint Resolution No. 5 and Senate Bill No. 75, were each read for the fourth time, the enrolled copies signed, in open session, by the President and ordered transmitted to the Honorable House for the signature of the Speaker.

The following Message from the Honorable House was received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 177, by Nance, entitled:

An Act authorizing the Board of City Commissioners of the City of Walters, Oklahoma to remit and refund certain penalties on delinquent paving taxes and assessments, and authorizing the county treasurer of Cotton County, Oklahoma, to collect said paving taxes and assessments without collecting such penalties; repealing all acts or parts of acts in conflict therewith, and declaring an emergency;

ENROLLED HOUSE BILL NO. 3, by Hill, entitled:

An Act providing for a new cell house at the State Penitentiary, located at McAlester, Oklahoma—making appropriations therefor, and declaring an emergency,

and to inform you and through you the Honorable Senate that the same have been read for the fourth time, and signed by the Speaker in open session.

Yours very truly,
BERT McDONEL,
Chief Clerk.

House Bills Nos. 3 and 177 were each read for the fourth time, the enrolled copies signed, in open session, by the President and ordered transmitted to the Honorable House for the signature of the Speaker.

COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the calendar:

Mr. President: We your Committee on Appropriations to whom was referred HOUSE BILL NO. 113, by Graham and Fry, entitled:

> An Act making appropriation to pay the cities and towns named, the total of the amount of money collected by the State Insurance Commissioner from the insurance companies and which has been turned into the State Treasury as provided in Article 5, Chapter 29, Compiled Oklahoma Statutes, 1921, and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 70, by Boyer, entitled:

> An Act providing for the collection of attorney fees in certain cases; prohibiting any portion of attorney fees collected from being received either directly or

indirectly by the judgment creditor and prescribing for the violation of this Act, repealing all Acts and parts of Acts in conflict herewith and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

STIGLER, Chairman.

Mr. President: We, your Committee on Banks and Banking to whom was referred SENATE BILL NO. 163, by Thomas, entitled:

An Act providing that state-wide co-operative associations be examined annually by the State Examiner and Inspector, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

SIMMONS, Chairman.

Mr. President: We, your Commitee on Roads and Highways, to whom was referred SENATE BILL NO. 199, by Peck and Waldrep of the Senate, and Pomeroy and Taylor of the House, entitled:

An Act relating to road and bridge work and inspection thereof by County Commissioners of Lincoln County, fixing the compensation for such work and declaring an emergency,

beg leave to report that we had the same under consideration

and herewith return the same with the recommendation that it do pass, as amended and substituted by the Committee.

STEWART, Chairman.

Senator VanDall submitted the following Committee Report:

Mr. President: We, your Committee on Commitees beg leave to submit the following supplemental report:

Senator Felix Simmons to be assigned to Committee on Soldier's Relief.

VANDALL, Chairman.

Upon motion of Senator VanDall, the supplemental report was adopted as read.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 213, by Loofbourrow and Hill.—An Act to amend Section 3, Chapter 88, Session Laws of 1913, being Section 5325, C. O. S. 1921, entitled "An Act prohibiting corporate ownership of real estate and providing the manner in which such real estate shall be sold," and to amend same by eliminating therefrom the provision that duplicate of the reports filed with the Corporation Commission must be recorded with the County Clerk.

SENATE BILL NO. 214, by Fidler, Anglin and Boyer.—An Act amending Paragraph "D" of Section 111, C. O. S.

1921, as amended by Senate Bill 26, passed by the Second Special Session of the Ninth Legislature, of 1924, relating to clerical, stenographic and other positions in the State Treasurer's Department, making appropriation therefor; and repealing conflicting Statutes.

SENATE BILL NO. 215, by Rexroat.—An Act amending Sections 6596 and 740 and repealing Sections 741 and 1045 C. O. S. 1921, relating to exemption and garnishment of wages and declaring an emergency.

SENATE BILL NO. 216, by Anglin.—An Act requiring that some suitable passage of the Bible be read daily in each public school of this State to all of the students thereof if said school is supported in whole or in part by public funds, and declaring an emergency.

SENATE BILL NO. 217, by Goodall.—An Act amending Subdivision X of Section III of Article XI of the C. O. S. 1921, relating to employees and providing for their salaries.

SENATE BILL NO. 218—By McCurley, Fidler, Waldrep, Rexroat, of the Senate, Reeves, Faulk, Thomas, Beck, James, Deardorff and Leecraft of the House.—An Act to appropriate $5,000 for the year 1927-28 and $5 000 for the year 1928-29 to demonstrate, encourage, ship and market sugar beets for the manufacture of sugar to a refinery therefrom and matters connected thereto.

SENATE BILL NO. 219—By Shearer, Hill, VanDall, Nesbitt, Marshall, Rexroat, Powers, Shepherd and Graham.—An Act to regulate and protect the expenditure of moneys raised by the issuance of county bonds for construction of permanent roads in any county, and to supervise and regulate contracts, therefor, past, present or future and declaring an emergency.

SENATE BILL NO. 220, by Smith.—An Act making it unlawful for any person or for the agent or salesman of any person, firm or corporation, to in this State sell, promote or induce the sale of any real estate or personal property located in other states, without first paying a fee and securing a license therefor; fixing a penalty for violation thereof; providing for the distribution of said fees; and declaring an emergency.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 200, by Rice.—To Committee on Judiciary No. 1.

SENATE BILL NO. 201, by Johnson (Creek).

Upon motion of Senator Johnson (Creek), the rules of the Senate were suspended and Senate Bill No. 201 was ordered printed and placed upon the calendar without reference to a Committee.

SENATE BILL NO. 202, by Johnson (Creek), Looney and Reed of the Senate and Reece, McLaury, Windle, Nash and Beck of the House.—To Committee on Agriculture.

SENATE BILL NO. 203, by Johnson (Creek), Looney, and Reed of the Senate and Reece, McLaury, Windle, Nash and Beck of the House.—To Committee on Appropriations.

SENATE BILL NO. 204, by Johnson (Creek), Looney and Reed of the Senate and Reece, McLaury, Windle, Nash and Beck of the House.—To Committee on Appropriations.

SENATE BILL NO. 205, by George.—To Committee on Penal Institutions.

SENATE BILL NO. 206, by Johnson of Creek.—To Committee on State and County Affairs.

SENATE BILL NO. 207, by Austin.—To Committee on Judiciary No. 2.

SENATE BILL NO. 208, by Austin.—To Committee on Judiciary No. 2.

SENATE BILL NO. 209, by Lamar Looney.—To Commitee on Judiciary No. 1.

SENATE BILL NO. 210, by George, Williamson Rice, Wheatley, of the Senate and Lane of the House.—To Committee on Privileges and Elections.

SENATE BILL NO. 211, by Loofbourrow.

Upon motion of Senator Loofbourrow, the rules of the Senate were suspended and Senate Bill No. 211 was ordered printed and placed upon the calendar without reference to a Committee.

SENATE BILL NO. 212, by Loofbourrow.

Upon motion of Senator Loofbourrow, the rules of the Senate were suspended and Senate Bill No. 212 was ordered printed and placed upon the calendar without reference to a Committee.

SENATE JOINT RESOLUTION NO. 22, by Reed of the Senate and Carmichael of the House.—To Committee on Appropriations.

HOUSE BILL NO. 223, by Sullivan, Johnson of Comanche, Hybarger, Manning, Nance, Daniel and Jolly.—To Committee on Legislative and Judicial Apportionment.

HOUSE BILL NO. 224, by Sullivan, Johnson of Comanche, Hybarger, Manning, Nance, Daniel and Jolly.

Upon motion of Senator Storms, the rules of the Senate were suspended and House Bill No. 224 was ordered printed and placed upon the calendar without reference to a Committee.

HOUSE BILL NO. 157, by Lohman and Fraley.

Upon motion of Senator VanDall, the rules of the Senate were suspended and House Bill No. 157 was ordered printed and placed upon the calendar without reference to a Committee.

HOUSE BILL NO. 274, by Ogden.

Upon motion of Senator VanDall, the rules of the Senate were suspended and House Bill No. 274 was ordered printed and placed upon the calendar without reference to a Committee.

The following Message from the Honorable House was received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 75, by Boyer, Stigler, Peck, Johnson (Creek), Storms Anglin, Fidler, George, Mrs. Looney, Rice, Pullen, Austin, Gray,

Wheatley, Hill, Johnson (Caddo), and Loofbourrow, of the Senate and Nance, Davis, Graham and Brown of the House.

An Act authorizing and directing the State Board of Affairs to build and equip a hospital in Oklahoma City, Okla., said hospital to be under the management of the Medical Department of the State University; to be known as "The Oklahoma Hospital For Crippled Children," making an appropriation therefor and declaring an emergency.

and to inform you and through you the Honorable Senate that the same has been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Bill No. [illegible] was referred to the Governor for consideration.

Vice President Pro Tempore Stigler presiding.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 120 correctly engrossed.

BOYER, Chairman.

THIRD READING

SENATE BILL NO. 120 was read for the third time at length.

Senator Simmons moved that the vote be reconsidered, by which Senate Bill No. 120 was advanced to engrossment and third reading, which motion prevailed.

Senator Simmons submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 120, line 4, page 2 by striking after the word, "help," the figures, "7,500.00," and substitute therefor the sum of "2,500.00."

SIMMONS.

Upon motion of Senator Gulager, Senate Bill No. 120 as amended, was advanced to engrossment and third reading.

GENERAL ORDER

Upon motion of Senator Andrews, SENATE JOINT RESOLUTION NO. 13, by Andrews, was considered.

Upon motion of Senator Andrews, Senate Joint Resolution No. 13 was advanced to engrossment and third reading.

SPECIAL ORDER

SENATE BILL NO. 138, by Fish and Game Committees of the House and Senate, was considered further.

Senator Smith by unanimous consent, withdrew his amendment to Section 104, submitted on yesterday

Upon motion of Senator Graham, Section 104 was adopted.

Section 117 was read.

Senator McCurley submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Bill No. 138, by striking Section 117.

McCURLEY.

Upon motion of Senator Graham, Section 117 was adopted.

Sections 127, 128, 129, 130, 131, 132 and 133 were read and adopted, upon motions of Senator Graham.

Section 134 was read.

Senator Smith submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 138, line 11, page 79, by striking after the word "possession." and before the word, "provided," the balance of line 11 and lines 12, 13, 14, 15, 16, 17, 18; and on page 80, lines 1, 2, 3 and 4, and substitute therefor the following: "It shall be unlawful for any person or persons to have in their possession or under their control any seine, net, gig or other device except a hook and line for the catching of fish, provided nothing herein contained shall apply to the owners of private fishing ponds or

lakes, as defined under this statute; provided further that nothing herein contained shall be deemed to apply to Salt Fork, in Grant County; Chandler Creek, Arkansas, Cimarron, South Canadian, North Canadian in Pottawatomie, Seminole and Okfuskee Counties; Washita and Verdigris Rivers, The North Fork of the Arkansas River, Otter Creek throughout Tillman County, Salt Fork of the Arkansas River, Salt Creek in Seminole County. Muddy Boggy, North Fork of Muddy Boggy, Deep Fork, a tributary to the Canadian River in the County of McIntosh; Kiamichi River, Pontotoc River, Glover, Fouchmaline, Gaines Creek and Black Bear Creek."

SMITH.

Senator McCurley submitted the following, as an amendment to the Smith Amendment:

Mr. President: I move to amend the Smith amendment by adding after the words "Black Bear Creek" the words, "Blue River in Bryan County."

McCURLEY.

Senator Graham moved that the Smith amendment, as amended, be tabled, which motion prevailed upon a roll call as follows:

Ayes: Austin, Boyer, Clark, Ferguson, Goodall, Graham, Gray, Gulager, Johnson (Caddo), Loofbourrow, Marshall, Nesbitt, Rexroat, Rice, Simmons, Stewart, Stigler, Waldrep, Wheatley. Total 19.

Nays: Andrews, Anglin, Kimerer, Looney, McCurley, Powers, Reed, Shearer, Shepherd, Smith, VanDall. Total 11.

Not Voting: Darnell, Fidler, George, Harper, Hill, Johnson (Creek), Peck, Pullen, Storms, Terwilleger, Thomas. Total 11.

Excused: Culp, Otjen, Williamson. Total 3.

Senator Gulager submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, by striking the word, "gig" in lines 10, 13, 14 and 18, page 79.

GULAGER.

Senator Smith submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Bill No. 138, line 4, page 80, by inserting after the word, "statute," and before the word, "provided," the words, "in North Canadian and South Canadian Rivers, touching Seminole, Okfuskee and Pontotoc Counties and streams and lakes in said counties."

SMITH.

Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, by inserting the following as Section 133½: "Nothing in this bill shall prevent fishing or seining in any way, at any time, in Little Wewoka, Little River, South Canadian, Wewoka Creek or North Canadian rivers in Hughes or Okfuskee Counties."

ANGLIN.

Senator Smith re-submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 138, line 11, page 79 by striking after the word "possession," and before the word, "provided," on line 11 page 79, lines 11, 12,

13, 14. 15, 16, 17, 18; and on page 80 lines 1, 2, 3 and 4 and substitute therefor the following: "It shall be unlawful for any person or persons to have in their possession, or under their control any seine, net, gig or other device except a hook and line for the catching of fish, provided nothing herein contained shall apply to the owners of private fishing ponds or lakes, as defined under this statute; provided further that nothing herein contained shall be deemed to apply to Salt Fork in Grant County, Chandler Creek, Arkansas, Cimarron, South Canadian, North Canadian in Pottawatomie, Seminole and Okfuskee Counties, Washita and Verdigris Rivers The North Fork of the Arkansas River, Otter Creek throughout Tillman County, Salt Fork of the Arkansas River, Salt Creek in Seminole County, Muddy Boggy, North Fork of Muddy Boggy, Deep Fork, a tributary to the Canadian River in the County of McIntosh, Kiamichi River, Pontotoc River, Glover, Fouchmaline, Gaines Creek and Black Bear Creek.

SMITH.

Senator Ferguson submitted the following as an amendment to the Smith amendment:

Mr. President: I move to amend the Smith amendment by adding the words, "and the Cimarron and Arkansas Rivers"

FERGUSON.

The vote recurring on the Smith amendment, as amended the same was adopted.

Senator Stewart submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, line 9, page 80, by adding after the word, "minnows," the

words, "Provided that the provisions of this act shall not apply to the east twenty (20) miles of Little River in McCurtain County and Blue River in Bryan County, which shall be seinable at all times"

STEWART.

Senator Rexroat submitted the following amendment, which he withdrew, by unanimous consent:

Mr. President: I move to amend Senate Bill No. 138, by exempting the "Washita River, in Carter County."

REXROAT

Senator Austin moved that the vote be reconsidered by which the amendments to Section 134, (exempting certain streams from the provisions of Senate Bill No. 138,) were adopted, which motion prevailed.

Senator Austin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, line 9, page 80, by inserting after the word, "minnows," and before the word, "any," on line 10, the following: "Provided that the provisions of this bill shall not apply to streams polluted, or being polluted, to the point of destruction of the fish therein, so long as such pollution shall continue, nor shall it apply to streams, which dry up to the extent that the waters thereof assemble in holes at periods of the year or to lakes and ponds that dry up during such dry seasons."

AUSTIN.

Upon motion of Senator Graham Section 134, as amended, was adopted.

Sections 141 and 142 were read and adopted, upon motions of Senator Graham.

Section 145 was read.

Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, line 3, page 88, by striking the word, "two," and inserting the word, "three"

ANGLIN.

Senator Goodall submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 138, lines 3 and 4, page 88, by striking after the word, "only," and before the word, "days," the word, "two," and inserting the word, "three;" and by striking the word, "and," line 4, and after the word, "Monday," insert the words, "Wednesday and"

GOODALL.

Senator Fidler, as a substitute, submitted the following amendment, which was tabled upon motion of Senator Simmons:

Mr. President: I move to amend Senate Bill No. 138, line 4, page 88, by striking the word, "Friday" and inserting the word, "Saturday"

FIDLER.

Senator Anglin, as a substitute, submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 138, line 4, page 88, by striking the word, "and," and inserting after the word, "Friday," the words, "and Saturday"

ANGLIN.

Senator Austin, as a substitute, submitted the following amendment, which was tabled upon motion of Senator Simmons:

Mr. President: I move to amend Senate Bill No. 138, line 3, page 88, by striking after the word, "only," and before the word, "days," and inserting the word, "three," and by striking the words, "and Friday," at the end of line 4, and inserting the words, "Wednesday and Saturday"

AUSTIN.

The vote recurring on the Goodall amendment, the same was adopted.

Senator Anglin submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 138, line 3, page 88, by striking the figures, "20th," following the word, "January," and inserting the figure, "2nd."

ANGLIN.

Senator Harper moved to table the Anglin amendment, which motion failed of adoption.

The vote recurring on the Anglin amendment, the same was adopted.

Senator Harper submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 138, to provide a closed season on quail for five years.

HARPER

Senator Rexroat moved to table the Harper amendment, which motion prevailed upon a roll call, as follows.

Ayes: Andrews, Anglin, Austin, Darnell, Goodall, Graham, Marshall, Rexroat, Rice, Shepherd, Simmons, Stigler, Storms, Waldrep, Wheatley. Total 15.

Nays: Boyer, Clark, Ferguson, Gray, Harper, Kimerer, Loofbourrow, McCurley, Nesbitt, Powers, Reed, Shearer, Smith, Thomas. Total 14.

Not Voting: Fidler, George, Gulager, Hill, Johnson (Caddo), Johnson (Creek), Looney, Peck, Pullen, Stewart, Terwilleger, VanDall. Total 12.

Excused: Culp, Otjen, Williamson. Total 3

Upon motion of Senator Graham Section 145, as amended, was adopted.

By unanimous consent, further consideration of Senate Bill No. 138 was deferred for this legislative day.

The following Message from the Governor was received and read:

February 17, 1927.

To the Honorable Senate
Of the Eleventh Legislature,

BUILDING.

Gentlemen:

You are advised that I have this day signed and transmitted to the Secretary of State the following bills:

HOUSE BILL NO. 107, which is

"An Act providing for the validating of tax receipts issued by the City State Bank of Wilson, Oklahoma, providing for the recovery of taxes repaid and for collection of dividends on taxes paid to the City State Bank of Wilson, Oklahoma, and declaring an emergency."

HOUSE BILL NO. 26, which is

"An Act repealing Chapter 187, Oklahoma Session Laws, 1925, relating to nominating districts for members of the House of Representatives in McCurtain County, Oklahoma, and declaring an emergency."

HOUSE BILL NO. 145, which is

"Act repealing Sections 3378 to 3384, inclusive, of Chapter 13, Article 3 of the Compiled Oklahoma Statutes, 1921, relating to holding of County Court in Rogers County, providing for transfer of cases now pending in the County Court of Chelsea, repealing all conflicting laws, and declaring an emergency."

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

The following Message from the Honorable House was received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 7, by Ware, Jolly and Kight, entitled:

Memoralizing the Congress of the United States to pass an act authorizing the Secretary of the Interior to lease that portion of the Bed of the Red River which now belongs to the Kiowa, Comanche and Apache Indians of Oklahoma, for gas and oil leases:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 8, by Leecraft, Paul, Dyer and Ware, entitled:

A Memorial, requesting the Department of the Interior to authorize the transfer of tribal records and documents now forming a part of the Archives of the office of the Five Civilized Tribes now in the custody of the Union Agency at Muskogee, to the Oklahoma Historical Society,

and to inform you and through you the members of the Honorable Senate that the same have been adopted by the House of Representatives and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE CONCURRENT RESOLUTION NO. 7, by Ware, Jolly and Kight, entitled—Memorializing the Congress of the United States to pass an act authorizing the Secretary of the Interior to lease that portion of the Bed of the Red River which now belongs to the Kiowa, Comanche and Apache Indians of Oklahoma for gas and oil leases.

HOUSE CONCURRENT RESOLUTION NO. 8, by Leecraft, Paul, Dyer and Ware entitled.—A Memorial, requesting the Department of the Interior to authorize the transfer of tribal records and documents now forming a part of the Archives of the office of the Five Civilized Tribes now in the custody of the Union Agency at Muskogee, to the Oklahoma Historical Society.

Upon motion of Senator Rexroat, the Senate adjourned to meet at 9:30 a. m., Friday, February 18th.

FORTIETH LEGISLATIVE DAY

Friday, February 18, 1927

The Senate, pursuant to adjournment, met at 9:30 a. m., and was called to order by the President Pro Tempore.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Johnson (Caddo), Johnson (Creek), Kimerer, Loofborrow, Looney, Marshall, McCurley Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 40.

Absent: Hill, Terwilleger. Total 2.

Excused: Culp, Otjen. Total 2.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

Upon motion of Senator Rexroat, the Senate recessed to meet at 11:00 a. m.

At 11:00 a. m., the Senate reassembled and was called to order by the President Pro Tempore.

Upon motion of Senator Rexroat, the Senate recessed to meet at 1:30 p. m.

AFTERNOON SESSION

The Senate reassembled at 1:30 p. m. with the president presiding.

Committee from the Honorable House, composed of Representatives Davis (Oklahoma), Aldridge and Pomeroy, was received and requested that a like committee be appointed from the Senate to escort the Governor to the House Chamber, for the purpose of submitting a message to a Joint Session, at 2:00 p. m.

The request was granted and the President appointed as the Senate Committee, Senators Shepherd, Nesbitt and Clark.

At the hour of 2:00 p. m. the Senate proceeded to the House Chamber, for the purpose of a joint session.

JOINT SESSION

The Joint Session was called to order by the President of the Senate, and presented Governor Johnston who read the following Message:

February 18, 1927

To the Honorable Senate and the House of Representatives of the Eleventh Legislature:

I have been seriously considering the necessity of suggesting to you a program or untline of legislative work now pending for your consideration. I am further actuated by the fact that a number of your members have suggested to me the propriety of this course.

Following that line of thought I most seriously ask that you divide your program into four features:

1. Those matters which should be referred to a Commission.

2. Those things involving Constitutional Amendment.

3. Those things involving Federal relations.

4. The direct legislative program before you.

1. Matters for a Commission—Those features which cannot be disposed of at this time because of their far-reaching importance and the broad scope or field of labor which they involve, and which are essentially preparatory to future action and can only be wrought out through the institution of Commissions for such purpose.

There are three such propositions. First —I request that you place as first on your program the passage of an Act providing for revising codifying, annotating and republishing the laws of the State.

Second—The institution of a Commission to revise our tax code for the purpose of reducing our tax laws to a scientific basis in lieu of their dependence upon the old Board of Equalization—this to include the utilization of the information now assembled in the office of the Corporation Commission as well as that in the hands of the Auditor the State Treasurer and that in the hands of the several counties and municipalities of the State. That you provide that such "TAX REVISION COMMISSION" or "BOARD" report back to this Legislature during the early fall of 1927.

Third—We have not only pledged to the people economy, but we have also pledged efficiency. (a) We constitute an "EFFICIENCY COMMITTEE" or "COMMISSION" for the purpose of taking a survey of the several Departments, ascertaining the unnecessary clerks and employees, the means of consolidating their duties and getting more service and value received from each, and eliminating those unnecessary. (b) That we eliminate from the State House those duties and services more properly or better performed at the State University or at the State Agricultural and Mechanical College, or any other of the institutions of the State. (c) That we consolidate and reduce a number of bureaus, commissions and boards, whose duties are overlapping or virtual duplications.

2. Those things involving Constitutional Amendment.

First—I suggest that we submit to the people of the State a Constitutional Amendment providing for a Board of Pardons. Avoid all legislative detail. Merely declare for it.

Second—Submit a provision to the people whereby they may eliminate the necessity for electing those State officers which should be made appointive and thereby materially shorten the ballot.

3. We should consider at once those things involving Federal relations, namely:

First—A memorial to Congress asking for the establishment of a Department of Education, the head of which shall be a member of the President's Cabinet.

Second—A memorial to Congress asking for the establishment of National University, the students of which shall have entrance and privileges in and around the several Departments of Government for the purpose of training in knowledge of the affairs of the State, and in diplomacy and international relationships.

Third—Memorializing Congress to institute an active campaign to eliminate adult illiteracy and to Americanize the foreign element within the United States.

Fourth—To organize a plan and system of extending and increasing vocational training and education and that this State take steps to supplement and locally utilize the benefits thereof.

Fifth—Memorialize Congress to take charge of the Arkansas and Red Rivers and their principal branches, tributaries and feeders, for the purpose of establishing flood water control and the conservation of the rain-fall.

Sixth—The transportation of freight has been the subject of the grossest forms of abuse. The rates are excessive and the method of basing the rate is unjust and discrimatory. There appears to be no general desire on the part of the Interstate Commerce Commission to really give Oklahoma any service whatsoever in the adjustment of rates. That Commission seems to be engaged in service of the persons and interests whom it was designed to regulate.

Seventh—That you create an inter-state freight rate and transportation Commission for the purpose of entering into freight and transportation traffic agreements between Okla-

homa and Arkansas and between Oklahoma and Texas, the same, of course, to be subject to ratification by Congress as provided by Clause 3, Section 10 of Article 1 of the United States Constitution.

4. As to the direct Legislation which should be enacted at this time, I ask you to arrange your program in the following order:

First—A survey of the platform upon which we were all elected and exercise of the utmost good faith to carry it out substantially just as it is written.

Second—In carrying out this platform our next care should be to vitalize the convenant we made with the people to provide a permanent system for the aid of weak schools, at the same time fully and explicitly guarding for fairness and equity in the collection of the revenues necessary to their support and in the disbursement of the funds for such use and in the administration thereof.

Third—As to Highways, let this Legislature, through its Highway Committee:

(a) Make an appraisal of the work that has heretofore been done upon our highways;

(b) Arrive at the exact mileage of each variety of road and the amount of money spent on each;

(c) An appraisal of the exact cost of running the Highway Department.

(d) The expenditure on the several projects and an analytical comparison of the value of each kind of highway work;

(e) A comparative statement of the cost of upkeep, figured over a period of years, whereby we may ascertain the gross expense to the State and prepare to meet the Highway gross expense to the State.

(f) That the overhead be figured as against the amount of money directly applied to the road program;

(g) That this Legislature anticipate a reasonably definite amount of work for each ensuing year with a view of indicating to the Highway Commission the available revenues, and the legislative intent, as to the extent to which our road-building program should be carried into execution, and also with a view to providing funds therefor;

(h) The extent of the traffic on the several lines of the highway, and the character of road appropriate to the weight and volume of traffic thereon.

Fourth—Even a casual examination of our present taxing system discloses much for this Legislature to do. The inequity and the iniquities of our present policy of raising revenues should not be longer ignored. Take the necessary steps to reach the tax dodger and those favored by the grossest discriminations. This much should be done, notwithstanding our general purpose to create a Commission for a complete survey and revision of the tax laws of the State.

The assessment of farm rates in Oklahoma have been as follows:

1914	$429,909,082.00
1920	$627,993,083.00
1926	$640,649 529.00

As you will note, this is an increase of practically $200,000,000.00, or more than 40 per cent, between 1914 and 1920,

and although it is notorious that land values in Oklahoma depreciated approximately one-third from 1920 to 1926, yet the assessed valuation in this State was raised $13,000,000.00 more in the teeth of the general decline.

The city and town lots were assessed in 1914 at over $244,000,000.00 and increased in the six ensuing years including 1920, to an amount of $52,000 000.00 and from 1920 to 1926, that arose to more than $562,000,000.00.

Personal property was assessed in 1914 at $213,000,000.00 and in 1926 at $304,000,000.00.

Figuring on the years 1914 to 1926 inclusive, we have a farm increase of over $211,000,000.00, a city real estate increase of over $218 000,000.00, and a personal property increase of over $91,000,000.00, a total increase for such property being $520,000,000.00. As compared with these amounts, we find that in 1914 the railroads of Oklahoma were assessed at $198,000,000.00, and in 1920 were assessed at $204,000,000.00. The values have been allowed to drop until they are now assessed at $186,000,000.00, or the sum of approximately $12,000,000.00 less than they were in 1914.

The Express Companies of Oklahoma were assessed in 1914 at $755,000.00, in 1926 at $648,000.00, or $17,000.00 less than they were 12 years ago.

In the face of the fact that the oil and gas pipe line industry was in its comparative infancy in 1914, and now extends more or less all over the State in numerous additional fields, yet, we find that the assessed valuation of pipe lines of the State have increased less than $7,000,000.00.

It does not take a statesman, a mathematician, or a philosopher to discover that this record is at least a little peculiar.

Fifth—We should keep in mind that the era of redistribution of factories is at hand, the era of redistribution of population is also here, and we should encourage relocation of cotton spindles and other factories. We should remember that the chief enemy of these industries is excessive ad valorem taxation, and in our tax re-adjustment hold jour encouragement therefor by devising other means of taxation that will release and virtually eliminate our present excessive ad valorem tax.

Sixth—Supplementing the memorial to Congress to take charge of the conservation of rainfall and flood waters, Oklahoma, as a State, should take certain advance steps to establish the same, also to encourage re-forestation, terracing and the use of proper and economical methods of restraining the floods, and at the same time providing for using the impounded water in irrigating the lands of riparian owners and those on approximately similar levels.

We should repeal all laws which authorize any Commission or Board to endanger the land owners with bonded indebtedness for the irrigation, drainage or flood control, at all times providing for local districts wherein any action taken shall require the consent not only of the majority of the land owners, but also the owners of a majority of the acreage affected thereby.

I personally believe two-thirds of the cost of these projects should be met by the United States and one-half of the residue by the State.

Seventh—The bane of our industries is the strike and the lockout system. It has destroyed some of our most valuable and important mining enterprises in Oklahoma and in places like the anthracite fields of Pennsylvania and elsewhere, has laid waste vast commercial and industrial districts, brought

business to the point of wreckage, and labor to the point of starvation.

I recommend for your careful examination the arbitration acts of the various states and the arbitration and strike policy of Canada. Our own State Constitution anticipated and provided for arbitration in all matters of dispute between Capital and Labor, and I ask you to seriously undertake the solution of this vast and annoying problem. Let Labor have its resort to a tribunal with proper jurisdiction to establish schedules that will, by rules and regulation, prevent the dissolution of industry.

Eighth—The Workman's Compensation Law of our State is one of the best steps taken in the United States in the interests of service to the working man. It was wrought out by some of the best minds of the nation, and was a masterstroke in behalf of humanity. However, it is now plain that there are several abuses which have grown up under the system, chief among which has been the method of insurance carriers in settling with the victims. Hobbling over this State are numerous defectives which our industries have left shattered and maimed for life, they whom rapacity and greed have abandoned to a forlorn lot by virtue of the activities of those who skulk among them and settle their damages at grossly inadequate sums; and in addition to that there should be very decided measures regulating every settlement of this character, and providing for the terms to be effected only in the presence of the District or County Judge in open court or some other equivalent method of protecting the victims. In addition thereto a means of appealing from the decision of the Industrial Commission to a Court and Jury of the County where the accident occurred should be provided by merely filing a request, and without any pleadings whatsoever except such request and the transfer of the files in the case to such court of the County where the accident occurred, in like manner as appeals are taken from the findings and appraisals of appraisal boards under the law of Eminent Domain.

Ninth—I recommend that we anticipate the rapidly developing conditions of our State; the advance in the price of lands and our beautiful natural scenery afford the State splendid opportunity to provide and care for natural parks, play-grounds and outing places, including the proper care of fish and game. I recommend that you provide the funds for the purchase of parks and play-grounds and this, in connection with our rapidly improving road system and the proper encouragement of irrigation and truck and garden farming along our streams, will fill our valleys with happy homes of prosperous and contented and successful people.

Tenth—I recommend that you secure a volume from the library on the subject of uniform acts and approved by the National Conference on Uniform State Laws, and, using the act therein contained as a basis adopt a proper law dealing with husbands and fathers who desert or fail to support their wives and children. This in the interest and protection of wives, mothers and children who are perhaps more unfortunate than orphans.

Eleventh—Our Widow's pension law is not conceived from the proper angle. We need the Widow's pension law, but it should be extended and improved. One of the principal things we should have in mind is that this law should be more of the nature of an orphans' pension law and give more thought to care for the orphaned deserted children.

Twelfth—It is a time-honored maxim that "Justice Delayed, is Justice Half Denied," and this is true in civil as well as criminal procedure and relief. We should provide relief for the delays in both our civil and criminal court. They are doing a colossal amount of work much larger than the Judges of other States, but the demand is also colossal, and this Legislature should meet the requirements for an improved condition.

Thirteenth—In our platform we made a covenant with the people that we would provide a forum, or a just opportunity at least, which would provide for certainty and honesty in a counting and return, also in the examination re-count and proper return of election results, more especially in the Primary elections, that we may insure in all respects an absolutely fair election law in our State, more especially providing direct and inexpensive, fair and certain methods of a recount at the primary. Let your committee on Elections give this matter due and timely attention without further delay.

Fourteenth—Make provision for conducting a real Reformatory at Granite whereby we will give intellectual, industrial or vocational, and moral training to the inmates thereof.

Fifteenth—No law is well written except in the hands of its friends. Let me ask that you commit to those who have engaged in prosecuting criminal cases and handling and dealing with the criminal element, the great cause of reformation of the Code of Criminal Procedure, and that you examine the 36th or 37th specifications which I have heretofore certified up to you, with a view of bringing about a definite line of criminal law reform. Let us have speedy trials and definite reformation of our criminal procedure in the utmost good faith.

Sixteenth—Place on the Legislative program the strengthening improvement and extension of the prohibition and enforcement laws of Oklahoma.

Seventeenth—As to farm aid, now that Congress seems upon the eve of keeping the platform pledges of the 1926 campaign, let Oklahoma also keep the faith and carry into effect our platform pledges for farm relief, by bringing the State into co-operation with farm enterprises as to public storage reducing cost of transportation, providing against the long haul, and placing the Bureau of Markets on a more workable basis.

Eighteenth—Numerous citizens of the United States, including many from our own State, have been called into Mexico and several South American countries, a few into Australia, and the Islands in the Indian Ocean, and some even to Asiatic nations, by virtue of the expansion of our foreign trade and the development of the oil industry among some nations of that character. Our laws provide for the acknowledgment of certain contracts and instruments of conveyance in foreign countries before a Counsul or Minister of the United States, and make no provision, at least no adequate provision, for the acknowledgment of those contracts and other instruments which our law requires to be acknowledged. It is quite common for our American citizens, in order to find an authorized officer in such foreign countries, to be compelled to travel as much as 50 to 1,000 miles, frequently under very inconvenient and expensive modes and conditions of travel. It is therefore of the *utmost importance* that we now pass a Foreign Notary Public Act whereby they may be designated and listed for the accommodation of Oklahoma citizens in foreign lands.

Nineteenth—I recommend that we adopt the Uniform Bills of Lading Act drafted in 1909 and adopted into 25 states of the Union.

Twentieth—I recommend that you studiously and carefully examine the laws on inheritance taxes with a view of causing the Oklahoma Statutes to accord with those the best conceived and written for the purpose of serving the people of our State, more especially the Texas Act.

Twenty-first—It fell to my lot to be concerned in the settlement of an estate wherein a wealthy person had become an inmate of a hospital, and after having placed himself in its charge and before he had reached the stage where he was wholly confined to his bed, drafted a will in which he deprived his family and relations of nearly all of his property and as-

signed or willed a major portion thereof to the institution of which he was an inmate. This involved extended litigation, enormous expense, and an outraged family. I therefore recommend that we examine the California Act, providing for the safeguarding of invalids and those who are in charge of Doctors, Nurses and Institutions, and prohibiting the making assignments and wills conferring bequests upon those who have charge of invalids, except in those cases wherein they are only fairly compensatory or are made to those who by ties of nature have corresponding claims upon the decedent. However, the California Statute does not go far enough and among other provisions which should be embodied should be a clause prohibiting any such transactions for a period of at least one year prior to the death of the Testator.

Twenty-second—I suggest the enactment of Extradition Laws as affecting persons of unsound mind, and in this respect I refer to you the Act of 1916 of the Uniform Acts of the several States of the Union. See also the Statutes of Nevada, Tennessee, Massachusetts and Illinois.

Twenty-third—In this day of the aeroplane, and especially since it is participating in the mail service, it is well to call your attention to the fact that in 1922 the National Conference of the Commissioners for Uniform Sate Laws drafted a bill for the purpose of providing proper legislation in the interest and for the safety and betterment of said service. I trust this Legislature will examine and give timely attention to the necessities for this type of legislation.

Twenty-Fourth—With like degree of thought and consideration, a uniform Act is now in force in fifteen to eighteen of our States, controlling and regulating the transfer of corporate stock within the several states, adopting the same, and Oklahoma should examine this Act with a view to adding additional safeguards to the provision we now have in force on the statute of our own State.

Twenty-fifth—I recommend that we set apart all bonus money all royalty and all escheat and forfeiture of money and property, not to the school fund to be spent as such, but to the "Permanent School Fund." Let us also set apart one-fifth to one-fourth of the gross production tax of the State, to the Permanent School Fund with a view to building up the greatest public school endowment in the nation. Likewise, at the end of a fiscal year the unexpended balance of money and all funds or appropriations.

Twenty-six— Let me ask that you re-enact the Laws on the subjects of

Conspiracy,
Trusts
Monopolies, and
Restraint of Trade,

and put teeth into them and actual penalties into the same.

Twenty-seventh—In the matter of Fire Insurance: The State of Kansas has just passed through a series of litigation which has placed several million dollars into the hands of its policy holders. Let me beseech you to examine the laws and follow the example of that State. The Kansas Insurance laws and administration of the same have reduced her rates greatly below that of Oklahoma.

There are numerous other matters of a more or less important nature such, for instance, as our Motor Vehicle Laws. We have some excellent motor and vehicle laws, but they are capable of vast improvement, such as regulating brakes, glaring lights, requiring slow moving vehicles to take the extreme right of the road and numerous other regulations more or less of a police nature; our Stop, Look and Listen Law should be revised to make it apply only to those crossings designated by the Corporation Commission. In any case where the rail-

road company pleads the violation of the Stop, Look and Listen law as a statutory regulation in defense of any damage suit, the fact of so pleading or taking any advantage whatsoever of such provision as a defensive matter should work a revocation of all such provisions as to all crossings of the company so using said defense. The purpose of the Stop, Look and Listen Law should be to conserve life and property and to increase the public safety, and not to act as a defensive matter for the corporation of the State.

The foregoing contains much new and additional matter, and yet to a large extent reiterates suggestions heretofore made.

One of my principal purposes in submitting the foregoing message has been to give order, system and arrangement to your plan of work for the residue of the session and to operate as a guarantee against omitting or neglecting certain important matters and guarding against their becoming jammed in the machinery of the closing hours.

I beseech a spirit of concord between the Senate and the House, and also between both Branches of the Ligislature and the Executive Office, not only from the angle of the personal relationships of the several parties, but for the sake of the work for the people entrusted to our care and keeping. The messages I have submitted have revealed my standpoint, and that constitutes my record. The Legislature must write its own record. Your acts and your fidelity to our platform constitue your record. I stand ready to help and co-operate with you in the full performance of all these things, not as a dictator but as an assistant and co-laborer in the great cause of public service.

The gross results will constitute our joint record, the bonds of brotherhood, the bonds of service to the children, the

homes and the fire-sides; the poor and the dependent; the aid, the benefactor and the assistant of financial, industrial business and welfare. With mutual trust and confidence let us engage in the great work of the closing days of the Session with renewed vigor and intent efforts and a consecration to the task at hand.

Respectfully submitted,

HENRY S. JOHNSTON,
Governor.

Upon motion of Senator Rexroat, the joint session was dissolved.

The Senate reassembled in the Senate Chamber, with the President presiding.

COMMITTEE REPORTS

The following Committee Reports were summitted, the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Constitution and Constitutional Amendments, to whom was referred HOUSE CONCURRENT RESOLUTION NO. 3, by Laskey, Windle, Brown, Reeves, Cobb, and Smith of the House, and Goodall, Marshall, and McCurley, of the Senate, entitled:

A Resolution proposing an amendment to Section 3, Article 6, of the Constitution of the State of Oklahoma, defining the qualifications of elective officers.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MARSHALL, Chairman

Mr. President: We, your Committee on Soldiers' Relief to whom was referred SENATE JOINT RESOLUTION NO. 10, by Smith of the Senate, and Graham of the House, entitled:

> A Joint Resolution authorizing and directing the State Auditor to issue Public Building Bonds to the full amount authorized under Chapter 89, Session Laws of 1910 and 1911,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

JOHNSON (Caddo) Vice Chairman.

Mr. President: We your Committee on Agriculture to whom was referred SENATE BILL NO. 58, by Committee on Agriculture, entitled:

> An Act amending Section 3689, Compiled Oklahoma Statutes 1921, relating to quarantine and inspection for foot and mouth disease: Providing authority for Federal Inspectors: Requiring the slaughter of diseased and exposed animals and compensating the owners thereof: Providing a penalty for violation hereof: Repealing all Acts in conflict herewith and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MRS. LOONEY, Chairman.

Mr. President: We, your Committee on Soldiers' Relief, to whom was referred SENATE BILL NO. 129, by Smith of the Senate, and Graham of the House, entitled:

An Act providing for the construction and equipment of a War's Memorial Building on the Capitol Grounds at Oklahoma City, Oklahoma, making an appropriation therefor, and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

JOHNSON (Caddo) Vice Chairman.

Senate Bill No. 129 as referred to the Committee on Appropriations for further consideration.

Mr. President: We, your Committee on Agriculture, to whom was referred SENATE BILL NO. 173, by Committee on Agriculture, entitled:

An Act providing for the operation of Public Warehouses or Grain Elevators under certain conditions: Prescribing a penalty for the violation of the provisions of this Act; Providing that prosecutions for a violation of any of the provisions of said Act may be brought by either the County Attorney of the county of venue or by the Attorney General of the State of Oklahoma; and repealing all Acts and parts of Acts in conflict therewith.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MRS. LOONEY, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred SENATE BILL NO. 188 by Fidler, VanDall, Hill, Johnson (Creek), and Peck, entitled:

An Act authorizing Boards of County Commissioners of the counties of the State of Oklahoma to employ auditors and accountants to make county audits, financial reports and accounting statements, and to assist the County Attorney in the defense of tax litigation against the counties and municipal subdivisions thereof; Providing compensation therefor, repealing all laws in conflict herewith and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

WHEATLEY, Chairman.

Mr. President: We, your Committee on Agriculture to whom was referred SENATE BILL NO. 194, by Committee on Agriculture entitled:

An Act creating the office of State Pomologist and assistant, authorizing the appointment, fixing salaries of said officers, and making an appropriation for the payment of salaries and other expenses of said officers and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MRS. LOONEY, Chairman.

Senate Bill No. 194 was referred to the Committee on Appropriations for further consideration.

Mr. President: We, your Committee on Agriculture to whom was referred SENATE BILL NO. 197, by Committee on Agriculture, entitled:

An Act providing for the growing of certain varieties or species of Cotton in this State; Prohibiting the picking, harvesting, or ginning, or the possession with intent to plant in this State, of any other variety or species of Cotton in this State; making violation of this Act unlawful and fixing a penalty therefor; repealing all Acts, etc.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MRS. LOONEY, Chairman.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Concurrent Resolution No. 7 and Senate Bill No. 145 correctly engrossed.

BOYER, Chairman.

The President signed Engrossed Senate Concurrent Resolution No. 7, in open session, and ordered the same transmitted to the Honorable House for consideration.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 221, by Darnell, Rexroat, VanDall and Ferguson.—A bill providing for the authentification and identification of election ballots; providing for the installation of a voting device or ballot protectograph to be used in general, primary and special elections in the State of Okla-

homa; providing for the use and custody thereof; fixing penalties for violation thereof; repealing all Acts and parts of Acts in conflict therewith.

SENATE BILL NO. 222, by Johnson (Creek).—An Act providing for a refund of mileage taxes erroneously paid; making an appropriation therefor, and declaring an emergency.

SENATE BILL NO. 223, by Storms.—An Act regulating the conduct of Poultry business; prescribing a punishment for the violation thereof and declaring an emergency.

SENATE BILL NO. 224, by Gray.—An Act repealing Sections 3712, 3713, 3714, 3715, 3716, 3717 and 3718, C. O. S. 1921, repealing all Acts in conflict therewith and declaring an emergency.

SENATE BILL NO. 225 by Gray.—An Act repealing House Bill No. 189 of the 10th Legislature, being Chapter 147, Session Laws of Oklahoma, 1925, repealing all laws in conflict therewith, and declaring an emeregency.

SENATE JOINT RESOLUTION NO. 23, by Anglin.—A resolution ratifying the proposed amendment to the Constitution of the United States to give Congress the power to limit, regulate and prohibit the labor of persons under 18 years of age; and declaring an emergency.

SENATE JOINT RESOLUTION NO. 24, by Waldrep.—A Resolution proposing an amendment to Article 10 of the Constitution of the State of Oklahoma to be known as Section 25-A of said Article; creating a State Highway Commission providing aid in the construction of a connected state wide system of durable hard surfaced roads in the State; providing aid in the construction thereof by the issuance of negotiable coupon bonds of said State in the aggregate amount of $40-000,000.00, etc.

Upon motion of Senator Waldrep, Senate Joint Resolution No. 24 was ordered printed.

SENATE JOINT RESOLUTION NO. 25, by Gray.—A Resolution authorizing the use in perpetuity by the Post Office Department of the United States of rooms in the State Capitol Building for Post Office purposes.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 213, by Loofbourrow and Hill—To Committee on Judiciary No. 2.

SENATE BILL NO. 214, by Fidler Anglin and Boyer—To Committee on State and County Affairs.

SENATE BILL NO. 215, by Rexroat—To Committee on Judiciary No. 1.

SENATE BILL NO. 216, by Anglin—To Committee on Education.

SENATE BILL NO. 217, by Goodall—To Committee on Fees and Salaries.

SENATE BILL NO. 218, by McCurley, Fidler, Waldrep, Rexroat of the Senate, Reeves, Faulk, Thomas, Beck, James, Deardorff and Leecraft of the House—To Committee on Agriculture.

SENATE BILL NO. 219, by Shearer, Hill, VanDall, Nesbitt, Marshall, Rexroat, Powers, Shepherd and Graham—To Committee on Roads and Highways.

SENATE BILL NO. 220, by Smith—To Committee on Judiciary No 1.

Upon motion of Senator Gulager, SENATE BILL NO. 102, by Gulager, was ordered printed in advance of the report of the Committee, to which it was referred.

Upon motion of Senator Graham, SENATE BILL NO. 78, by Graham, of the Senate and Kight, of the House, was ordered printed in advance of the report of the Committee, to which referred.

Senator Looney moved that SENATE BILL NO. 82, by Looney, be withdrawn from the Committee on Public Health, printed and placed upon the calendar, which motion was tabled upon motion of Senator Kimerer.

Upon motion of Senator Looney Senate Bill No. 82 was withdrawn from the Committee on Public Health and referred to the Committee on Education.

At the request of Senator Waldrep Senator Pullen was excused for the remainder of this legislative day.

THIRD READING

SENATE BILL NO. 145 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrew, Boyer, Clark, Darnell, Ferguson, George, Goodall Graham, Gray, Gulager Harper, Johnson (Caddo), Kimerer, Looney, Marshall, Nesbitt, Peck, Powers, Reed

Rexroat, Rice Shepherd, Simmons, Stewart, Storms, Thomas, Waldrep, Wheatley, Williamson. Total 29.

Nays: 0.

Not Voting: Anglin, Austin, Filder, Johnson (Creek), Loofbourrow, McCurley, Pullen, Shearer, Smith, Stigler, VanDall. Total 11.

Absent: Hill, Terwelliger. Total 2

Excused: Culp, Otjen. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Boyer, Cark, Darnell, Ferguson George, Goodall, Graham, Gray, Gulager Johnson (Caddo). Kimerer, Loofborrow, Looney, Marshall, Nesbitt Peck, Powers, Reed, Rexroat, Rice, Shepherd, Simmons, Stewart, Stigler, Storms, Thomas, Waldrep, Wheatley Williamson. Total 30.

Nays: 0.

Not Voting: Anglin, Austin, Fidler, Harper, Johnson (Creek), McCurley, Pullen, Shearer, Smith, VanDall. Total 10 .

Absent: Hill, Terwilleger. Total 2.

Excused: Culp, Otjen. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President in open session, signed the engrossed copy of Senate Bill No. 145 and ordered the same transmitted to the Honorable House.

GENERAL ORDER

Senator Johnson (Caddo) asked unanimous consent, which was granted, to advance SENATE BILL NO. 48, by Johnson (Caddo), to engrossment and third reading.

Senator Johnson (Caddo) asked unanimous consent, which was granted, to advance SENATE BILL NO. 87, by Johnson (Caddo), Johnson (Creek), Thomas, Goodall, Storms, Stigler Otjen and Hill, to engrossment and third reading.

Senator Wheatley asked unanimous consent, which was granted, to advance SENATE BILL NO. 211, by Loofbourrow, to engrossment and third reading.

Senator Wheatley asked unamimous consent, which was granted, to advance SENATE BILL NO. 212, by Loofbourrow, to engrossment and third reading.

The President announced there were matters on his desk for the consideration of the Senate in executive session.

Upon motion of Senator Graham, the Senate closed its doors and went into executive session.

The Senate reassembled in open session, with the President presiding, who announced that the Senate had advised and consented to the following executive nomination:

FOR MEMBER OF FISH AND GAME COMMISSION
O. P. Slack, of Atoka, Oklahoma.

Senator Goodall moved that when the Senate adjourns on next Monday, February 21st, it adjourn to meet on Wednesday February 23rd, in order to observe Washington's birthday, which motion prevailed.

SPECIAL ORDER

SENATE BILL NO. 138, by Fish and Game Committee was considered further.

Sections 146, 147, 148 and 149 were read and adopted, upon motions of Senator Graham.

Section 107, out of numerical order as read and adopted, upon motion of Senator Graham.

Senator Harper asked unanimous consent, which was granted to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, line 8, page 50, by inserting after the word, "animals," and before the word "as," the words, "except opossums."

HARPER.

Senator Andrews asked unamimous consent which was granted to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 138, lines 17 and 18, page 33, by striking after the word, "Oklahoma," in line 17, all the remainder of the section.

ANDREWS.

Upon motion of Senator Graham, Senate Bill No. 138, as amended was advanced to engrossment and third reading.

The following Message from the Honorable House was received and read:

TO THE PRESIDENT OF THE SENATE,
SIR:

I am directed by the House of Representatives to return herewith,

ENROLLED SENATE JOINT RESOLUTION NO. 5, by Anglin, entitled:

A Resolution transferring and re-appropriating certain balances of funds appropriated at the regular session of the Tenth Legislature of the State of Oklahoma, for the Bureau for the Preparation of Budget, for the fiscal year ending June 30, 1926; and declaring an emergency.

and to advise you and through you the Honorable Senate that the same has been read for the fourth time, and been signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,
Chief Clerk.

Enrolled Senate Joint Resolution No. 5 was referred to the Governor for consideration.

Upon motion of Senator Rexroat, the Senate adjourned to meet at 10:00 o'clock a. m., February 21st.

FORTY-FIRST LEGISLATIVE DAY

Saturday, February 19th, 1927.

NO SESSION

FORTY-SECOND LEGISLATIVE DAY

Monday, February 21, 1927

The Senate pursuant to adjournment, met at 10:00 a. m., and was called to order by the President Pro Tempore.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Darnell, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Caddo), Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 40.

Absent: Clark, Ferguson, Loofbourrow. Total 3.

Excused: Culp. Total 1.

The President Pro Tempore announced a quorum present. Prayer was offered by the Chaplain.

Upon motion of Senator Rexroat, the Senate recessed to meet at 1:30 p. m.

AFTERNOON SESSION

The Senate at 1:30 p. m., was called to order by its President.

COMMITTEE REPORTS

The following Committee Report was submitted, the bill ordered printed and placed upon the calendar:

Mr. President: We, your Committee on Revenue and Taxation to whom was referred HOUSE BILL NO. 49, by Moon, entitled:

> An Act authorizing cities with a population of more than 30,000 inhabitants, according to the last Federal Decennial Census, to levy and collect a special ad valorem tax not exceeding one mill over and above and in excess of the six mill levy authorized for general purposes; the funds derived from said special tax shall be used exclusively for making permanent improvements within the City parks owned by such City; Repealing all laws in conflict herewith and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

FIDLER, Chairman.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 226, by Storms and Fidler.—An Act authorizing and empowering any Board of Education of any Charter City or city of the first class of the State of Oklahoma, to establish a fund for sick benefits, disability benefits, and retirement benefits, for the public school teachers, principals and supervisors of such district, and authorizing such Board to levy an ad valorem tax for such purpose and to make all needful rules and regulations therefor.

SENATE BILL NO. 227, by Andrews.—An Act authorizing and directing the Board of County Commissioners of Pittsburg County, Oklahoma, to include in its annual estimate, and the Excise Board of said county to make an extra annual levy in sum equal to one half of one mill for a jury and witness fund in district court, and declaring same not to be a current expense; repealing all conflicting laws, and declaring an emergency.

SENATE BILL NO. 228, by Johnson (Creek).—An Act repealing Section 5678 C. O. S. 1921, and declaring an emergency.

SENATE BILL NO. 229, by Johnson (Creek).—An Act amending Section 5677, C. O. S. 1921, and declaring an emergency.

SENATE BILL NO. 230, by Anglin.—An Act amending Section 249, C. O. S. 1921, relating to the service of summons upon an infant, and providing procedure for the service of summons upon feeble minded or insane persons who are inmates of public institutions, and declaring an emergency.

SENATE BILL NO. 231, by Anglin.—An Act amending Section 7255, C. O. S. 1921, relating to the number of hours each day public employees may work; providing that nurses in state hospitals or institutions may be on duty 12 hours each day, and declaring an emergency.

SENATE BILL NO. 232, by Soldiers' Relief Committee.—An Act providing for additional building for dining room and kitchen to be used in connection with separate ward buildings heretofore established at the Central Oklahoma State Hospital, etc.

SENATE BILL NO. 233, by Darnell, Williamson Nesbitt, Fidler and Austin.—An Act creating the office of an additional attorney, law clerk and stenographer for the Banking Department, fixing the salaries, repealing Chapter 50, Session Laws 1925, and declaring an emergency.

SENATE BILL NO. 234, by Goodall.—An Act providing for a code commission for the State of Oklahoma, which commission shall codify all the laws and statutes of the State of Oklahoma.

SENATE BILL NO. 235, by Fidler of the Senate, Reeves and Jolly of the House.—An Act to repeal an act entitled "An Act providing for the enforcement of tax liens on lands and town lots, by foreclosure proceedings, where the tax sale certificates, tax deeds or any of the proceedings relating thereto are void, etc.

SENATE BILL NO. 236, by Austin.—An Act relating to pools, trusts, conspiracies and discriminations, prescribing the penalties for violation thereof and declaring an emergency.

SENATE JOINT RESOLUTION NO. 26, by Smith.—Authorizing the use by the Soldiers' Relief Commission of the State of Oklahoma of a hall in the State Capitol Building; and declaring an emergency.

SENATE JOINT RESOLUTION NO. 27, by Anglin.—A Resolution appropriating the sum of $262.50 to pay the salary of Mrs. Mary C. Perkins, secretary of the Oklahoma Real Estate Commission, etc.

SENATE CONCURRENT RESOLUTION NO. 11, by Pullen, Shepherd, Thomas, Simmons, McCurley and Nesbitt.—A Concurrent resolution authorizing the Governor of the State of Oklahoma to appoint a Commission to make a survey of all State Departments and Institutions for the purpose of eliminating useless employees and boards and make needed consolidations.

SENATE CONCURRENT RESOLUTION NO. 12. by McCurley and Goodall.—A Concurrent Resolution memoralizing Congress to assist in extending and increasing vocational training and education.

SENATE CONCURRENT RESOLUTION NO. 13, by Gulager, Johnson (Caddo), Goodall, Pullen and Simmons. —Authorizing the Governor of the State of Oklahoma to appoint a Commission for the revision of the tax code of the State of Oklahoma.

SENATE CONCURRENT RESOLUTION NO. 14, by Goodall, Johnson (Caddo), Gulager, Storms, Pullen, Simmons.—Memoralizing Congress of the U. S. to establish a national department of education with the head thereof to be a member of the President's Cabinet.

SENATE CONCURRENT RESOLUTION NO. 15, by Shepherd, Reed, McCurley, Nesbitt and Goodall.—Providing for the appointment of a commission by the Governor of the State of Oklahoma for the purpose of revising the Criminal Code of Procedure of the State of Oklahoma.

SENATE CONCURRENT RESOLUTION NO. 16, by Johnson (Caddo).—Memorializing Congress of the U. S. to take steps to eliminate adult illiteracy and to Americanize the foreign element.

SENATE CONCURRENT RESOLUTION NO. 17, by Thomas, Gulager, Pullen, Johnson (Caddo), Goodall and Simmons.—Memoralizing the Congress of the U. S. to establish a National University at Washington, D. C.

SENATE CONCURRENT RESOLUTION NO. 18, by Goodall and Gulager.—Memoralizing Congress to enact such necessary laws to take charge of the Red River and Arkansas River for the purpose of establishing flood control and to conserve rainfall.

SENATE CONCURRENT RESOLUTION NO. 19, by Simmons, McCurley and Nesbitt.—Memoralizing Congress of the U. S. to enact such laws as will secure just and reasonable freight rates to Oklahoma and the entire southwest.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 221, by Darnell, Rexroat, VanDall and Ferguson.—To Committee on Privileges and Elections.

SENATE BILL NO. 222, by Johnson (Creek).—To Committee on Appropriations.

SENATE BILL NO. 223, by Storms.—To Committee on Judiciary No. 2.

SENATE BILL NO. 224, by Gray.—To Committee on Public Service Corporations.

SENATE BILL NO. 225, by Gray.—To Committee on Public Service Corporations.

SENATE JOINT RESOLUTION NO. 23, by Anglin. —To Committee on Constitution and Constitutional Amendments.

SENATE JOINT RESOLUTION NO. 24, by Waldrep. —To Committee on Roads and Highways.

SENATE JOINT RESOLUTION NO. 25, by Gray.— To Committee on State and County Affairs.

GENERAL ORDER

President Pro Tempore Williamson presiding.

SENATE BILL NO. 107, by Anglin, was considered further.

The sub-division, DISTRICT COURTS, was re-read.

Senator Anglin, as a substitute for the Fidler amendment to this sub-division, submitted on last Thursday, offered the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 107, line 6, page 13, by striking the figures, "18,000.00—18,000.-00," and inserting the figures, "16,500.00—16,500.00."

ANGLIN.

Senator Pullen raised the point of order that there was not a quorum present.

The President Pro Tempore, after instructing the Sergeant-at-Arms to notify absent Senators to come into the Senate Chamber, ordered a roll call, which was as follows:

Andrews, Anglin, Austin, Boyer, George, Graham, Gulager, Harper, Johnson (Creek), Kimerer, Marshall, McCurley, Nesbitt, Peck, Pullen, Shearer, Shepherd, Stewart, Stigler, Storms, Terwilleger, VanDall, Wheatley, Williamson. Total 24.

Excused, account Committee Work: Darnell, Fidler, Goodall, Gray, Hill, Johnson (Caddo), Looney, Otjen, Powers, Reed, Rexroat, Rice, Simmons, Smith, Thomas, Waldrep. Total 16.

Absent: Clark, Ferguson, Loofbourrow. Total 3.

Excused: Culp. Total 1.

A quorum of the Senate was declared present.

The vote recurring on the Fidler amendment, submitted on last Thursday, the same failed of adoption

Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, line 18, page 12, by striking the figures, "82,800.00--82,800.00," and inserting, "184,000.00—184,000.00."

ANGLIN.

Senator Fidler submitted the following amendment, which was tabled upon motion of Senator Anglin:

Mr. President: I move to amend Senate Bill No. 107, line 1, page 13, by striking the figures, "3500.00—3500.00," and inserting "1750.00—1750.00."

FIDLER.

Senator Gulager submitted the following amendment, which was tabled upon motion of Senator Anglin:

Mr. President: I move to amend Senate Bill No. 107, line 7, page 13, by striking the words, "and reporters"

GULAGER.

Senator Smith submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107, line 10, page 13, by inserting after the words, "Supreme Court," the words, "but each District Judge and his reporter shall be limited to a maximum of $6.00 per diem, expense account, each, exclusive of transportation."

SMITH.

Senator Anglin, as a substitute, submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 107, line 10, page 13, by inserting the words, "the District Judges to receive $5.00 per day, in excess of actual traveling expenses, out of which he shall pay all other expenses when out of district."

ANGLIN.

Upon motion of Senator Graham, the Smith amendment was tabled.

Senator Fidler submitted the following amendment, which was tabled upon motion of Senator Anglin:

Mr. President: I move to amend Senate Bill No. 107, line 10, page 13, by adding after the word, "Court," the words, "in no case shall expense of reporter exceed $4.00 per day, in excess of transportation"

FIDLER.

Upon motion of Senator Austin, the sub-division, DISTRICT COURTS, as amended, was adopted.

There being no amendments offered, the following sub-divisions were adopted as read, upon motions of Senator Anglin:

STATE REPORTER.
STATE LIBRARY.
SECRETARY OF STATE.

ATTORNEY GENERAL:

Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, line 2, page 17, by striking the figures, "21,000.00," and inserting the figures, "21,600.00."

ANGLIN.

Senator Andrews submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Bill No. 107, line 5, page 17, by striking all of said line.

ANDREWS.

Upon motion of Senator Anglin, the sub-division, as amended, was adopted.

Senator Harper presiding.

Upon motion of Senator Anglin the sub-division, STATE TREASURER, was adopted, as read.

COMMISSIONERS OF LAND OFFICE:

Senator Fidler submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107, line 7, page 20, by striking the figures, "3000.00—3000.00," and inserting the figures, "4000.00—4000.00."

FIDLER.

The Presiding Officer ruled the Fidler amendment out of order, stating that the salary referred to was fixed by statute.

Upon motion of Senator Anglin, the sub-division was adopted as read.

STATE BOARD OF PUBLIC AFFAIRS:

Senator Andrews submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107, line 12, page 23, by striking all of line 12.

ANDREWS.

Senator Anglin moved that the Andrews amendment be tabled, which motion failed of adoption.

The vote recurring on the Andrews amendment, the same failed of adoption.

Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, between lines 12 and 13, page 25, by inserting the following:

"Maintaining and Improving Capitol grounds 10,000—10,000."

ANGLIN.

Upon motion of Senator Anglin, the sub-division, as amended, was adopted.

CONSTRUCTION AND MAINTENANCE OF THE CAPITOL BUILDING AND POWER HOUSE:

Senator McCurley submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107, line 2, page 26, by striking all of said line.

McCURLEY.

Senator Fidler moved that the McCurley amendment be tabled, which motion failed of adoption.

The vote recurring on the McCurley amendment, the same prevailed.

Upon motion of Senator Anglin, the sub-division, as amended, was adopted.

STATE INDUSTRIAL COMMISSION:

Senator Andrews submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107, line 10, page 27, by striking line 10.

ANDREWS.

Senator Anglin moved to table the Andrews amendment, which motion failed of adoption.

The vote recurring on the Andrews amendment, the same was adopted.

Upon motion of Senator Anglin, the sub-division, as amended, was adopted.

STATE AUDITOR:

Senator Fidler submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107, line 12, page 29, by striking the figures "1800.00—1800.00," and inserting the figures "2400.00—2400.00."

FIDLER.

Senator Anglin raised a point of order against the Fidler amendment, which was sustained by the Presiding Officer, stating that the salaries under this sub-division, were fixed by statute.

Senator Andrews submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Bill No. 107, line 8, page 31, by striking line 8.

ANDREWS.

Senator Pullen submitted the following amendment, which was tabled upon motion of Senator Fidler:

Mr. President: I move to amend Senate Bill No 107, line 13, page 31, by striking the figures, "18,000.00—18,000.-00," and inserting the figures, "10,000.00—10,000.00."

PULLEN.

Senator Gulager submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Bill No. 107, lines 11 and 12, page 31, by striking the words "purchase and"

GULAGER.

Upon motion of Senator Anglin, the sub-division was adopted, as read.

DEPARTMENT OF LABOR:

Senator Andrews submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Bill No. 107, line 8, page 33, by striking line 8.

ANDREWS.

Senator Andrews submitted the following amendment, which was tabled upon motion of Senator Fidler:

Mr. President: I move to amend Senate Bill No. 107, line 12, page 33, by striking said line.

ANDREWS.

Upon motion of Senator Anglin, the sub-division was adopted, as read..

Upon motion of Senator Anglin, the sub-division, STATE EXAMINER AND INSPECTOR was adopted, as read.

CHARITIES AND CORRECTIONS:

Senator Andrews submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, line 6, page 35, by striking said line.

ANDREWS.

Upon motion of Senator Anglin, the sub-division was adopted, as read.

STATE INSURANCE COMMISSIONER:

Senator Andrews submitted the following amendment, which was tabled upon motion of Senator Fidler:

Mr. President: I move to amend Senate Bill No. 107, line 11, page 36, by striking said line.

ANDREWS.

Upon motion of Senator Anglin, the sub-division was adopted, as read.

There being no amendments offered, the following sub-divisions were adopted, as read upon motions of Senator Anglin:

STATE INSURANCE BOARD.
STATE BAR COMMISSION.
STATE BANKING DEPARTMENT.

CORPORATION COMMISSION:

Senator Darnell submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, lines 1 to 4, inclusive, page 42, by striking said lines.

DARNELL.

Senator McCurley submitted the following amendment, which was tabled upon motion of Senator Anglin:

Mr. President: I move to amend Senate Bill No. 107, line 12, page 44, by striking the figures, "25,000.00—25,000.-00," and inserting the figures, "50,000.00—50 000.00."

McCURLEY.

Upon motion of Senator Anglin, the sub-division, as amended, was adopted.

STATE MARKET COMMISSION:

Senator Andrews submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107, line 10, page 45, by striking said line.

ANDREWS.

Senator Reed moved to table the Andrews amendment.

The President presiding.

By unanimous consent, further consideration of Senate Bill No. 107 was deferred for this legislative day.

The President announced there were matters on his desk for the consideration of the Senate, in executive session.

Upon motion of Senator Rexroat, the Senate closed its doors and went into executive session.

The Senate re-assembled in open session, with the President presiding.

Senator Andrews moved that the hour of 2:00 o'clock, p. m., Friday, February 25th, be set aside for the consideration of the executive message, read to the joint assembly, on Friday, February 18th, which motion prevailed.

The following Messages from the Honorable House were received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith:

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 6—By Kight and Beck of the House and Waldrep and Clark of the Senate, entitled:

A Resolution construing Section 21, Article 5 of the Constitution of the State of Oklahoma,

and to advise you, and through you, the members of the Honorable Senate, that the same has been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled House Concurrent Resolution No. 6 was signed, in open session, by the President and ordered returned to the Honorable House.

To the President of the Senate.
Sir:

I am directed by the House of Representatives to transmit herewith for your consideration

ENGROSSED HOUSE BILL NO. 170—By Thompson of Pontotoc, Cash, Watson of Creek, Manning, Laskey, Paul, Bilbrey and Butler of the House, and Hill, Shepherd, Wheatley, Looney, George, Otjen, Darnell, Rexroat, Fidler, Reed, and Johnson of Caddo of the Senate, entitled:

An Act amending Chapter 105, Session Laws 1923, providing for medical and surgical treatment and hospital care of children who are afflicted with any malady or deformity which can likely be remedied, whose parents or other persons legally chargeable with their support, are unable to provide such treatment and care; providing for payment of the expenses thereof, and conferring jurisdiction on juvenile courts in such cases; providing for the commitment of such children to the University Hospital; defining the powers and duties of said institutions; further providing for commitment of such children to other hospitals in certain cases, authorizing the University Hospital to bear certain expense hereunder; providing for qualifications and approval of hospitals, physicians and surgeons; providing for the levy of a tax for expenditures hereunder, and repealing all laws in conflict herewith and declaring an emergency,

and to inform you, and through you, the members of the Honorable Senate, that same has been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,
BERT McDONEL,
Chief Clerk.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 299—By Cardwell, entitled:

An Act providing that the County Treasurer of Coal County, Oklahoma, in addition to his other duties, shall be the treasurer of each independent school district of said county, and declaring an emergency,

and to inform you, and through you, the members of the Honorable Senate that same has been passed by the House of Representatives, and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE BILL NO. 170, by Thompson of Pontotoc, Cash, Watson of Creek, Manning, Laskey, Paul, Bilbrey and Butler of the House, and Hill, Shepherd, Wheatley, Looney, George, Otjen, Darnell, Rexroat, Fidler, Reed, and Johnson of Caddo of the Senate, entitled.—An Act amending Chapter 105, Session Laws 1923, providing for medical and surgical treatment and hospital care of children who are afflicted with

any malady or deformity which can likely be remedied, whose parents or other persons legally chargeable with their support, are unable to provide such treatment and care; providing for payment of the expenses thereof, and conferring jurisdiction on juvenile courts in such cases; providing for the commitment of such children to the University Hospital; defining the powers and duties of said institutions; further providing for commitment of such children to other hospitals in certain cases, authorizing the University Hospital to bear certain expense hereunder; providing for qualifications and approval of hospitals, physicians and surgeons; providing for the levy of a tax for expenditures hereunder, and repealing all laws in conflict herewith and declaring an emergency.

HOUSE BILL NO. 299—By Cardwell, entitled.—An Act providing that the County Treasurer of Coal County, Oklahoma, in addition to his other duties, shall be the treasurer of each independent school district of said county, and declaring an emergency.

Upon motion of Senator Harper, the Senate adjourned to meet at 10:00 o'clock, a. m., Wednesday, February 23rd.

FORTY-THIRD LEGISLATIVE DAY

Wednesday, February 23, 1927.

The Senate, pursuant to adjournment, met at 10:00 o'clock, a. m., and was called to order by the President.

Upon roll call, the following Senators were present.

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofburrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 41.

Excused: Culp, Fidler, Johnson (Caddo). Total 3.

The President announced a quorum present.

Prayer was offered by the Chaplain.

By unanimous consent, the regular order of business was dispensed with and SENATE BILL NO. 107, by Anglin, was taken up for consideration.

STATE MARKET COMMISSION (Cont.):

The Reed motion, pending, to table the Andrews amendment to line 10, page 45, submitted on the last legislative day, was, by unanimous consent, withdrawn.

Senator Rexroat moved that the Andrews amendment, to strike line 10, page 45, be tabled, which motion prevailed.

Senator Reed submitted the following amendment, which was tabled upon motion of Senator Anglin:

Mr. President: I move to amend Senate Bill No. 107, line 15, page 45, by striking after the word, "Communication," the figures, "1500.00—1500.00," and inserting the figures, "2500.00—2500.00."

REED.

Senator Reed submitted the following amendment, which was tabled upon motion of Senator Pullen:

Mr. President: I move to amend Senate Bill No. 107, line 2, page 46, by adding after the word, "Equipment," the figures, "1000.00."

REED.

Senator Andrews presiding.

Senator Anglin submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107, line 13, page 45, by striking the figures, "12 000.00—12,000.-00," and inserting the figures, "10,000.00—10,000.00."

ANGLIN.

Senator Looney moved to table the Anglin amendment, which motion failed of adoption.

The vote recurring on the Anglin amendment, the same was adopted.

Senator Pullen submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 107, line 14, page 45, by striking said line.

PULLEN.

Upon motion of Senator Anglin, the sub-division, as amended, was adopted.

STATE ISSUES COMMISSION:

Senator Graham submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, by striking lines 5 to 12, inclusive, page 46.

GRAHAM.

STATE ELECTION BOARD:

Senator Otjen submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107, line 1, page 47, by striking the figures, "25,912.50."

OTJEN.

By unanimous consent, further consideration of the sub-division was deferred for the time being.

Upon motion of Senator Anglin, the sub-division, CHIEF MINE INSPECTOR, was adopted as read.

STATE BOARD OF AGRICULTURE:

Senator Pullen submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107, line 14, page 51, by striking the figures, "15,000.00—15,000.-00," and inserting the figures, "10,000.00—10,000.00."

PULLEN.

Senator Stewart, as a substitute, submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, line 14, page 51, by striking the figures "15,000.00—15,000.-00," and inserting the figures, "50,000.00—40,000.00."

STEWART.

Senator Austin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, by striking lines 2, 3 and 4, page 56.

AUSTIN.

Senator Darnell submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107, lines 12 to 18, page 50, and lines 1 to 7, page 51, by striking all of said lines.

DARNELL.

Upon motion of Senator Rexroat, the Senate recessed to meet at 1:30 p. m.

AFTERNOON SESSION

The Senate re-assembled at 1:30 p. m., with its President presiding.

Senator Fidler, who was excused during the morning session, asked to be recorded present, which was the order.

COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Public Service Corporations to whom was referred HOUSE BILL NO. 199, by Faulk, Nance, Hines, Cochran, Windle, Smith, Daniel, Forehand, Thompson (of Pontotoc), Dyer, Watson (of Kiowa) and Christian (of Tillman), entitled:

> An Act fixing the maximum and minimum price for ginning cotton in the state of Oklahoma; providing penalties for violations thereof; amending Section 3, Chapter 191, Oklahoma Session Laws, 1923, repealing all acts or parts of acts in conflict therewith,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

JOHNSON (Creek), Chairman.

Senator Johnson (Creek) moved the adoption of the adverse report.

Senator Pullen, as a substitute, moved that, notwithstanding the adverse report of the Committee, House Bill No. 199 be printed and placed upon the calendar.

Senator Anglin moved that the rules of the Senate be suspended and SENATE BILL NO. 107 be considered further, which motion was ruled out of order by the President, who stated the Pullen substitute motion was before the Senate.

Senator VanDall moved that the Pullen motion be tabled which motion prevailed upon a roll call as follows:

Ayes: Andrews, Anglin, Austin, Ferguson, George, Johnson (Creek), Kimerer, Marshall, McCurley, Shearer, Stewart, Stigler, Storms, Terwilleger, VanDall, Wheatley, Williamson. Total 17.

Nays: Boyer, Graham, Gulager, Harper, Hill, Loofbourrow, Nesbitt, Otjen, Powers, Pullen, Rexroat Shepherd, Simmons, Smith, Thomas. Total 15.

Not Voting: Clark, Darnell, Fidler, Goodall, Gray, Looney, Peck, Reed Rice, Waldrep. Total 10.

Excused: Culp, Johnson (Caddo). Total 2.

Senator Pullen attempted to lodge a notice that he would, on the next legislative day, move to reconsider the vote by which the VanDall motion was adopted, which notice was ruled out of order by the President, for the reason that the maker did not vote with the majority.

Senator Pullen asked unanimous consent, to change his vote from NO to AYE, for the purpose of lodging the notice, to which objections were voiced.

Senator Gulager, as a substitute for the Johnson (Creek) motion, moved that House Bill No. 199 be referred to the Committee on Agriculture, which motion failed of adoption.

Senator Gulager, as a second substitute, moved to amend the Committee Report, to read that House Bill No. 199 DO PASS, which motion was ruled out of order on a point of order raised by Senator Andrews, who stated that question had previously been disposed of.

The vote recurring on the Johnson (Creek) motion, to adopt the adverse report, the same prevailed upon a roll call as follows:

Ayes: Andrews, Anglin, Austin, Clark, Ferguson, Fidler, George, Gray, Johnson (Creek), Kimerer, Looney, McCurley, Rice, Shearer, Smith, Stewart, Stigler, Storms, Terwilleger, VanDall, Waldrep, Wheatley. Total 22.

Nays: Boyer, Darnell, Goodall, Graham, Gulager, Hill, Loofbourrow, Marshall, Nesbitt, Otjen, Powers, Pullen, Rexroat Shepherd, Simmons, Thomas. Total 16.

Not Voting: Peck, Reed, Williamson. Total 3.

Excused from voting: Harper. Total 1.

Excused: Culp, Johnson (Caddo). Total 2.

Mr. President: We, your Committee on State and County Affairs to whom was referred SENATE BILL NO. 182, by Otjen, Austin and Rexroat, entitled:

> An Act creating a survey committee to make a survey of the different state departments and make recommendations in regard thereto, making an appropriation therefor and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman.

By unanimous consent, SENATE BILL NO. 107, by Anglin, was taken up for further consideration.

STATE BOARD OF AGRICULTURE (Con't):

The Darnell amendment, to strike lines 12 to 18, page 50 and lines 1 to 7, page 51, was re-read.

Senator Reed moved to table the Darnell amendment, which motion failed of adoption.

The vote recurring on the Darnell amendment, the same failed of adoption.

Senator Stewart submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Bill No. 107, between lines 14 and 15, page 51, by adding after the word, "day,"and before the word, "Cattle," line 15, the words and figures, "Dip and Supplies 25,000.00—25,000.00."

STEWART.

Senator Graham submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107, line 18, page 52, by striking said line and lines 1, 2 and 3, page 53.

GRAHAM.

Senator Looney moved to table the Graham amendment, which motion failed of adoption.

The vote recurring on the Graham amendment, the same failed of adoption.

Senator Darnell submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107, by striking lines 2 and 3, page 53.

DARNELL.

Senator Looney moved to table the Darnell amendment, which motion failed of adoption.

The vote recurring on the Darnell amendment the same failed of adoption.

Senator Smith submitted the following amendment, which was tabled upon motion of Senator Wheatley:

Mr. President: I move to amend Senate Bill No. 107, lines 17 and 18, page 48, by striking the figures, "2500.00—2500.00," and inserting the figures, "4000.00—4000.00;" and striking the figures, "1500.00—1500.00," and inserting the figures, "2500.00—2500.00."

SMITH.

Senator Stewart presiding.

Senator Graham submitted the following amendment, which was tabled upon motion of Senator Anglin:

Mr. President: I move to amend Senate Bill No. 107, by striking lines 10 to 17, page 54.

GRAHAM.

Upon motion of Senator Anglin, the sub-division, as amended, was adopted.

No amendments being offered, the sub-divisions, STATE MINING BOARD and STATE CAPITOL CUSTODIAN, were adopted as read, upon motions of Senator Anglin.

STATE DEPARTMENT OF PUBLIC INSTRUCTION:

Senator Andrews submitted the following amendment, which was tabled upon motion of Senator McCurley:

Mr. President: I move to amend Senate Bill No. 107, line 3, page 60, by striking said line.

ANDREWS.

Upon motion of Senator Anglin, the sub-division was adopted, as read.

Upon motion of Senator Anglin, the sub-division, STATE BOARD OF EDUCATION, was adopted as read.

DEPARTMENT OF PUBLIC HEALTH:

Senator Graham submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Bill No. 107, by striking lines 6 to 11, inclusive, page 63.

GRAHAM.

The President presiding.

Senator Pullen submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, line 18, page 62, by striking after the word, "Inspectors," and before the word, "at," the word "four," and inserting the word, "two;" and by striking the figures, in said line 18, "7200.00—7200.00," and inserting the figures, "3600.00—3600.00."

PULLEN.

Senator Pullen submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, by striking line 16, page 63.

PULLEN.

Senator Anglin submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107, by striking lines 7, 8, 9, 10 and 11, page 63.

ANGLIN.

Senator Looney raised point of order which was not sustained by the President, against the Anglin amendment, stating that it was identical to the Graham amendment, already disposed of.

By unanimous consent, further consideration of Senate Bill No. 107 was deferred for this legislative day.

FIRST READING

Proceeding with the regular order of business, the following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 237, by Mrs. Looney.—An Act amending Section 6094 C. O. S. 1921, relating to primary elections.

SENATE BILL NO. 238, by Looney of the Senate and Henderson of the House.—An Act relating to the eradication of bovine tuberculosis, providing for additional veterinarians, making an appropriation to pay the salaries thereof, and carry out the provisions of this act.

SENATE BILL NO. 239, by Waldrep.—An Act fixing the number of deputies in the office of the county clerk, county

treasurer in Pottawatomie County, State of Oklahoma, fixing the salary of each deputy; repealing all acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 240, by Waldrep.—An Act amending Section 6331 C. O. S. 1921, relating to the office of county attorney of Pottawatomie County, State of Oklahoma, repealing all acts and parts of acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 241, by Shearer.—An Act fixing the salaries of deputies in the office of the sheriff of Logan County, Oklahoma repealing all conflicting laws, and declaring an emergency.

SENATE BILL NO. 242, by Smith of the Senate and Aldridge of the House.—An Act providing the compensation of the county attorney, sheriff, county clerk, county assessor, county treasurer, court clerk, county superintendent, county judge and county commissioners of Seminole County, providing for the appointment and compensation of deputies, assistants and stenographers, repealing all acts and parts of acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 243, by Powers.—An Act authorizing the county treasurer in counties having a population of not less than 14,650 nor more than 14,675 according to the last preceding Federal census, to appoint one or more deputies in the office of the county treasurer, fixing the salaries thereof, repealing all laws or parts of laws in conflict herewith and declaring an emergency.

SENATE BILL NO. 244, by Otjen.—An Act amending and re-enacting Section 458 of C. O. S. 1921 repealing Chapter 96 of the Session Laws of Oklahoma, 1925, and providing a summary procedure for contesting nominations at primary elections and certificates of elections or general elections of the State, etc.

SENATE BILL NO. 245, by Hill, Darnell and Peck of Senate, Henderson, Chappell of House.—An Act amending Section 6740 C. O. S. 1921, relating to the State Insurance Board, and declaring an emergency.

SENATE BILL NO. 246, by Darnell and Peck of Senate, Henderson and Chappell of House.—An Act amending Section 104. C. O. S. 1921, as amended by Section 4, Chapter 189, House Bill No. 250, Session Laws, 1923, relating to the collection of a certain tax from fire insurance companies; creating the position of State Fire Marshall and Secretary of the State Insurance Board and other positions, etc.

SENATE BILL NO. 247, by Darnell and Peck of Senate, Henderson and Chappell of House.—An Act amending Palagraph "1" of Section 111, C. O. S. 1921 relating to the State Insurance Board.

SENATE JOINT RESOLUTION NO. 28, by Anglin. —A Resolution making appropriation for the office of the Lieutenant Governor for a period beginning January 10, 1927 and ending June 30. 1927, and declaring an emergency.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 226, by Storms and Fidler.—To Committee on Education.

SENATE BILL NO. 227, by Andrews.

Upon motion of Senator Andrews, the rules of the Senate were suspended and Senate Bill No. 227 was ordered

printed and placed upon the calendar, without reference to a Committee.

SENATE BILL NO. 228, by Johnson (Creek).—To Committee on Judiciary No. 1.

SENATE BILL NO. 229, by Johnson (Creek.)—To Committee on Judiciary No. 1.

SENATE BILL NO. 230, by Anglin.—To Committee on Judiciary No. 2.

SENATE BILL NO. 231, by Anglin.—To Committee on State and County Affairs.

SENATE BILL NO. 232, by Soldiers' Relief Committee. —To Committee on Appropriations.

SENATE BILL NO. 233, by Darnell, Williamson, Nesbitt, Fidler and Austin.—To Committee on Banks and Banking.

SENATE BILL NO. 234, by Goodall.—To Committee on Code Revision.

SENATE BILL NO. 235—By Fidler of the Senate, Reeves and Jolly of the House.—To Committee on Judiciary No. 2.

SENATE BILL NO. 236, by Austin.—To Committee on Judiciary No. 2.

SENATE JOINT RESOLUTION NO. 26, by Smith.

Upon motion of Senator Smith, the rules of the Senate were suspended and Senate Joint Resolution No. 26 was ordered printed and placed upon the calendar, without reference to a Committee.

SENATE JOINT RESOLUTION NO. 27, by Anglin. —To Committee on Appropriations

ENGROSSED HOUSE BILL NO 170 by Thompson of Pontotoc, Cash, Watson of Creek, Manning, Laskey, Paul, Bilbrey, and Butler of the House, and Hill Shepherd, Wheatley, Looney, George, Otjen, Darnell, Rexroat, Fidler, Reed and Johnson of Caddo of the Senate.—To Committee on Hospitals and Charities

ENGROSSED HOUSE BILL NO. 299, by Cardwell.—To Committee on Education.

The following Messages from the Honorable House were received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 106, by Taylor and Pomeroy, entitled:

An Act fixing the time of Convening the District Court in Judicial District Number 10, of the State of Oklahoma, and Repealing all laws in conflict therewith.

ENGROSSED HOUSE BILL NO. 286, by Cochran, Dyer and Rogers, entitled:

An Act making an appropriation of eight hundred ($800.-00) dollars to be used by the Department of Agri-

culture of the State of Oklahoma in inspecting seed sweet and irish potatoes and declaring an emergency.

ENGROSSED HOUSE BILL NO. 300, by Cardwell, entitled:

An Act authorizing the County Treasurer of Coal County, Oklahoma to place all penalties hereinafter collected by him from delinquent taxes into a special fund in the county treasury and authorizing said treasurer to pay and to retire county warrants heretofore purchased by the sinking fund of said county.

ENGROSSED HOUSE BILL NO. 303, by Kight, entitled:

An Act relating to the County Attorney; fixing the salary and prescribing additional duties of the County Attorney in all counties in this state, having a population of not less than seventeen thousand six hundred five (17,605), and not more than seventeen thousand six hundred fifty (17,650), population, according to the last preceding Federal decennial census, or any future Federal census, repealing all conflicting laws.

ENGROSSED HOUSE BILL NO. 304, by Sewell, entitled:

An Act amending Section 6455, of Article 1, Chapter 43, Compiled Oklahoma Statutes, 1921, relating to salaries of County Officers in wealthy counties of small population; repealing all acts or parts of acts in conflict therewith; and declaring an emergency.

ENGROSSED HOUSE BILL NO. 326 by Webster, entitled:

An Act to provide for the appointment by the Board of Education of the City of Tulsa, Okla., of a treasurer for the school district comprising the City of Tulsa and the territory thereto attached for school purposes, and to fix his term, compensation and duties, etc.

ENGROSSED HOUSE BILL NO. 327, by O'Bryan, Berry and Moon of the House and Gulager and Stigler of the Senate, entitled:

An Act amending Sections one (1) and six (6) of Senate Bill Number 284, Chapter 85, Session Laws of Oklahoma, 1919, regulating the number of clerks and deputies in certain offices in Muskogee County, fixing the salaries of same, providing for the employment of extra help as needed; repealing all acts and parts of acts in conflict herewith and declaring an emergency.

ENGROSSED HOUSE BILL NO. 329, by Pomeroy and Taylor, of the House and Peck, of the Senate.

An Act authorizing county commissioners of any county in Oklahoma, with a population of not less than thirty-three thousand four hundred (33,400) nor more than thirty-three thousand five hundred (33,500), by the Federal Census of 1920, or by any succeeding Federal census to make a special levy for the purpose of erecting live stock and exhibit buildings and for the construction of permanent sidewalks and roadways for the free fair association upon the real es-

tate owned by the said county or any municipal corporation therein, under contract or lease, for use as exhibit grounds for the free county fair, and declaring the construction of such live stock and exhibit buildings and permanent sidewalks and roadways to be no part of the current expense of such county.

ENGROSSED HOUSE BILL NO. 341, by Battenfield, entitled:

An Act relating to, and fixing the salary of the office of county attorney, and fixing the salaries of the office of first deputy county clerk and second deputy county clerk, and providing for appointment of deputies for the county treasurer's office, and fixing the salaries therefor, and creating the office of county auditor and fixing the salary therefor in all counties having a population of not less than 16,820 and not more than 17,000 according to the last Federal decennial census of 1920 or any future census taken by the Federal Government or by the State; repealing all acts and parts of acts in conflict therewith.

ENGROSSED HOUSE JOINT RESOLUTION NO. 16, by Faulk of the House and McCurley of the Senate, entitled:

A Resolution authorizing an extension of time of payment of the first half of the 1926 ad valorem taxes until September 1st, 1927 and providing that the last half of the 1926 ad valorem taxes shall not become delinquent until the 15th day of October 1927 in all counties having a population of not less than fourteen thousand six hundred seventy-four (14,674) and not more than fourteen thousand six hundred eighty-four (14,684), and according to the last Federal decennial census; relieving the taxpayer of all penalty of such taxes, and declaring an emergency.

and to inform you and through you the Honorable Senate that the same have been passed by the House of Representatives and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,

Chief Clerk.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 7, by Harper, entitled:

A Resolution memoralizing Congress to not enact any legislation granting consent to the city of Fort Smith, Sebastian County, Arkansas, and the Fort Smith Waterworks district of said city to construct, maintain, and operate a dam across the Poteau River.

and to inform you and through you, the members of the Honorable Senate that the same has been adopted by the House of Representatives and signed by the Speaker of the House in open Session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Concurrent Resolution No. 7 was referred for enrollment.

The President announced there were matters on his desk for the consideration of the Senate, in executive session.

Upon motion of Senator Austin. the Senate closed its doors and went into executive session.

The Senate re-assembled, in open session, with its President presiding.

The President announced the Senate, in executive session, had advised and consented to the following executive nominations:

INDUSTRIAL COMMISSION:

Judge L. B. Kyle, Wilburton, Oklahoma,

as successor to the term of Harry C. Myers, expired.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE BILL NO. 106, by Taylor and Pomeroy, entitled.—An Act fixing the time of Convening the District Court in Judicial District Number 10, of the State of Oklahoma, and Repealing all laws in conflict therewith.

HOUSE BILL NO. 286, by Cochran, Dyer and Rogers, entitled.—An Act making an appropriation of eight hundred ($800.00) dollars to be used by the Department of Agriculture of the State of Oklahoma in inspecting seed sweet and irish potatoes and declaring an emergency.

HOUSE BILL NO. 300, by Cardwell, entitled.—An Act authorizing the County Treasurer of Coal County, Oklahoma to place all penalties hereinafter collected by him from delinquent taxes into a special fund in the county treasury and authorizing said treasurer to pay and to retire county warrants heretofore purchased by the sinking fund of said county.

HOUSE BILL NO. 303, by Kight, entitled.—An Act relating to the County Attorney; fixing the salary and prescribing additional duties of the County Attorney in all counties in this State, having a population of not less than seventeen thousand six hundred five (17 605), and not more than seventeen thousand six hundred fifty (17,650), population, according to the last preceding Federal decennial census, or any future Federal census, repealing all conflicting laws.

HOUSE BILL NO. 304, by Sewell, entitled.—An Act amending Section 6455, of Article 1, Chapter 43, Compiled Oklahoma Statutes, 1921, relating to salaries of County Officers in wealthy counties of small population; repealing all acts or parts of acts in conflict therewith; and declaring an emergency.

HOUSE BILL NO. 326, by Webster, entitled.—An Act to provide for the appointment by the Board of Education of the City of Tulsa, Oklahoma, for a treasurer for the school district comprising the City of Tulsa and the territory thereto attached for school purposes, and to fix his term, compensation and duties, etc.

HOUSE BILL NO. 327, by O'Bryan, Berry and Moon of the House and Gulager and Stigler of the Senate, entitled. —An Act amending Sections one (1) and six (6) of Senate Bill Number 284, Chapter 85, Session Laws of Oklahoma, 1919, regulating the number of clerks and deputies in certain offices in Muskogee County, fixing the salaries of same, pro-

viding for the employment of extra help as needed; repealing all acts and parts of acts in conflict herewith and declaring an emergency.

HOUSE BILL NO. 329, by Pomeroy and Taylor of the House and Peck, of the Senate.—An Act authorizing county commissioners of any county in Oklahoma, with a population of not less than thirty-three thousand four hundred (33,400) nor more than thirty-three thousand five hundred (33,500), by the Federal Census of 1920, or by any succeeding Federal census to make a special levy for the purpose of erecting live stock and exhibit buildings and for the construction of permanent sidewalks and roadways for the free fair association upon the real estate owned by the said county or any municipal corporation therein under contract or lease, for use as exhibit grounds for the free county fair, and declaring the construction of such live stock and exhibit buildings and permanent sidewalks and roadways to be no part of the current expense of such county.

HOUSE BILL NO. 341, by Battenfield, entitled.—An Act relating to, and fixing the salary of the office of county attorney, and fixing the salaries of the office of first deputy county clerk and second deputy county clerk, and providing for appointment of deputies for the county treasurer's office, and fixing the salaries therefor, and creating the office of county auditor and fixing the salary therefor in all counties having a population of not less than 16,820 and not more than 17,000 according to the last Federal decennial census of 1920 or any future census taken by the Federal Government or by the State; repealing all acts and parts of acts in conflict therewith.

HOUSE JOINT RESOLUTION NO. 16, by Faulk of the House and McCurley of the Senate, entitled.—A Resolution authorizing an extension of time of payment of the first half of the 1926 ad valorem taxes until September 1st, 1927 and providing that the last half of the 1926 ad valorem taxes

shall not become delinquent until the 15th day of October 1927 in all counties having a population of not less than fourteen thousand six hundred seventy-four (14,674) and not more than fourteen thousand six hundred eighty-four (14 684), and according to the last Federal decennial census; relieving the taxpayer of all penalty of such taxes, and declaring an emergency.

Upon motion of Senator Williamson, the Senate adjourned to meet at 10:00 a. m., Thursday, February 24th.

FORTY-FOURTH LEGISLATIVE DAY

Thursday, February 24, 1927.

The Senate, pursuant to adjournment, met at 10:00 a. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 41.

Excused: Culp, George, Johnson (Caddo). Total 3.

The President announced a quorum present.

Prayer was offered by Rev. Bryce, Secretary of the State Historical Society.

By unanimous consent, the regular order of business was dispensed with and SENATE BILL NO. 107, by Anglin, given immediate consideration.

DEPARTMENT OF PUBLIC HEALTH (Con't):

By unanimous consent, Senator Anglin withdrew his amendment, striking lines 7, 8, 9, 10 and 11, page 63, submitted on the last legislative day.

Senator Wheatley submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, line 15, page 64, by striking after the word, "Units," the figures, "25,000.00—25,000.00," and inserting the figures, "21,575.00—21,575.00."

WHEATLEY.

Senator Graham submitted the following amendment, which was tabled upon motion of Senator Kimerer:

Mr. President: I move to amend Senate Bill No. 107, by striking lines 9, 10, 11 and 12, page 64.

GRAHAM.

Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, by striking line 17, page 64.

ANGLIN.

Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, line 16, page 64, by striking the figures, "10,000.00—10,000.00," and inserting the figures, "5,000.00—5,000.00."

ANGLIN.

Senator Otjen presiding.

Upon motion of Senator Anglin, the sub-division, as amended, was adopted.

OKLAHOMA LIBRARY COMMISSION:

Senator Graham submitted the following amendment, which was tabled upon motion of Senator Loofbourrow:

Mr. President: I move to amend Senate Bill No. 107, by striking line 4, page 65.

GRAHAM.

Senator Wheatley submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107, line 16, page 65, by striking after the word, "Periodicals," the figures, "5,000.00—5,000.00,' 'and inserting the figures, "10 - 000.00—10,000.00."

WHEATLEY.

Upon a roll call, as follows, the amendment failed of adoption:

Ayes: Boyer, Fidler, Goodall, Gulager, Johnson (Creek), Loofbourrow, Marshall, McCurley, Nesbitt, Pullen, Shepherd, Smith, Stewart, Stigler, Thomas, Waldrep, Wheatley. Total 17.

Nays: Andrews, Anglin, Austin, Clark, Darnell, Ferguson, Graham, Harper, Hill, Kimerer, Otjen, Powers, Reed, Shearer, Storms, Terwilleger, VanDall. Total 17.

Not Voting: Gray, Looney, Peck, Rexroat, Rice, Simmons, Williamson. Total 7.

Excused: Culp, George, Johnson (Caddo). Total 3.

Upon motion of Senator Anglin, the sub-division was adopted, as read.

OKLAHOMA HISTORICAL SOCIETY:

Senator Graham submitted the following amendment which was tabled upon motion of Senator Anglin:

Mr. President: I move to amend Senate Bill No. 107, line 2, page 66, by striking the figures, "18,000.00—18,000.-00," and inserting the figures, "12,000.00—12,000.00."

GRAHAM.

Upon motion of Senator Anglin, the sub-division was adopted, as read.

STATE BOARD OF VOCATIONAL EDUCATION:

Senator Andrews submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107, line 10, page 67, by striking the figures, "65,500.00—65,500.-00," and inserting the figures, "40,000.00—40,000.00."

ANDREWS.

Senator Pullen, as a substitute, submitted the following amendment, which was tabled upon motion of Senator Wheatley:

Mr. President: I move to amend Senate Bill No. 107, line 10, page 67, by striking the figures, "65,500.00—65,500.-00" and inserting the figures, "101,379.38—101,379.38."

PULLEN.

Upon motion of Senator Darnell, the Senate recessed to meet at 1:30 p. m.

AFTERNOON SESSION

The Senate, at 1:30 p. m., was called to order by the President.

Senators George and Johnson (Caddo) asked to be recorded present, which was the order.

SENATE BILL NO. 107, by Anglin, was considered further.

Upon motion of Senator Smith, the Andrews amendment, submitted just before recess, was tabled.

Senator Anglin submitted the following amendment, which was tabled upon motion of Senator Pullen:

Mr. President: I move to amend Senate Bill No. 107, line 10, page 67, by striking the figures, "65,500.00—65,500.-00," and inserting the figures, "37,500.00—37,500.00."

ANGLIN.

Senator Anglin submitted the following amendment, which was tabled upon motion of Senator Smith:

Mr. President: I move to amend Senate Bill No. 107, by inserting after line 18, page 66, the following: "the Director to receive not to exceed $300.00 per month and other employees to receive not to exceed $200.00 per month

ANGLIN.

Upon motion of Senator Austin, the sub-division was adopted, as read.

CONFEDERATE PENSION DEPARTMENT:

Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, line 8, page 68, by striking the figures, "710,000.00" and inserting the figures, "750,000.00."

ANGLIN.

Upon motion of Senator Anglin, the sub-division was adopted, as amended.

Upon motion of Senator Anglin, the sub-division STATE FIRE MARSHALL, was adopted, as read.

OKLAHOMA GEOLOGICAL SURVEY:

Senator Gulager submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, line 7, page 70, by striking the figures, "14,000.00—14,000.-00," and inserting the figures, "10,000.00—10,000.00."

GULAGER.

Senator Gulager submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, line 8, page 70, by striking the figures, "15,000.00—15,000.-00," and inserting the figures, "5,000.00—5.000.00."

GULAGER.

Senator Gulager submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107, line 10, page 70, by striking the figures, "20,000.00—20,000.-00," and inserting the figures, "10,000.00—10,000.00."

GULAGER.

Upon a roll call, as follows, the amendment failed of adoption.

Ayes: Darnell, Graham, Gulager, McCurley, Reed, Smith, Stewart, Stigler, Thomas, Wheatley. Total 10.

Nays: Anglin, Austin, Boyer, Ferguson, Fidler, Goodall, Gray, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, Nesbitt, Otjen, Peck, Powers, Shearer, Shepherd, Storms, VanDall. Total 21.

Not Voting: Andrews, Clark, George, Johnson (Caddo), Loofbourrow, Pullen, Rexroat, Rice, Simmons, Terwilleger, Waldrep, Williamson. Total 12.

Excused: Culp. Total 1.

Senator Otjen presiding.

Upon motion of Senator Gulager, the sub-division, as amended, was adopted.

SOLDIERS' RELIEF COMMISSION:

Senator Stigler submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, by striking lines 13 to and including line 18, page 70, and lines 1 to and including line 8, page 71, and inserting the following:

"Salaries of employees 5,000.00

Provided that no claim shall be allowed or paid against the above item, except the per diem and for actual traveling expenses, exclusive of transportation, and no such expenses shall be made in excess of $4.00, per day, to any member of the Soldiers' Relief Commission.

Communication	500.00
Office Supplies	750.00
Equipment	175.00
Premium on Bonds	75.00
TOTAL	10,000.00."

STIGLER.

Upon motion of Senator Anglin, the sub-division, as amended, was adopted.

OKLAHOMA FOREST COMMISSION:

Senator Darnell submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107, by striking lines 9 to 18, inclusive, page 71, and all of page 72.

DARNELL.

Upon roll call, as follows, the amendment failed of adoption:

Ayes: Anglin, Clark, Darnell, Ferguson, Graham, Hill, Kimerer, Marshall, McCurley, Otjen, Powers, Reed, Shearer, Smith, Thomas, VanDall. Total 16.

Nays: Andrews, Austin, Boyer, Fidler, George, Gul-

ager, Harper, Loofbourrow, Looney, Nesbitt, Peck, Pullen, Rexroat, Rice, Simmons, Stewart, Stigler, Waldrep, Wheatley. Total 19.

Not Voting: Goodall, Gray, Johnson (Caddo), Johnson (Creek), Shepherd, Storms, Terwilleger, Williamson. Total 8.

Excused: Culp. Total 1.

Upon motion of Senator Anglin, the sub-division was adopted, as read.

OKLAHOMA COMMISSION FOR ADULT BLIND:

Senator Anglin submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107, by striking lines 1 to 14, inclusive, page 73.

ANGLIN.

Senator Fidler moved to table the Anglin amendment, which motion failed of adoption.

The vote recurring on the Anglin amendment, the same was adopted, upon a roll call as follows:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Graham, Gray, Hill, Kimerer, Nesbitt, Otjen, Peck, Pullen, Rexroat, Shearer, Simmons, Storms, Terwilleger, VanDall. Total 20.

Nays: Clark, Fidler, Gulager, Looney, McCurley, Powers, Reed, Rice, Stigler, Thomas, Waldrep. Total 11.

Not Voting: George, Goodall, Harper, Johnson (Caddo), Johnson (Creek), Loofbourrow, Marshall, Shepherd, Smith, Stewart, Wheatley, Williamson. Total 12.

Excused: Culp. Total 1.

ADJUTANT GENERAL:

Senator Pullen submitted the following amendment, which was tabled upon motion of Senator Fidler:

Mr. President: I move to amend Senate Bill No. 107, by striking line 15, page 75, and inserting the following:

"General expenses 50,000.00—50,000.00."

PULLEN.

Senator McCurley submitted the following amendment, which was tabled upon motion of Senator Storms:

Mr. President: I move to amend Senate Bill No. 107, by striking all of the sub-division.

McCURLEY.

Senator Clark submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107, line 5, page 76, by striking the figures, "12,000.00—12,000.-00," and inserting the figures, "20,000.00—20,000.00."

CLARK.

Senator Wheatley moved to table the Clark amendment, which motion failed of adoption.

The vote recurring on the Clark amendment, the same was adopted.

Upon motion of Senator Stigler, the sub-division, as amended, was adopted.

By unanimous consent, further consideration of SENATE BILL NO. 107 was deferred for the time being.

The following regular order of business was had:

COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the calendar:

Mr. President: We, your Committee on Hospitals and Charities to whom was referred HOUSE BILL NO. 170, by Thompson of Pontotoc, Cash, Watson of Creek, Manning, Laskey, Paul, Bilbrey and Butler of the House, and Hill, Shepherd, Wheatley, etc., entitled:

> An Act amending Chapter 105, Session Laws, 1923, providing for medical and surgical treatment and hospital care of children who are afflicted with any malady or deformity which can likely be remedied, whose parents, or other persons legally chargeable with their support, are unable to provide such treatment and care; providing for payment of the expenses thereof, and conferring jurisdiction on Juvenile Courts in such cases; providing for the commitment of such children to, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HILL, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred SENATE BILL NO. 32, by Andrews, entitled:

An Act amending Section one, Chapter 65, Oklahoma Session Laws 1925 and requiring that one county commissioner shall be nominated and elected from each of the three county commissioner districts of all counties in this state; each of said commissioners to be nominated and elected at large by the voters of their respective counties and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

WHEATLEY, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 198, by George, Fidler, Terwilleger of the Senate and Love of the House entitled:

An Act amending Sections 1, 2, 3, 5, and Chapter 128 of the 1925 Session Laws of Oklahoma said sections being also Section 3457-1, 3457-2, 3457-3, 3457-5 and 3457-9 of Chapter 14-A of the Supplement Compiled Oklahoma Statutes Annotated 1926, by removing reference to district judges in said Section 1, by providing for the appointment and election of a judge, clerk, court reporter, bailiffs, sheriff and probation officers etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STIGLER, Chairman.

Mr. President: We, your Committee on Judiciary No. 1, to whom was referred SENATE BILL NO. 215, by Rexroat, entitled:

An Act amending Sections 6596 and 740, and repealing Sections 741 and 1045, Compiled Oklahoma Statutes 1921, relating to exemption and garnishment of wages and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STIGLER, Chairman.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 248, by Soldiers' Relief Committee.—An Act making an additional appropriation of $15,000.-00 for the fiscal year ending June 30, 1927, for the aid of sick, wounded and disabled soldiers, sailors and marines of the late World War and the war with Spain and the nurses of said World War and the war with Spain, and their destitute wives, widows and minor children, and declaring an emergency.

SENATE BILL NO. 249, by Johnson.—An Act amending Section 1 of Chapter 62, of the Session Laws of 1915, amending Section 4679 of the Revised Laws of Oklahoma, 1910, fixing the venue in certain civil cases, and declaring an emergency.

SENATE BILL NO. 250, by Anglin.—An Act making supplementary appropriation to pay the mileage and per diem of members of the Senate and House of Representatives of the Eleventh Legislature, salaries of officers and employees and contingent expenses, and declaring an emergency.

SENATE BILL NO. 251, by Stigler of the Senate and Berry of the House.—An Act changing the name of the Connor's State School of Agriculture to Connor's State Agricultural College; providing for two years additional college work at said college; repealing all acts and parts of acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 252 by Reed.—An Act to provide adequate elevator service in the Capitol Building; making provision for the repair of the two elevators now in service, and for the installation of two new elevators; making an appropriation therefor, and declaring an emergency.

SENATE RESOLUTION NO. 12, by Pullen—Expunged from record on February 28, upon motion of Senator Clark.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 237, by Mrs. Looney.—To Committee on Privileges and Elections.

SENATE BILL NO. 238, by Looney of the Senate and Henderson of the House.—To Committee on Agriculture.

SENATE BILL NO. 239, by Waldrep.

Upon motion of Senator Waldrep, the rules of the Senate were suspended and Senate Bill No. 239 was ordered printed and placed upon the calendar.

SENATE BILL NO. 240, by Waldrep.

Upon motion of Senator Waldrep, the rules of the Senate were suspended and Senate Bill No. 240 was ordered printed and placed upon the calendar.

SENATE BILL NO. 241, by Shearer.

Upon motion of Senator Shearer, the rules of the Senate were suspended and Senate Bill No. 241 was ordered printed and placed upon the calendar.

SENATE BILL NO. 242, by Smith of the Senate and Aldridge of the House.

Upon motion of Senator Smith, the rules of the Senate were suspended and Senate Bill No. 242 was ordered printed and placed upon the calendar.

SENATE BILL NO. 243, by Powers.

Upon motion of Senator Powers, the rules of the Senate were suspended and Senate Bill No. 243 was ordered printed and placed upon the calendar.

SENATE BILL NO. 244, by Otjen.—To Committee on Privileges and Elections.

SENATE BILL NO. 245, by Hill, Darnell and Peck of Senate, Henderson, Chappell of House.—To Committee on Insurance.

SENATE BILL NO. 246, by Darnell and Peck of Senate, Henderson and Chappell of House.—To Commitee on Insurance.

SENATE BILL NO. 247, by Darnell and Peck of Senate, Henderson and Chappell of House.—To Commitee on Insurance.

SENATE JOINT RESOLUTION NO. 28, by Anglin. —To Committee on Appropriations.

HOUSE BILL NO. 106, by Taylor and Pomeroy.—To Committee on Judiciary No. 1.

HOUSE BILL NO. 286, by Cochran, Dyer and Rogers. —To Committee on Appropriations.

HOUSE BILL NO. 300, by Cardwell.

Upon motion of Senator Nesbitt the rules of the Senate were suspended and House Bill No. 300 was ordered printed and placed upon the calendar.

HOUSE BILL NO. 303, by Kight.

Upon motion of Senator Graham the rules of the Senate were suspended and House Bill No. 303 was ordered printed and placed upon the calendar.

HOUSE BILL NO. 304, by Sewell.—To Committee on Fees and Salaries.

HOUSE BILL NO. 326, by Webster.

Upon motion of Senator Terwilleger, the rules of the Senate were suspended and House Bill No. 326 was ordered printed and placed upon the calendar.

HOUSE BILL NO. 327, by O'Bryan, Berry and Moon of the House and Gulager and Stigler of the Senate.

Upon motion of Senator Gulager, the rules of the Senate were suspended and House Bill No. 327 was ordered printed and placed upon the calendar.

HOUSE BILL NO. 329, by Pomeroy and Taylor of the House, and Peck, of the Senate.

Upon motion of Senator Peck, the rules of the Senate were suspended and House Bill No. 329 was ordered printed and placed upon the calendar.

HOUSE BILL NO. 341, by Battenfield.

Upon motion of Senator Rexroat the rules of the Senate were suspended and House Bill No. 341 was ordered printed and placed upon the calendar.

HOUSE JOINT RESOLUTION NO. 16, by Faulk of the House and McCurley of the Senate.—To Committee on Revenue and Taxation.

Upon motion of Senator Hill, SENATE BILL NO. 173, by Hill and Looney, was stricken from the calendar and referred to Judiciary Committee No. 1.

The following Message from the Honorable House was received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 272, by Fry, entitled:

An Act making it the duty of the County Commissioners of Noble County, Oklahoma to make a special levy for the purpose of erecting buildings for the free fair

Association upon real estate to be furnished by the Chamber of Commerce of the City of Perry, in said county, and used for exhibit grounds for Free County Fair, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 282, by Carmichael of the House and Reed of the Senate, entitled:

An Act to authorize the acquisition of the property of Southern Power and Light Company by the Southwestern Light & Power Company, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 285, by Chappell and Bell, entitled:

An Act relating to District Court Judicial Districts, Numbers 12 and 21, and creating a new district court Judicial District Number 31, said district to be composed of Noble and Pawnee Counties, repealing all acts and parts of acts in conflict herewith, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 314, by O'Bryan, Berry, Moon, of the House and Gulager and Stigler of the Senate, entitled:

An Act authorizing the Board of Trustees of the town of Haskell, Muskogee County, Oklahoma, to reduce and remit the penalty and interest on delinquent special assessments on property in said town in paving District No. 1, and authorizing the county treasurer of Muskogee County, Oklahoma, to collect said delinquent special assessments without collecting such penalties and interest; repealing all acts and parts of acts in conflict herewith; and declaring an emergency.

ENGROSSED HOUSE BILL NO. 321, by Cochran, entitled:

An Act amending Section one, Chapter 88, Oklahoma Session Laws, 1923-24, and fixing the number and the salaries of deputies in the office of the County Treasurer in counties having a population of not less than thirty-seven thousand nine hundred (37,900), and not to exceed thirty-seven thousand nine hundred ten (37,910), according to the Federal Census of 1920, or any succeeding Federal census, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 344, by Reily and Cobb, entitled:

An Act amending Section 1, Chapter 207, Oklahoma Session Laws, 1925, authorizing the County Attorney of Pottawatomie County, Oklahoma, by and with the advice and consent of the Board of County Commissioners to appoint a county evidence man or deputy county attorney, fixing his salary; repealing all acts in conflict herewith, and declaring an emergency.

and to inform you and through you the Honorable Senate that the same have been passed by the House of Representatives and signed by the Speaker in open session.

Yours truly,

BERT McDONEL,

Chief Clerk.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE BILL NO. 272, by Fry, entitled.—An Act making it the duty of the County Commissioners of Noble County, Oklahoma to make a special levy for the purpose of erecting buildings for the free Fair Association upon real estate to be furnished by the Chamber of Commerce of the City of Perry, in said county, and used for exhibit grounds for Free County Fair, and declaring an emergency.

HOUSE BILL NO. 282, by Carmichael of the House and Reed of the Senate, entitled.—An Act to authorize the acquisition of the property of Southern Power and Light Company by the Southwestern Light & Power Company, and declaring an emergency.

HOUSE BILL NO. 285, by Chappell and Bell, entitled. —An Act relating to District Court Judicial Districts, Numbers 12 and 21, and creating a new district court Judicial District Number 31, said district to be composed of Noble and Pawnee Counties, repealing all acts and parts of acts in conflict herewith, and declaring an emergency.

HOUSE BILL NO. 314, by O'Bryan, Berry, Moon, of the House and Gulager and Stigler of the Senate, entitled.— An Act authorizing the Board of Trustees of the town of Haskell, Muskogee County, Oklahoma, to reduce and remit the penalty and interest on delinquent special assessments on property in said town in paving District No. 1, and authorizing the county treasurer of Muskogee County, Oklahoma, to collect said delinquent special assessments without collecting such penalties and interest; repealing all acts and parts of acts in conflict herewith; and declaring an emergency.

HOUSE BILL NO. 321, by Cochran, entitled.—An Act amending Section one, Chapter 88, Oklahoma Session Laws, 1923-24, and fixing the number and the salaries of deputies in the office of the County Treasurer in counties having a population of not less than thirty-seven thousand nine hundred (37,-

900), and not to exceed thirty-seven thousand nine hundred ten (37.910), according to the Federal Census of 1920, or any succeeding Federal census, and declaring an emergency.

HOUSE BILL NO. 344. by Reily and Cobb, entitled.—An Act amending Section 1, Chapter 207, Oklahoma Session Laws, 1925, authorizing the County Attorney of Pottawatomie County, Oklahoma, by and with the advice and consent of the Board of County Commissioners to appoint a county evidence man or deputy county attorney, fixing his salary; repealing all acts in conflict herewith, and declaring an emergency.

The President announced there were matters on his desk for the consideration of the Senate, in executive session.

Upon motion of Senator Rexroat, the Senate closed its doors and went into executive session.

*

The Senate re-assembled in open session, and was called to order by the President.

Senator Goodall presiding.

Pursuant to a motion adopted in executive session—that an open hearing be had to establish the basis, if any, of statements contained in a newspaper story, involving certain members of the Senate and other prominent citizens, the Committee on Commerce and Labor began its hearing, in the midst of which, upon motion of Senator Smith, the Senate adjourned to meet at 11:00 o'clock, Friday, a. m., February 25th.

FORTY-FIFTH LEGISLATIVE DAY

Friday, February 25, 1927.

The Senate, pursuant to adjournment, met at 11:00 a. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 42.

Excused: Culp, Johnson (Caddo). Total 2.

The President announced a quorum present.

Prayer was offered by the Chaplain.

President Pro Tempore Williamson presiding.

The following Messages from the Governor were received and read:

February 21, 1927.

To the Honorable Senate and the
House of Representatives,
of the Eleventh Legislative Assembly:

A conference of the Agricultural organizations was held at the State Capitol on February 21, 1927, composed of the following: The Farmers Union, The Oklahoma Farm Bureau, The Oklahoma Farm Labor Union, Oklahoma Wheat Growers Association, Oklahoma Cotton Growers Association, Oklahoma Grange, Oklahoma Cooperative Grain Dealers and Oklahoma Live Stock Producers, to consider the status of the Agricultural interests of our State, and more especially those features which are affected by the attitude of the State and Nation, the status of our laws and the commercial life of our people as modified and influenced by legislation and administrative policies.

The one outstanding thing which they discussed was the passage of the McNary-Haugen Bill by the Congress. Let me ask that you now, by appropriate resolution, memoralize the President to affix his approval that this very salutary measure may speedily become a law of the nation.

In this connection I am again asking you to take up in sincerity and good faith a program of farm relief for this state. Please take up those measures which will adjust our laws to cooperate with the Federal Government will meet in a sincere and effective way the problems of handling surface water, conservation of natural resources, the fostering of storage facilities, the unification and legal cooperation with the various organized agricultural enterprises which deal with the practical farm problems of the hour, disseminating knowledge and information on distribution, and which will regulate, or at least tend to regulate, and reduce the extreme cost of intra-

and inter-freight rates, and also those measures and provisions which will effectively tend toward cooperative marketing, keeping in mind that the power to tax is the power to ruin, and that discrimination against the visible ad valorem property of the people is the curse of the hour and the bane of organized society, and that it has always worked most perniciously against the agricultural and stock raising industries of our land.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

February 21, 1927.

To the Honorable Senate and
House of Representatives
State of Oklahoma,

BUILDING.

Gentlemen:

I have the honor to advise that I have this day signed and transmitted to the Secretary of State, ENROLLED HOUSE BILL NO. 3, entitled:

"An Act providing for a new cell house at the State Penitentiary, located at McAlester, Oklahoma; making appropriations therefor, and declaring an emergency."

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

February 23, 1927.

To the Honorable Senate
House of Representatives,
State of Oklahoma,

BUILDING.

Gentlemen:

I have the honor to advise that I have on February 21st, signed and transmitted to the Secretary of State SENATE JOINT RESOLUTION NO. 5, entitled:

> A Resolution transferring and re-appropriating certain balances of funds appropriated at the regular session of the Tenth Legislature of the State of Oklahoma, for the Bureau for Preparation of Budget, for the fiscal year ending June 30, 1926, and declaring an emergency.

and HOUSE BILL NO. 17, entitled:

> An Act repealing Sections 4334 to 4341, inclusive, Compiled Oklahoma Statutes, 1921, relating to State Cemeteries.

and HOUSE BILL NO. 188, entitled:

> An Act relating to the distribution of certain funds in counties having a population of not less than thirty thousand (30,000), and not more than thirty thousand two hundred twenty- five (30,225), as shown by the last Federal decennial census, and declaring an emergency.

and HOUSE BILL NO. 235, entitled:

An Act repealing Sections 3365 to 3369, inclusive Compiled Oklahoma Statutes, 1921, relating to county court at the town of Allen, in Pontotoc County, Oklahoma, and declaring an emergency.

and HOUSE BILL NO. 225, entitled:

An Act repealing Sections 3370 to 3377, inclusive Compiled Oklahoma Statutes, 1921, relating to county court at the town of Roff, in Pontotoc County, Oklahoma, and declaring an emergency.

and HOUSE BILL NO. 192, entitled:

An Act amending Sections 2, 7, 8, and 12, of Chapter 200, Oklahoma Session Laws, 1925, and relating to the salaries of certain deputy county officers of Osage County, Oklahoma, repealing all Acts or parts of Acts in conflict therewith and declaring an emergency.

and HOUSE BILL NO. 191, entitled:

An Act fixing the salaries of the county clerk, county court clerk, county treasurer, county assessor, county sheriff, county attorney, county superintendent of public instruction and county judge of Osage County, Oklahoma; repealing all Acts or parts of Acts in conflict therewith.

and HOUSE BILL NO. 177, entitled:

An Act authorizing the Board of City Commissioners of the City of Walters, Oklahoma, to remit and refund

certain penalties on delinquent paving taxes and assessments; and authorizing the county treasurer of Cotton County, Oklahoma, to collect said paving taxes and assessments without collecting such penalties; repealing all Acts or parts of Acts in conflict therewith, and declaring an emergency.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

February 21, 1927.

To the Honorable Senate and
House of Representatives,
State of Oklahoma.

BUILDING.

Gentlemen:

I have the honor to advise that I have this day signed and transmitted to the Secretary of State, ENROLLED HOUSE BILL NO. 91, entitled:

"An Act repealing Sections 3407, 3408, 3409, 3410, and 3411, of the Compiled Oklahoma Statutes Annotated 1921, relating to Broken Arrow Court division of County Court, Tulsa County, Oklahoma; providing for the transfer of all actions, suits and probate proceedings from the Broken Arrow division of the County Court of Tulsa County to the County Court of said county, providing for the transfer of all records, instruments and documents now in the posses-

sion of and on file in said court to the County Court of Tulsa County, and declaring an emergency."

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

February 21, 1927.

To the Honorable Senate and
House of Representatives,
State of Oklahoma.

BUILDING.

Gentlemen:

I have the honor to advise that I have this day signed and transmitted to the Secretary of State. ENROLLED HOUSE BILL NO. 178, entitled:

"An Act amending Section 11002 Compiled Oklahoma Statutes 1921; abolishing township government in Cotton County, Oklahoma and providing for transferring the duties heretofore performed by the township boards and officers to the Board of County Commissioners of said county; providing for additional compensation for said County Commissioners for said additional services; repealing all Acts or parts of Acts in conflict therewith and declaring an emergency."

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Agriculture to whom was referred HOUSE JOINT RESOLUTION NO. 9, by Reece and McLaury of the House, and Johnson of Creek, of the Senate, entitled:

> A Resolution giving assent of the State of Oklahoma to the terms of an act known as the Purnell Act (Public No. 458—68th Congress, H. R. 157) passed by the Congress of the United States, to authorize the more complete endowment of agricultural experiment stations, and for other purposes, approved February 24, 1925, in accordance with the terms of said act. making provisions as required by said act.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MRS. LOONEY, Chairman.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred HOUSE JOINT RESOLUTION NO. 16, by Faulk of the House and McCurley of the Senate, entitled:

> A Resolution authorizing an extension of time of payment of the first half of the 1926 ad valorem taxes until September 1st 1927, and providing that the last half of the 1926 ad valorem taxes shall not be-

come delinquent until the 15th day of October, 1927, in all counties having a population of not less than, etc,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

FIDLER, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred HOUSE BILL NO. 149 by Kight, entitled:

An Act creating the position of stenographer in the office of the Referee for the Supreme Court fixing the salary therefor, providing for payment of such salary and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

AUSTIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred HOUSE BILL NO. 166, by Beck of the House and Clark of the Senate, entitled:

An Act relating to the office of County Attorney of Grant County, Oklahoma, repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

AUSTIN, Chairman.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred SENATE BILL NO. 93, by Anglin, entitled:

> An Act providing for an annual tax levy by the State Board of Equalization; repealing all Acts or parts of Acts in conflict therewith, and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

FIDLER, Chairman.

Mr. President: We your Committee on Roads and Highways to whom was referred SENATE BILL NO. 110, by Reed and Shepherd, entitled:

> An Act requiring County Commissioners to designate and maintain as county highways all roads not designated as state highways which are on the prescribed route of rural free mail delivery carriers, or which roads are on the prescribed route of transportation of school children in consolidated school districts ;repealing all Acts or parts of Acts in conflict herewith and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STEWART, Chairman.

By unanimous consent, Senator Storms' name was added as a Joint author of Senate Bill No. 110.

Mr. President: We, your Committee on Drugs and Pure Food to whom was referred SENATE BILL NO. 161, by Darnell, entitled:

> A Bill entitled an act to prohibit the transportation, possession, sale and use of Peyote, commonly called Mescal Buttons; Providing for the punishment for violation of this Act; and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

NESBITT, Chairman.

Upon motion of Senator Nesbitt, the adverse report of the Committee was adopted.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred SENATE BILL NO. 176, by Fidler, Johnson (Creek), Waldrep, Peck, Storms, Rexroat, George, Rice, Andrews, Hill, Terwilleger, Austin, entitled:

> An Act repealing Article 20 and Sections 9934 to 9945 inclusive of the Compiled Oklahoma Statutes, 1921, abolishing the taxation of incomes and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

FIDLER, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred SENATE BILL NO. 189, by Fidler, entitled:

An Act authorizing and empowering the State Highway Commission to accept land from any person or concern adjacent or contiguous to the Capitol Grounds; Providing for the improvement thereof for public purposes and providing funds for the improvement thereof, and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

WHEATLEY, Chairman.

Mr. President: We, your Committee on Public Service Corporations to whom was referred SENATE BILL NO. 224, by Gray, entitled:

An Act repealing Sections 3712, 3715, 3716, 3717 and 3718, Compiled Oklahoma Statutes, 1921, repealing all Acts in conflict therewith, and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

WHEATLEY, Vice Chairman.

Senator Boyer submitted the following report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 28, 138 and 175 correctly engrossed.

BOYER, Chairman.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 253, by Darnell.—An Act amending Section 3975 C. O. S. 1921, and defining the liability of owners and lessees of and in grazing districts, and declaring an emergency.

SENATE BILL NO. 254, by Andrews.—An Act repealing Sections 10697 and 10698 C. O. S. 1921, repealing all conflicting laws, and declaring an emergency.

SENATE BILL NO. 255, by Anglin.—An Act amending Section 2270 C. O. S. 1921, relating to the State Issues Commission, providing that the Attorney General shall be the legal advisor thereof and shall appoint one of his regular assistants to act as, and be the secretary of said commission and declaring an emergency.

SENATE BILL NO. 256, by Ferguson of the Senate and Webber of the House.—An Act fixing the number of deputy county clerks and limiting their salaries of all counties of the State having a population of not less than 19,260 and not more than 19,270 according to the last preceding Federal decennial census, repealing all acts or parts of acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 257, by Smith of the Senate and Aldridge and Gilmer of the House.—An Act authorizing the Excise Board of any county to make supplemental or additional appropriations for current expense purposes for jurors and witnesses for the district court of said county from that part of the gross production tax on oil, gas and other minerals

levied collected for and in aid of the construction of permanent roads and bridges of said county; repealing all acts and parts of acts in conflict herewith; and declaring an emergency.

SENATE BILL NO, 258, by Fidler.—An Act fixing the annual salary of the secretary; law and executive clerk; chief title examiner; assistant title examiners; chief clerk of the loan division; chief clerk of the lease and sales division; and oil and gas agent, of the Commissioners of the Land Office, and declaring an emergency.

SENATE BILL NO. 259, by McCurley.—An Act amending House Bill No. 278, Chapter 167, Session Law of Oklahoma, 1925, and declaring an emergency.

SENATE BILL NO. 260, by Ferguson, Harper and Wheatley.—An Act amending Chapter 13, Session Laws of 1926, being an act amending Chapter 86 Session Laws of regular session of 1923, granting power to the Board of County Commissioners of any county to use the sinking fund of the county derived from penalties interest or forfeiture accrued or to accrue as penalties of delinquent taxes, etc.

SENATE BILL NO. 261, by McCurley.

An Act repealing Senate Bill No. 168, Chapter 43, Session Laws of Oklahoma, 1925, and declaring an emergency.

SENATE JOINT RESOLUTION NO.29, by Williamson.—A Joint Resolution appropriating and authorizing the payment of the sum of $1923.75 to Rufus Clark Field of Pauls Valley, Oklahoma, and $200.00 to Dr. S. R. Cunningham of Oklahoma City, Oklahoma, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 30, by Williamson.—A Joint Resolution appropriating and authorizing the payment of the sum of $7000.00 to John W. Livingston of Pauls Valley, Oklahoma, and declaring an emergency.

SENATE CONCURRENT RESOLUTION NO. 20 by School Land Committee.—A Resolution requesting the general land office of the United States to turn over to the State of Oklahoma one full set of field notes and survey of the public lands in the area composed of the State of Oklahoma.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 248, by Soldiers' Relief Committee.—To Committee on Appropriations.

SENATE BILL NO. 249, by Johnson (Creek).—To Committee on Judiciary No. 1.

SENATE BILL NO. 250, by Anglin.—To Committee on Appropriations.

SENATE BILL NO. 251, by Stigler of the Senate and Berry of the House.—To Committee on Agriculture.

SENATE BILL NO. 252, by Reed.—To Committee on State and County Affairs.

HOUSE BILL NO. 272, by Fry.

By unanimous consent, House Bill No. 272 was ordered printed and placed upon the calendar, without reference to a Committee.

HOUSE BILL NO. 282, by Carmichael of the House and Reed of the Senate.

By unanimous consent, House Bill No. 282 was ordered printed and placed upon the calendar, without reference to a Committee.

HOUSE BILL NO. 285, by Chappell and Bell.—To Committee on Legislative and Judicial Apportionment.

HOUSE BILL NO. 314, by O'Bryan, Berry, Moon, of the House and Gulager and Stigler of the Senate.

By unanimous consent, House Bill No. 314 was ordered printed and placed upon the calendar, without reference to a Committee.

HOUSE BILL NO. 321, by Cochran.

By unanimous consent, House Bill No. 321 was ordered printed and placed upon the calendar, without reference to a Committee.

HOUSE BILL NO. 344, by Reily and Cobb.

By unanimous consent, House Bill No. 344 was ordered printed and placed upon the calendar, without reference to a Committee.

Upon motion of Senator Storms, HOUSE BILL NO. 299, by Cardwell, was withdrawn from the Committee on

Education and referred to the Legal Advisory Committee, for consideration.

Upon motion of Senator Storms, HOUSE BILL NO. 223, by Sullivan, et al, was withdrawn from the Committee on Legislative and Judicial Apportionment and placed upon the calendar.

THIRD READING

By unanimous consent, the following bills were called up for final passage:

SENATE BILL NO. 28 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Gray, Gulager, Harper, Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stigler, Storms, VanDall, Waldrep, Wheatley, Williamson. Total 31.

Nays: Ferguson, Otjen, Pullen. Total 3.

Not Voting: Graham, Hill, Johnson (Creek), Powers, Shearer, Stewart, Terwilleger, Thomas. Total 8.

Excused: Culp, Johnson (Caddo). Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Gray, Gulager, Harper, Kimerer, Loofbourrow, Looney, McCurley, Nesbitt, Otjen, Peck, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 34.

Nays: Pullen. Total 1.

Not Voting: Graham, Hill, Johnson (Creek), Marshall, Powers, Shearer, Terwilleger. Total 7.

Excused: Culp, Johnson (Caddo). Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 28 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 138 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall.

Nesbitt, Otjen, Peck, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stigler, Storms, Thomas, VanDall Waldrep, Wheatley, Williamson. Total 35.

Nays: McCurley. Total 1.

Not Voting: Hill, Powers, Shearer, Stewart, Terwilleger. Total 5.

Excused: Culp, Graham, Johnson (Caddo). Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Boyer, Clark, Darnell, Goodall, Gray, Gulager, Kimerer, Looney, Marshall, Nesbitt, Otjen, Peck, Pullen, Rexroat, Thomas, Waldrep. Total 16.

Nays: Andrews, Anglin, Austin, Ferguson, Fidler, George, Harper, Johnson (Creek), Loofbourrow, McCurley, Reed, Rice, Shepherd, Smith, Stewart, Stigler, Storms, VanDall, Wheatley, Williamson. Total 20.

Not Voting: Hill, Powers, Shearer, Simmons, Terwilleger. Total 5.

Excused: Culp, Graham, Johnson (Caddo). Total 3.

The emergency having failed to receive the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared failed of passage.

By unanimous consent, it was the order of the President Pro Tempore that Senator Graham be recorded, Excused, on account of illness.

Senate Bill No. 138 was referred for re-engrossment

SENATE BILL NO. 175 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Clark, Ferguson, Fidler, Goodall, Harper, Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Thomas, Waldrep, Wheatley, Williamson. Total 27.

Nays: Gulager. Total 1.

Not Voting: Boyer, Darnell, George, Gray, Hill, Johnson (Creek), Looney, Peck, Powers, Pullen, Shearer, Terwilleger, VanDall. Total 13.

Excused: Culp, Johnson (Caddo), Graham. Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Clark, Ferguson, Fidler, George, Goodall, Gulager, Harper, Kimerer, Loofbourrow,

Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stewart, Storms, Thomas, Waldrep, Wheatley, Williamson. Total 30.

Nays: 0.

Not Voting: Boyer, Darnell, Gray, Hill, Johnson (Creek), Looney, Powers, Shearer, Stigler, Terwilleger, VanDall. Total 11.

Excused: Culp, Johnson (Caddo), Graham. Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 175 and ordered the same transmitted to the Honorable House.

GENERAL ORDER

Upon motion of Senator Storms, HOUSE BILL NO. 224, by Sullivan, et al., was advanced to engrossment and third reading.

Upon motion of Senator VanDall, HOUSE BILL NO. 244, by Easter, of the House, and VanDall, of the Senate, was advanced to engrossment and third reading.

Upon motion of Senator VanDall, HOUSE BILL NO. 157, by Lohman and Fraley, was advanced to engrossment and third reading.

Upon motion of Senator Terwilleger, HOUSE BILL NO. 326, by Webster, was advanced to engrossment and third reading.

Upon motion of Senator Shearer, SENATE BILL NO. 167, by Shearer, was considered.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Shearer.

Upon motion of Senator Shearer, Senate Bill No. 167 was advanced to engrossment and third reading.

Upon motion of Senator Andrews, SENATE BILL NO. 227, by Andrews, was advanced to engrossment and third reading.

Upon motion of Senator Andrews, HOUSE JOINT RESOLUTION NO. 14, by Hill, et al of the House, and Andrews, of the Senate, was advanced to engrossment and third reading.

SENATE BILL NO. 185, by Peck, of the Senate, and Pomeroy, of the House, was considered.

Sections 1 and 2 were read and adopted.

Upon motion of Senator Peck, Senate Bill No. 185 was advanced to engrossment and third reading.

Upon motion of Senator Reed, SENATE BILL NO. 112, by Reed, was advanced to engrossment and third reading.

Upon motion of Senator Terwilleger, HOUSE BILL NO. 90, by Maxwell, Thomas, Owens, et al, was advanced to engrossment and third reading.

Upon motion of Senator Gulager, HOUSE BILL NO. 274 by Ogden, was advanced to engrossment and third reading.

Upon motion of Senator Rice, SENATE BILL NO. 186, by Rice, was advanced to engrossment and third reading.

Upon motion of Senator Waldrep SENATE BILL NO. 239, by Waldrep, was advanced to engrossment and third reading.

Upon motion of Senator Waldrep, SENATE BILL NO. 240, by Waldrep, was advanced to engrossment and third reading.

Senator Harper moved that the Senate proceed to the consideration of SENATE RESOLUTION NO. 12, by Pullen.

Senator Pullen asked unanimous consent, which was granted, to defer consideration of Senate Resolution No. 12, pending the receipt of certain documentary evidence.

Senator Goodall asked unanimous consent, which was granted, to submit the following Committee Report:

To the President and Members of the

Senate of the State of Oklahoma:

LADY AND GENTLEMEN:

We, your Committee on Commerce and Labor have had under consideration a purported statement and newspaper article, which apparently involved Senators Tom Anglin and W. J. Otjen and George D. Key, Chairman of the Democratic State Central Committee, this alleged statement being with

reference to the confirmation of one J. W. Murphy, as a member of the State Industrial Commission.

Your Committee gave this matter a thorough investigation, in open hearing, and after a full and complete consideration of said matter, your Committee finds and recommends that Senators Otjen and Anglin and George D. Key, have had no connection with said matter and were, in fact, never acquainted with the said Murphy, prior to the date of this hearing; that the purported statement was wholly false and without the least particle of foundation.

Your Committee unanimously recommends that in view of the publication of this false information, the same having caused a grave injustice to Senators Anglin and Otjen and George D. Key, the people of the State be fully advised as to the said findings and that the names of these honorable gentlemen be cleared of any taint or suspicion on account of the publication of this false and misleading report.

Your Committee further recommends that copies of this finding be furnished the reporters of all the newspapers, and that the press be requested, in justice to the injured parties, to give this information the same publicity as was given the false reports which heretofore appeared in the press.

Respectfully submitted,

JOHN A. GOODALL, Chairman.

Senator Goodall moved the adoption of the Report, which motion prevailed.

Senator Gulager moved that the Committee on Commerce and Labor be instructed to bring in an additional report, at its

pleasure, exonerating the names of other persons appearing in the document presented by Senator George, which motion prevailed.

Upon motion of Senator Rexroat, the Senate recessed to meet at 2:00 o'clock p. m.

AFTERNOON SESSION

The Senate re-assembled at 2.00 p. m., and was called to order by the President Pro Tempore.

The President Pro Tempore announced there were matters on the President's desk for the consideration of the Senate, in executive session.

Upon motion of Senator Rexroat, the Senate closed its doors and went into executive session.

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The Senate re-assembled, in open session, and was called to order by the President Pro Tempore.

The President Pro Tempore announced the Senate had refused to advise and consent to the following executive nomination:

FOR INDUSTRIAL COMMISSION:

Pat Murphy, Healdton, in lieu of Edgar Fenton, resigned.

The President Pro Tempore announced the Senate had advised and consented to the following executive nominations:

STATE BOARD OF PUBLIC AFFAIRS:

Roy O. Coppock, Gate, Oklahoma, minority Member, in lieu of Mrs. Pat S. Nagle effective March 1, 1927.

STATE BOARD OF AGRICULTURE:

George F. Van Noy, Tishomingo.

STATE FIRE MARSHAL:

C. R. O'Neal, Idabel.

Senator Wheatley asked unanimous consent, which was granted, to withdraw the Committee Report, submitted today, on SENATE BILL NO. 224, for the purpose of further consideration.

Senator Pullen moved that the Senate adjourn to meet under the rules, on Monday, February 28th.

Senator Anglin, as a substitute, moved that the Senate adjourn to meet at 10:00 o'clock a. m., Monday, February 28th, which motion prevailed.

FORTY-SIXTH LEGISLATIVE DAY

Saturday, February 26th, 1927.

NO SESSION

FORTY-SEVENTH LEGISLATIVE DAY

Monday, February 28th, 1927.

The Senate, pursuant to adjournment, met at 10:00 a. m., and was called to order by the President Pro Tempore.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Goodall Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Thomas, VanDall, Wheatley, Williamson. Total 31.

Absent: Darnell Ferguson, Fidler, Hill, Otjen, Powers, Waldrep. Total 7.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The President Pro Tempore announced a quorum present.

Prayer was offered by Rev. Forney Hutchinson, of Oklahoma City.

COMMITTEE REPORTS

The following Committee Reports were submitted and the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Public Service Corporation, to whom was referred SENATE BILL NO. 13, by Darnell, entitled:

> Repealing House Bill No. 4, Chapter 102 of the Session Laws of Oklahoma, 1925, known as the Revocable Permit Act and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

JOHNSON (Creek), Chairman.

Upon motion of Senator Johnson (Creek), the adverse report was adopted.

Mr. President: We, your Committee on Public Service Corporation to whom was referred SENATE BILL NO. 17, by Graham, entitled:

> A Bill entitled: an Act repealing Chapter 102 of the Session Laws of 1925, entitled, "An Act relating to the business of furnishing power, light, heat, gas, electricity, or water in cities and towns: authorizing the surrender of municipal franchises in exchange for revocable permits: requiring certificates of convenience and necessity and providing for the determination and issuance thereof: and repealing Acts in conflict herewith

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

JOHNSON (Creek), Chairman.

Senator Johnon (Creek) moved the adoption of the adverse report.

Senator Graham, as a substitute moved that, notwithstanding the adverse report, Senate Bill No. 17 be printed and placed upon the calendar, which motion was tabled, upon a motion by Senator Kimerer, the roll call thereon being as follows:

Ayes: Anglin, Austin, Boyer, Clark, Fidler, Gray, Harper, Johnson (Creek), Kimerer, Looney, Marshall, Nesbitt, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stigler, Storms, VanDall, Wheatley, Williamson. Total 23.

Nays: Goodall, Graham, Gulager, Loofbourrow, McCurley, Thomas. Total 6.

Not Voting: Andrews, Otjen, Pullen, Stewart. Total 4.

Absent: Darnell, Ferguson, Hill, Powers, Waldrep. Total 5.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The vote recurring on the Johnson (Creek) motion, the same prevailed.

Mr. President: We, your Committee on Agriculture, to whom was referred SENATE BILL NO. 144, by Pullen, entitled:

> An Act to prevent the waste and flow of water from artesian wells, prescribing penalties therefor and defining waste and artesian wells.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MRS. LOONEY, Chairman.

Mr. President: We, your Committee on Legislative and Judicial Apportionments, to whom was referred SENATE BILL NO. 184, by Loofbourrow, entitled:

An Act creating Judicial District No. 31; fixing terms of court thereof; providing for the appointment and election of a judge therefor; making an appropriation therefor; repealing all acts and parts of acts in conflict therewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

LOOFBOURROW, Vice Chairman.

Mr. President: We, your Committee on Public Service Corporations to whom was referred SENATE BILL NO. 224, by Gray, entitled:

An Act repealing Sections 3713 and 3714, Compiled Oklahoma Statutes, 1921, repealing all acts in conflict therewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

WHEATLEY, Vice Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 250, by Anglin, entitled:

An Act making supplementary appropriation to pay the mileage and per diem of members of the Senate and House of Representatives of the Eleventh Legislature, salaries of officers and employees and contingent expenses, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman

Senator Anglin moved that the rules of the Senate be suspended and immediate consideration be given Senate Bill No. 250, which motion prevailed.

Sections 1 and 2 were read and adopted, upon motions of Senator Anglin.

Upon motion of Senator Anglin, Senate Bill No. 250 was advanced to engrossment and third reading.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report the following bills and resolutions correctly engrossed: Senate Bills Nos. 48, 84, 87, 112, 115, 120, 135, 137, 142, 150, 167, 179, 185, 211, 212 227, and Senate Joint Resolutions Nos. 8, 13, 14 and 16

BOYER, Chairman.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 262, by Anglin.—An Act granting authority to the City of Holdenville, Oklahoma, to issue bonds in an amount within the limits prescribed by the Constitution for the purpose of constructing a bridge over the Canadian River at a point to be selected by the Mayor and City Council of said city at a distance not to exceed ten miles from the corporate limits of the city of Holdenville, and declaring an emergency.

SENATE BILL NO. 263, by Kimerer and Anglin of the Senate and Hill and Thompson (Garvin) of the House.—An Act amending Sections 8701 and 8710, C. O. S. 1921, relating to the appointment and duties of the Board of Dental Examiners, and the appeal from the action of said Board in revoking the license of a practicing dentist, and declaring an emergency.

SENATE BILL NO. 264, by Thomas of the Senate and Hines of the House.—An Act providing, in addition to salaries now fixed by law, certain compensation for the Board of County Commissioners of Washita County, Oklahoma, for the inspection of county road and bridge work, and declaring an emergency.

SENATE BILL NO. 265, by Goodall of the Senate and Adair of the House.—An Act authorizing the Board of County Commissioners of Adair County, Oklahoma to expend the sum of thirty-seven hundred dollars for the purchase of lot for the court house of said county, and declaring an emergency.

SENATE BILL NO. 266, by Goodall of the Senate and Adair of the House.—An Act authorizing the County Treasurer of Adair County, State of Oklahoma, to charge off as a loss the sum of five thousand four hundred ninety eight dollars and seventy cents, which was deposited in the defunct bank of Stillwell, Oklahoma, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 31, by Gray.—A Resolution proposing an amendment to Section No. I of Article VI of the Constitution of the State of Oklahoma; providing for the relieving of the State Board of Agriculture of its duties as Board of Regents of the State Agricultural and Mechanical College at Stillwater, and all other agricultural schools and colleges; providing for the appointment of a Board of Regents for said institutions and providing for the submission of the same to a vote of the people.

SENATE JOINT RESOLUTION NO. 32, by Anglin —A Resolution appropriating six thousand dollars to pay the expenses of the special Supreme Court of the State of Oklahoma appointed by the Governor for the purpose of trying the contempt cases against H. Bart Martin and O. O. Owens providing the method of paying said expenses and declaring an emergency.

President Pro Tempore Williamson presiding.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 253, by Darnell.—To Committee on Judiciary No. 2.

SENATE BILL NO. 254, by Andrews.—To Committee on Education.

SENATE BILL NO. 255, by Anglin.—To Committee on State and County Affairs.

SENATE BILL NO. 256, by Ferguson of the Senate and Webber of the House.—To Committee on State and County Affairs.

SENATE BILL NO. 257, by Smith of the Senate and Aldridge and Gilmer of the House.—To Committee on State and County Affairs.

SENATE BILL NO. 258, by Fidler.—To Committee on Fees and Salaries.

SENATE BILL NO. 259, by McCurley.—To Committee on Roads and Highways.

SENATE BILL NO. 260, by Ferguson, Harper and Wheatley.—To Committee on State and County Affairs.

SENATE BILL NO. 261, by McCurley.—To Committee on Roads and Highways.

SENATE JOINT RESOLUTION NO. 29, by Williamson.—To Committee on Appropriations.

SENATE JOINT RESOLUTION NO. 30, by Williamson.—To Committee on Appropriations.

By unanimous consent, SENATE BILL NO. 107, by Anglin was taken up for final consideration.

DEPARTMENT OF PUBLIC HEALTH:

By unanimous consent, Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, by striking line 12, page 64.

ANGLIN.

Consideration of the sub-division, STATE ELECTION BOARD, having been deferred, the same was read.

Senator Pullen submitted the following amendment, which was tabled upon motion of Senator Anglin:

Mr. President: I move to amend Senate Bill No. 107, line 1, page 47, by adding after line 1, the following: "provided this item shall be used for holding the general and special elections, only."

PULLEN.

Vice President Pro Tempore Stigler presiding.

Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, line 2, page 47, by inserting the following: "These funds to be paid upon claims approved by the Secretary of the State Election Board."

ANGLIN.

Upon motion of Senator Anglin, the sub-division, as amended, was adopted.

President Pro Tempore Williamson presiding.

EXECUTIVE DEPARTMENT:

By unanimous consent, Senator Pullen submitted the following amendment, which was tabled upon motion of Senator Anglin:

Mr. President: I move to amend Senate Bill 107, by striking line 16, page 6.

PULLEN

By unanimous consent, Senator VanDall submitted the following amendment, which was tabled upon motion of Senator Anglin:

Mr. President: I move to amend Senate Bill No. 107, by inserting as line 2½, page 18, the following:

"Living expenses 3,000.00 30,000.00."

VAN DALL.

BUREAU OF CRIMINAL IDENTIFICATION:

By unanimous consent, Senator Andrews submitted the following amendment, which was tabled upon motion of Senator Rexroat:

Mr. President: I move to amend Senate Bill No. 107, by striking the sums provided for the Bureau of Criminal Identification, beginning on line 10, page 7 and ending with line 6, page 8.

ANDREWS.

Senator Graham, by unanimous consent, submitted the following amendment, which was ruled out of order, upon a point or order raised by Senator Wheatley, who stated the amendment was identical with a previous amendment, voted down:

Mr. President: I move to amend Senate Bill No. 107, by striking line 15, page 7.

GRAHAM.

Senator Pullen submitted the following amendment, by unanimous consent, which was tabled upon motion of Senator Rexroat:

Mr. President: I move to amend Senate Bill No. 107, line 8, page 9, by adding after said line, the words and figures:

"Living expenses of Lieutenant

Governor 1800.00 1800.00."

PULLEN.

CHARITIES AND CORRECTIONS:

By unanimous consent, Senator Looney submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 107, page 35, by inserting "Extra Help 4200.00 4200.00."

LOONEY.

A point of order was sustained, raised by Senator Pullen, against the Looney amendment, stating that line 6, page 35, had been already finally stricken from the bill.

Senator Looney moved that the rules be suspended, for the purpose of reconsidering the vote by which line 6, page 35, was stricken, which motion failed of adoption.

OKLAHOMA GEOLOGICAL SURVEY:

By unanimous consent, Senator Loofbourrow submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, by adding after line 8, page 70, and before line 9, the following, as line 8½: "Printing 10,000.00 10,000.00."

LOOFBOURROW.

There being no further amendments offered, upon motion of Senator Anglin, Senate Bill No. 107, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Anglin, the Enrolling and Engrossing Department was authorized to properly punctuate, check totals and correct any typographical errors in Senate Bill No. 107.

Upon motion of Senator Rexroat, SENATE CONCURRENT RESOLUTION NO. 8, by Rexroat, was taken up for consideration and read at length, as follows:

SENATE CONCURRENT RESOLUTION NO. 8—By Rexroat.

A RESOLUTION FIXING THE DATE FOR THE FINAL ADJOURNMENT SINE DIE OF THE ELEVENTH SESSION OF THE OKLAHOMA LEGISLATURE.

RESOLVED, by the Senate, the House of Representatives concurring therein, that the regular session of the Eleventh Legislature of the State of Oklahoma, shall adjourn sine die, at twelve o'clock noon on Tuesday, March 1st, 1927.

Senator Rexroat submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Concurrent Resolution No. 8, line 4, page 1, by striking after the word, "on," and before the word, "Tuesday," and inserting the words and figures, "Saturday, March 19th."

REXROAT.

Upon motion of Senator Rexroat, Senate Concurrent Resolution No. 8, as amended, was adopted and referred for engrossment.

THIRD READING

SENATE BILL NO. 120 was read for the third time at length.

Senator Anglin moved that the vote by which Senate Bill No. 120 was advanced to engrossment and third reading be reconsidered.

Senator Gulager raised a point of order against the Anglin motion, which was sustained, stating that it would take a suspension of the rules.

Senator Anglin moved that the rules of the Senate be suspended, for the purpose of reconsidering the vote by which Senate Bill No. 120 was advanced to engrossment and third reading.

Senator Harper moved that the Senate recess at meet at 1:00 o'clock, p. m., which motion prevailed.

AFTERNOON SESSION

The Senate re-assembled at 1:00 p. m., and was called to order by the President Pro Tempore.

Senators FIDLER and OTJEN asked to be recorded present, which was the order.

THIRD READING (Con't)

The vote recurred on the Anglin motion, submitted before recess, and the same prevailed—upon a roll call as follows:

Ayes: Andrews, Anglin, Austin, Boyer, Fidler, Goodall, Gray, Harper, Johnson (Creek), Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, Thomas, Wheatley, Williamson. Total 26.

Nays: Clark, Graham, Gulager, Kimerer, McCurley, Simmons, VanDall. Total 7.

Not Voting: 0.

Absent: Darnell, Ferguson, Hill, Powers, Waldrep. Total 5.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

Senator Rice submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 120, line 4, page 2, by striking the figures, "2500.00—2500.00," and inserting the figures, "7500.00—7500.00."

RICE.

Upon motion of Senator Anglin, Senate Bill No. 120, as amended was advanced to engrossment and third reading.

The President presiding.

SENATE JOINT RESOLUTION NO. 8 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Fidler, Goodall, Graham, Gray, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Rexroat, Rice, Shepherd, Simmons, Stigler, Storms, Thomas, VanDall, Wheatley, Williamson. Total 26.

Nays: Gulager, McCurley, Pullen, Reed. Total 4.

Not Voting: Austin, Shearer, Stewart. Total 3.

Absent: Darnell, Ferguson, Hill, Powers, Waldrep. Total 5.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Fidler, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loufbourrow, Looney, Marshall, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Stewart, Stigler, Storms, Thomas, VanDall, Wheatley, Williamson. Total. 30.

Nays: McCurley. Total 1.

Not Voting: Austin, Shearer. Total 2.

Absent: Darnell, Ferguson, Hill, Powers, Waldrep. Total 5.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Joint Resolution No. 8 and ordered the same transmitted to the Honorable House.

SENATE JOINT RESOLUTION NO. 16 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Fidler, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Stewart, Stigler, Storms, Thomas, VanDall, Wheatley, Williamson. Total 28.

Nays: McCurley. Total 1.

Not Voting: Austin, Shearer, Shepherd, Simmons. Total 4.

Absent: Darnell, Ferguson, Hill, Powers, Waldrep. Total 5.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Fidler, Goodall, Graham, Gray, Gulager Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Stewart, Stigler, Storms, Thomas, VanDall, Wheatley, Williamson. Total 30.

Nays: 0.

Not Voting: Austin, Shepherd, Simmons. Total 3.

Absent: Darnell, Ferguson, Hill, Powers, Waldrep. Total 5.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Joint Resolution No. 16 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 137 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Fidler, Goodall. Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Stewart, Stigler, Thomas, Van Dall, Wheatley, Williamson. Total 28.

Nays: 0.

Not Voting: Austin, Shearer, Shepherd, Simmons, Storms. Total 5.

Absent: Darnell, Ferguson, Hill, Powers, Waldrep. Total 5.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Fidler, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Reed, Rexroat, Rice, Shearer, Stewart, Stigler, Storms, Thomas, VanDall, Wheatley, Williamson. Total 30.

Nays: Pullen. Total 1.

Not Voting: Shepherd, Simmons. Total 2.

Absent: Darnell, Ferguson, Hill, Powers Waldrep. Total 5.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 137 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 142 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Fidler, Goodall, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Van Dall, Wheatley, Williamson. Total 27.

Total Nays: 0.

Not Voting: Austin, Graham, Reed, Simmons, Storms, Thomas. Total 6.

Absent: Darnell, Ferguson, Hill, Powers, Waldrep. Total 5.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Fidler, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, VanDall, Wheatley, Williamson. Total 30.

Nays: Pullen. Total 1.

Not Voting: Austin, Thomas. Total 2.

Absent: Darnell, Ferguson, Hill, Powers, Waldrep. Total 5.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 142 and ordered the same transmitted to the Honorable House.

Senator FERGUSON asked to be recorded present which was the order.

President Pro Tempore Williamson presiding.

SENATE BILL NO. 135, was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Boyer, Clark, Ferguson, Goodall, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, Thomas, VanDall, Wheatley, Williamson. Total 29.

Nays: Graham. Total 1.

Not Voting: Andrews, Austin, Fidler, Simmons. Total 4.

Absent: Darnell, Hill, Powers, Waldrep. Total 4.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Ferguson Fidler, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, Thomas, VanDall, Wheatley, Williamson. Total 32.

Total Nays: 0.

Not Voting: Austin, Simmons. Total 2.

Absent: Darnell, Hill, Powers, Waldrep. Total 4.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 135 and ordered the same transmitted to the Honorable House.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 138 correctly engrossed.

BOYER, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bill No. 138 and ordered the same transmitted to the Honorable House for consideration.

Senator HILL asked to be recorded present, which was the order of the President Pro Tempore.

SENATE JOINT RESOLUTION NO. 14 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Anglin, Boyer, Clark, Fidler, Goodall, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Reed, Rexroat, Rice, Shearer, Shepherd, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 23.

Nays: Andrews, Ferguson, Graham, Hill, McCurley, Otjen, Pullen, Storms. Total 8.

Not Voting: Austin, Gray, Simmons, Stewart. Total 4.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Joint Resolution No. 14 and ordered the same transmitted to the Honorable House.

SENATE JOINT RESOLUTION NO. 13 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Ferguson, Fidler, Goodall, Graham, Gulager, Harper, Hill, Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Reed, Rex-

roat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, Thomas, VanDall, Wheatley, Williamson. Total 30.

Nays: 0.

Not Voting: Austin, Gray, Johnson (Creek), Pullen, Simmons. Total 5.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Ferguson, Fidler, Goodall, Graham, Gulager, Harper, Hill, Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen Pullen, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, Thomas, VanDall, Wheatley, Williamson. Total 30.

Nays: Reed. Total 1.

Not Voting: Austin, Gray, Johnson (Creek), Simmons. Total 4.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Joint Reolution No. 13 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 84 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Ferguson, Fidler, Goodall, Graham, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, VanDall, Wheatley, Williamson. Total 31.

Nays: 0.

Not Voting: Austin, Gray, Simmons, Thomas. Total 4.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 84 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 115 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek) Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Stigler, Storms, VanDall, Wheatley, Williamson. Total 32.

Nays: 0.

Not Voting: Austin, Simmons, Thomas. Total 3.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, VanDall, Wheatley, Williamson. Total 32.

Nays: 0.

Not Voting: Austin, Simmons, Thomas. Total 3.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 115 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 150 was read for the third time at length.

Senator Anglin asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

"Section 1. No person, who has not been a resident, in good faith, of the State of Oklahoma for two years past, shall be appointed a guardian of the property or person of a minor or one of unsound mind by the State Courts of the State of Oklahoma, and no foreign trust company or institution shall be appointed guardian of the property or person of any minor or one of unsound mind by the State Courts of the State of Oklahoma; provdied that this shall not prevent one being appointed guardian of his own child, or children, even though he be a non-resident."

ANGLIN.

Upon motion of Senator Anglin, the rules of the Senate were suspended and Senate Bill No. 150, as amended, was considered engrossed and placed on third reading and final passage.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, VanDall, Wheatley, Williamson. Total 31.

Nays: 0.

Not Voting: Austin, Johnson (Creek), Simmons, Thomas. Total 4.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Ferguson, Fidler,

Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, VanDall, Wheatley, Williamson. Total 30.

Nays: 0.

Not Voting: Austin, Hill, Reed, Simmons, Thomas Total 5.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 150 was referred for re-engrossment.

By unanimous consent, House Bill No. 157 was taken up for third reading and final passage.

HOUSE BILL NO. 157 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Reed, Rexroat, Rice, Shearer, Shepherd, Storms, Thomas, Van Dall, Williamson. Total 26.

Nays: Pullen. Total 1.

Not Voting: Austin, Clark, Hill, Loofbourrow, Simmons, Stewart, Stigler, Wheatley. Total 8.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, Thomas, VanDall, Wheatley, Williamson. Total 31.

Nays: 0.

Not Voting: Austin, Clark, Hill, Simmons. Total 4.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Preident Pro Tempore, in open session, signed the engrossed copy of House Bill No. 157 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 179 was read for the third time at length.

Upon motion of Senator Gulager, Senate Bill No. 179 was referred to the Committee on Agriculture, for further consideration.

SENATE BILL NO. 48 was read for the third time at length.

Upon motion of Senator Anglin, further consideration of Senate Bill No. 48 was indefinitely postponed.

Senator Johnson (Creek) presiding.

Senator Anglin presiding.

SENATE BILL NO. 87 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Clark, Fidler, Goodall, Graham, Gray, Gulager, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Otjen, Pullen, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, VanDall, Wheatley, Williamson. Total 26.

Nays: 0.

Not Voting: Andrews, Boyer, Ferguson, Harper, Hill, Nesbitt, Reed, Simmons, Thomas. Total 9.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, VanDall, Wheatley, Williamson. Total 29.

Nays: 0.

Not Voting: Andrews, Hill, Nesbitt, Simmons, Thomas. Total 5.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of Senate Bill No. 87 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 211 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Fidler, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, VanDall, Wheatley, Williamson. Total 30.

Nays: 0.

Not Voting: Andrews, Ferguson, Graham, Simmons, Thomas. Total 5.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Fidler, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbour-

row, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, VanDall, Wheatley, Williamson. Total 30.

Nays: 0.

Not Voting: Andrews, Ferguson, Graham, Simmons, Thomas. Total 5.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of Senate Bill No. 211 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 212 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Fidler, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek) Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, Van Dall, Wheatley, Williamson. Total 31.

Nays: 0.

Not Voting: Ferguson, Graham, Simmons, Thomas, Total 4.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Fidler, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loobourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, VanDall, Wheatley, Williamson. Total 31.

Nays: 0.

Not Voting: Ferguson, Graham, Simmons, Thomas. Total 4.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of Senate Bill No. 212 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 167 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Peed, Rexroat, Rice, Shearer, Shepherd, Stigler, Storms, VanDall Wheatley, Williamson. Total 30.

Nays: 0.

Not Voting: Clark, Ferguson, Simmons, Stewart, Thomas. Total 5.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kim-

erer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Stigler, Storms, Van Dall, Wheatley, Williamson. Total 30.

Nays: 0.

Not Voting: Clark, Ferguson, Simmons, Stewart, Thomas. Total 5.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of Senate Bill No. 167 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 227 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Fidler, Goodall, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Otjen, Pullen, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, Thomas, VanDall, Wheatley, Williamson. Total 30.

Nays: 0.

Not Voting: Ferguson, Harper, Nesbitt, Reed, Simmons. Total 5.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Fidler, Goodall, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Otjen, Pullen, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, Thomas, VanDall, Wheatley, Williamson. Total 30.

Nays: 0.

Not Voting: Ferguson, Harper, Nesbitt, Reed, Simmons. Total 5.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of Senate Bill No. 227 and ordered the same transmitted to the Honorable House.

The President presiding.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 150 correctly engrossed.

BOYER, Chairman

The President, in open session, signed Engrossed Senate Bill No. 150 and ordered the same transmitted to the Honorable House for consideration.

President Pro Tempore Williamson presiding.

SENATE BILL NO. 185 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Ferguson, Fidler, Goodall, Graham, Gray, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Reed, Rexroat, Rice Shearer, Shepherd, Stewart, Stigler, Storms, Van Dall, Wheatley, Williamson. Total. 28.

Nays: Gulager, Pullen. Total 2.

Not Voting: Clark, Hill, Simmons, Thomas. Total 4.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

Excused from voting: Andrews. Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Ferguson, Fidler, Goodall, Graham, Gray, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, Van Dall, Wheatley, Williamson. Total 31.

Nays: Gulager. Total 1.

Not Voting: Hill, Simmons, Thomas. Total 3.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the

engrossed copy of Senate Bill No. 185 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 112 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shepherd, Stewart, Stigler, Storms, VanDall, Wheatley, Williamson. Total 31.

Nays: 0.

Not Voting: Hill, Shearer, Simmons, Thomas. Total 4.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shepherd,

Stewart, Stigler, Storms, VanDall, Wheatley, Williamson. Total 31.

Nays: 0.

Not Voting: Hill, Shearer, Simmons, Thomas. Total 4.

Absent: Darnell, Powers, Waldrep. Total 3.

Excused: Culp, George, Johnson (Caddo), Peck, Smith, Terwilleger. Total 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 112 and ordered the same transmitted to the Honorable House.

Upon motion of Senator Rexroat, the Secretary of the Senate was instructed to purchase and distribute to each Senator ten dollars' worth of stamps.

Upon motion of Senator Rexroat, the Senate adjourned to meet at 10:00 o'clock, a. m., Tuesday, March 1st.

FORTY-EIGHTH LEGISLATIVE DAY

Tuesday, March 1st, 1927.

The Senate, pursuant to adjournment, met at 10:00 o'clock, a. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill. Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler. Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 39.

Absent: Otjen. Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The President announced a quorum present.

Prayer was offered by the Chaplain.

COMMITTEE REPORTS

The following Committee reports were submitted, the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Roads and Highways to whom was referred SENATE JOINT RESOLUTION NO. 24, by Waldrep, entitled:

A Resolution proposing an amendment to Article 10 of the Constitution of the State of Oklahoma to be known as Section 25-A of said Article; creating a State Highway Commission providing aid in the construction of a connected state-wide system of durable hard-surfaced roads in the State; providing aid in the construction thereof by the issuance of negotiable coupon bonds of said state in the aggregate amount of sixty million dollars ($60,000,000.00); providing that the state assume certain bonded indebtedness of the counties of the state which have been or may be issued, the proceeds of which have been expended or may be expended in the construction of a state system of highways; providing for the retirement of said bonds and the indebtedness of counties hereby assumed, making other provisions with reference thereto: providing for the submission of said amendment to the people of the State of Oklahoma for their approval or rejection at a special election to be held for that purpose; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

WHEATLEY, Vice Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE JOINT RESOLUTION NO. 28. by Anglin, entitled:

A Resolution making appropriation for the office of the Lieutenant Governor for a period beginning January 10, 1927, and ending June 30, 1927, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Senator Anglin moved that Senate Joint Resolution No. 28 be advanced to engrossment and third reading, which motion prevailed.

Upon motion of Senator Anglin, the rules of the Senate were suspended and Senate Joint Resolution No. 28 was considered engrossed and placed on third reading and final passage.

SENATE JOINT RESOLUTION NO. 28 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Storms Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Not Voting: Rice, Simmons. Total 2.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Storms Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Not Voting: Rice, Simmons. Total 2.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo) Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Joint Resolution No. 28 was referred for engrossment.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred SENATE BILL NO. 67, by

Loofbourrow, as amended by Committee on Revenue and Taxation, entitled:

> An Act amending Section 5, Chapter 239, Session Laws of Oklahoma, 1923, and providing for a refund of gasoline tax on gasoline used in farm tractors and stationary engines, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

FIDLER, Chairman.

Mr. President: We, your Committee on Municipal Corporations to whom was referred SENATE BILL NO 140, by Committee on Municipal Corporations, entitled:

> An Act providing for the regulation of the transportation of passengers for hire within cities of this state repealing Sections 4531, 4532 and 4533. C. O. S. 1921, Chapter 105 Session Laws of Oklahoma 1923-24, and all acts and parts of acts in conflict herewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

FERGUSON, Chairman.

Senator Ferguson moved that the adverse report of the Committee be adopted.

Senator Terwilleger, as a substitute, moved that, notwithstanding the adverse report, Senate Bill No. 140 be re-

referred to the Committee on Municipal Corporations for further consideration, which motion prevailed.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 158, by George, of the Senate, and Love, of the House, entitled:

An Act making appropriation for the University of Oklahoma, located at Norman, Oklahoma, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Municipal Corporations to whom was referred SENATE BILL NO. 168, by Waldrep, entitled:

A Bill entitled an Act amending Section 9692 C. O. S. 1921, relating to municipal levies repealing all acts or parts thereof in conflict herewith and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

FERGUSON, Chairman.

Mr. President: We, your Committee on Municipal Corporations to whom was referred SENATE BILL NO. 169, by Waldrep, entitled:

A Bill entitled an Act authorizing municipal officials to make purchases of certain supplies in one fiscal year to be used in the succeeding fiscal year: authorizing such officials to enter into certain contracts during one fiscal year placing limitations thereon repealing all acts or parts of acts in conflict herewith and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

FERGUSON, Chairman

Upon motion of Senator Ferguson, the adverse report was adopted.

Mr. President: We, your Committee on Public Service Corporations to whom was referred SENATE BILL NO. 225, by Gray, entitled:

An Act repealing House Bill No. 189 of the 10th Legislature, being Chapter 147 Session Laws of Oklahoma, 1925, repealing all laws in conflict therewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

JOHNSON (Creek), Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 248, by Soldiers' Relief Committee, entitled:

An Act making an additional appropriation of fifteen thousand dollars ($15,000.00) for the fiscal year ending June 30th, 1927, for the aid of sick, wounded and disabled soldiers, sailors and marines of the late world war and the war with Spain and the nurses of said world war and the war with Spain, and their destitute wives, widows and minor children, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Senator Anglin moved that Senate Bill No. 248 be advanced to engrossment and third reading, which motion prevailed.

Upon motion of Senator Anglin the rules of the Senate were suspended and Senate Bill No. 248 was considered engrossed and placed on third reading and final passage.

SENATE BILL NO. 248 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Fidler, Goodall, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 35.

Nays: 0.

Not Voting: Clark, Graham, Harper, Simmons. Total 4.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Fidler, Goodall, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney. Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 35.

Nays: 0.

Not Voting: Clark, Graham, Harper, Simmons. Total 4.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 248 was referred for engrossment.

Mr. President: We, your Committee on State and County Affairs to whom was referred SENATE BILL NO. 257, by Smith and Anglin of the Senate and Aldridge and Gilmer of the House, entitled:

> An Act authorizing the Excise Board of any county to make supplemental or additional appropriations for current expense purposes for jurors and witnesses for the District Court of said county from that part of the gross production tax on oil, gas and other minerals levied and collected for and in aid of the construction of permanent roads, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 107, 120, 186, 239, 240 and 250 correctly engrossed.

BOYER, Chairman.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 267, by Committee on School Lands.—An Act amending Sections 666 and 667 C. O. S. 1921, and declaring an emergency.

SENATE BILL NO. 268, by Gulager.—An Act amending Section 8580 C. O. S. 1921, relating to the investment of sinking funds; repealing all acts and parts of acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 269, by Johnson of Creek.—An Act amending Chapter 134, Session Laws of Oklahoma, 1923, relating to terms of Superior Court of Creek County, Oklahoma, providing that said court shall be held at Bristow and Drumright; transferring the cases now pending in the Superior Court at Sapulpa, and declaring an emergency.

SENATE BIILL NO. 270, by Shepherd.—An Act fixing the salaries of the deputies in the office of the County Assessor and County Treasurer of Dewey County, Oklahoma, and declaring an emergency.

SENATE BILL NO. 271, by Fidler, Rexroat, Gulager, Otjen and Shearer.—An Act providing that cities of the first class may levy an additional tax for the repair and improvement of streets and alleys, which tax shall be in addition to and in excess of the six mill municipal levy now authorized by Section 9692, C. O. S. 1921, and repealing all acts and parts of acts in conflict therewith, and declaring an emergency.

SENATE BILL NO. 272, by Fidler.—An Act authorizing sale of life estates and other estates and providing for the investment of proceeds thereof.

SENATE BILL NO. 273, by Anglin.—An Act making an appropriation to pay claims against certain state departments and institutions herein named, and declaring an emergency.

SENATE BILL NO. 274, by VanDall and Otjen.—An Act prohibiting the incurring of a deficiency by any of the state departments or heads of institutions, providing a penalty therefor, repealing all acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 275, by Waldrep.—Making an appropriation to reimburse certain counties for amounts paid by such counties to the State of Oklahoma for the care of patients in eleemosynary institutions, and declaring an emergency.

SENATE BILL NO. 276, by Waldrep of the Senate and Riley and Cobb of the House.—An Act providing for additional deputy sheriffs, and under-sheriffs in Pottawatomie County, etc.

SENATE CONCURRENT RESOLUTION NO. 21, by VanDall, by request.—Directing the State Board of Medical Examiners to issue a license to practice medicine to James M. Harris, of Tulsa, Oklahoma.

SENATE JOINT RESOLUTION NO. 33, by Gulager.—Making an appropriation to pay Muskogee County certain amounts of highway construction fund and common school fund, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 34, by McCurley.—Making an appropriation to pay Bryan County certain amounts of highway construction fund and common school fund, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 35, by Stewart, Harper and Simmons of the Senate.—Providing for assumption by State Election Board of obligations incurred in holding special elections in certain senatorial districts of the state for

which no funds are available in the counties comprising such districts, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 36, by Fidler.—Authorizing and directing the State Board of Public Affairs and the Warden of the State Reformatory to furnish monuments and markers to the Oklahoma Historical Society and associated organizations at prices not to exceed actual cost of production and delivery, and declaring an emergency.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 262, by Anglin.

By unanimous consent, Senate Bill No. 262 was ordered printed and placed upon the calendar, without reference to a Committee.

Upon motion of Senator Anglin, the rules of the Senate were suspended and Senate Bill No. 262 was advanced to engrossment and third reading.

SENATE BILL NO. 263, by Kimerer and Anglin of the Senate and Hill and Thompson (Garvin) of the House.—To Commitee on Public Health.

SENATE BILL NO. 264, by Thomas of the Senate and Hines of the House.—To Committee on Legal Advisory.

SENATE BILL NO. 265, by Goodall of the Senate and Adair of the House.

By unanimous consent. Senate Bill No. 265 was ordered printed and placed upon the calendar, without reference to a Committee.

SENATE BILL NO. 266, by Goodall of the Senate and Adair of the House.

By unanimous consent, Senate Bill No. 266 was ordered printed and placed upon the calendar, without reference to a Committee.

Upon motion of Senator Ferguson, SENATE BILL NO. 256, by Ferguson, of the Senate, and Webber, of the House, was ordered withdrawn from the Committee on State and County Affairs, printed and placed upon the calendar.

SENATE JOINT RESOLUTION NO. 31, by Gray.—To Committee on Constitution and Constitutional Amendments.

SENATE JOINT RESOLUTION NO. 32, by Anglin.—To Committee on Appropriations.

Upon motion of Senator Anglin, SENATE CONCURRENT RESOLUTION NO. 13, by Gulager, Johnson (Caddo), Pullen, Goodall and Simmons, was withdrawn from the calendar and re-referred to the Committee on Code Revision

GENERAL ORDER

Senator Waldrep asked unanimous consent, which was granted, to advance HOUSE BILL NO. 344, by Reily and Cobb, to engrossment and third reading.

Upon motion of Senator Stigler, HOUSE BILL NO. 314, by O'Bryan, et al, of the House, and Stigler and Gulager, of the Senate, was advanced to engrossment and third reading.

Upon motion of Senator Storms, HOUSE BILL NO. 223, by Sullivan, et al, was advanced to engrossment and third reading.

Upon motion of Senator Clark, HOUSE BILL NO. 166, by Beck, of the House, and Clark, of the Senate, was advanced to engrossment and third reading.

Upon motion of Senator Smith, SENATE BILL NO. 242, by Smith, of the Senate, and Aldridge, of the House, was advanced to engrossment and third reading.

Upon motion of Senator Anglin, SENATE BILL NO. 93, by Anglin, was advanced to engrossment and third reading.

Upon motion of Senator Stewart, HOUSE BILL NO. 321, by Cochran, was advanced to engrossment and third reading.

Upon motion of Senator Anglin, SENATE BILL NO. 116, by Powers, Wheatley, Hill, et al, of the Senate, and James, et al, of the House, was advanced to engrossment and third reading.

Upon motion of Senator Austin, HOUSE BILL NO. 149, by Kight, was advanced to engrossment and third reading.

Upon motion of Senator Stigler, HOUSE BILL NO. 327, by O'Bryan, et al, of the House, and Gulager and Stigler, of the Senate, was advanced to engrossment and third reading.

Upon motion of Senator Rexroat, HOUSE BILL NO. 195, by Brown and Davis (Carter), was advanced to engrossment and third reading.

Senator Wheatley moved that the rules of the Senate be suspended and SENATE BILL NO. 24, by Wheatley, of the Senate, and O'Brien, of the House, be advanced to engrossment and third reading, which motion failed.

Upon motion of Senator Anglin, the rules of the Senate were suspended and SENATE BILL NO. 178, by Andrews and Anglin, was advanced to engrossment and third reading.

Upon motion of Senator Andrews, SENATE BILL NO. 134, by Andrews, was advanced to engrossment and third reading.

THIRD READING

SENATE BILL NO. 186 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Loofbourrow, Looney, Nesbitt, Peck, Powers, Rice, Shearer, Shepherd, Simmons, Smith, Stigler, Storms, Terwilleger, VanDall, Waldrep, Wheatley. Total 30.

Nays: 0.

Not Voting: Gulager, Kimerer, Marshall, McCurley, Reed, Rexroat, Stewart, Thomas, Williamson. Total 9.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Loofbourrow, Looney, Nesbitt, Peck, Powers, Rice, Shearer, Shepherd, Simmons, Smith, Stigler, Storms, Terwilleger, VanDall, Waldrep, Wheatley. Total 30

Nays: 0.

Not Voting: Gulager, Kimerer, Marshall, McCurley, Reed, Rexroat, Stewart, Thomas, Williamson. Total 9.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 186 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 239 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Loofbourrow, Looney, Nesbitt, Peck, Powers, Rice, Shearer, Shepherd, Simmons, Smith, Stigler, Storms, Terwilleger, VanDall, Waldrep, Wheatley. Total 30.

Not Voting: Gulager, Kimerer, Marshall, McCurley, Reed, Rexroat, Stewart, Thomas, Williamson. Total 9.

Nays: 0.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Loofbourrow, Looney, Nesbitt, Peck, Powers, Rice, Shearer, Shepherd, Simmons, Smith, Stigler, Storms, Terwilleger. VanDall, Waldrep, Wheatley. Total 30.

Nays: 0.

Not Voting: Gulager, Kimerer, Marshall, McCurley, Reed, Rexroat, Stewart, Thomas, Williamson. Total 9.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 239 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 240 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray Harper, Hill, Johnson (Creek), Loofbourrow, Looney, Nesbitt, Peck, Powers, Reed, Rice, Shearer, Shepherd, Simmons, Smith, Stigler, Storms, Terwilleger, VanDall, Waldrep, Wheatley. Total 31.

Nays: 0.

Not Voting: Gulager, Kimerer, Marshall, McCurley, Rexroat, Stewart, Thomas, Williamson. Total 8.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray Harper, Hill, Johnson (C r e e k), Loofbourrow, Looney, Nesbitt, Peck, Powers, Reed, Rice, Shearer, Shepherd, Simmons, Smith, Stigler, Storms, Terwilleger, Van Dall, Waldrep, Wheatley. Total 31.

Nays: 0.

Not Voting: Gulager, Kimerer, Marshall, McCurley, Rexroat, Stewart, Thomas, Williamson. Total 8.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 240 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 120 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Fidler, Goodall, Gray, Johnson (Creek), Loofbourrow, Looney, Marshall, Nes-

bitt, Peck, Reed, Rexroat, Rice, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 26.

Nays: Darnell, Ferguson, Graham, Hill, Kimerer, Powers. Total 6.

Not Voting: Clark, Gulager, Harper, McCurley, Shearer, Simmons, Williamson. Total 7.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer,Darnell Ferguson, Fidler, Goodall, Graham, Gray, Hill, Johnson (Creek), Kimerer Loofbourrow, Looney, Marshall, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Total 33.

Nays: 0.

Not Voting: Clark, Gulager, Harper, McCurley, Simmons, Williamson. Total 6.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 120 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 250 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Fidler Goodall, Gray Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 32.

Nays: Smith. Total 1.

Not Voting: Clark, Graham, Gulager, McCurley, Simmons, Williamson. Total 6.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Fidler Goodall, Gray Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 33.

Nays: 0.

Not Voting: Clark, Graham, Gulager, McCurley, Simmons, Williamson. Total 6.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session signed the engrossed copy of Senate Bill No. 250 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 107 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Fidler, Goodall, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, VanDall, Waldrep, Wheatley, Williamson. Total 35.

Nays: 0.

Not Voting: Clark, Graham, Gulager, Thomas. Total 4.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 107 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 90 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creel), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 90 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 326 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 326 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 244 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy

of House Bill No. 244 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 223 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, Van Dall, Waldrep, Wheatley, Williamson. Total 35.

Nays: Boyer. Total 1.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith,

Stewart, Stigler, Storms, Terwilleger, Thomas, Van Dall, Waldrep, Wheatley, Williamson. Total 35.

Nays: Boyer. Total 1.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 223 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 224 was read for the third time at length

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, Van Dall, Waldrep, Wheatley, Williamson. Total 35.

Nays: Boyer. Total 1.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Leofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, Van Dall, Waldrep, Wheatley, Williamson. Total 35.

Nays: Boyer. Total 1.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 224 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 149 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 149 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 344 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 344 and ordered the same transmitted to the Honorable House.

Senator Loofbourrow moved that HOUSE BILL NO. 304, be withdrawn from the Committee on Fees and Salaries and placed on the calendar, which motion prevailed.

Senator Loofbourrow moved that House Bill No. 304 be advanced to engrossment and third reading, which motion prevailed.

Upon motion of Senator Loofbourrow, the rules of the

Senate were suspended and House Bill No. 304 was considered engrossed and placed on third reading and final passage.

HOUSE BILL NO. 304 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Sim-

mons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas. VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 504 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 274 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 274 and ordered the same transmitted to the Honorable House.

HOUSE JOINT RESOLUTION NO. 14 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Joint Resolution No. 14 and ordered the same transmitted to the Honorable House.

GENERAL ORDER

HOUSE BILL NO. 170, by Thompson (Pontotoc), et al, of the House, and Hill, Shepherd, et al, of the Senate, was considered.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Fidler.

Section 4 was read.

Senator Waldrep submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 170, line 8, page 8, by adding after the word, "to," and before the word "the," the words, "and in excess of"

WALDREP.

Upon motion of Senator Fidler, Section 4, as amended, was adopted.

Sections 5, 6, 7, 8, 9, and 10 were read and adopted, upon motions of Senator Fidler.

Upon motion of Senator Hill, House Bill No. 170, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Fidler, the rules of the Senate were suspended and House Bill No. 170, as amended, was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 170 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Stewart, Stigler, Storms, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 34.

Nays: Graham. Total 1.

Not Voting: Rice, Simmons, Smith, VanDall. Total 4

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCur-

ley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Stewart, Stigler, Storms, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 34.

Nays: Graham. Total 1.

Not Voting: Rice, Simmons, Smith, VanDall. Total 4.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 170 was referred for engrossment.

Senator Clark asked unanimous consent, which was granted, to have House Bill No. 166, by Beck, of the House, and Clark, of the Senate, placed on third reading and final passage at this time.

HOUSE BILL NO. 166 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Not Voting: Fidler, Gulager. Total 2.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson, (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Fexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDa'l, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Not Voting: Fidler, Gulager. Total 2.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 166 and ordered the same transmitted to the Honorable House.

By unanimous consent, House Bill No. 195, by Brown and Davis (Carter), was placed on third reading and final passage.

HOUSE BILL NO. 195 was read for the third time at length.

The question being "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Sim-

mons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 195 and ordered the same transmitted to the Honorable House.

By unanimous consent, HOUSE CONCURRENT RESOLUTION NO. 9, by Kight, was read at length.

The question being, "Shall the resolution be adopted the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared adopted.

The President, in open session, signed the engrossed copy of House Concurrent Resolution No. 9 and ordered the same transmitted to the Honorable House.

Upon motion of Senator Marshall, the rules of the Senate were suspended and HOUSE BILL NO. 231, by Skinner, was advanced to engrossment and third reading.

Upon motion of Senator Marshall, House Bill No. 231 was considered engrossed and placed on third reading and final passage.

HOUSE BILL NO. 231 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Ferguson, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Clark, Fidler, Gulager. Total 3.

Absent: Otjen, Pullen. Total 2.

Excused: Culp, George, Johnson (Caddo). Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 231 and ordered the same transmitted to the Honorable House.

Upon motion of Senator Rexroat, the Senate recessed to meet at 1:30 p. m.

AFTERNOON SESSION

The Senate re-assembled at 1:30 p. m., and was called to order by the President.

Senators OTJEN and PULLEN asked to be recorded present, which was the order of the President.

Senator Boyer submitted the following Committee Report:

The Commitee on Engrossed and Enrolled bills begs leave to report House Bill No. 170 correctly engrossed.

BOYER, Chairman.

The President, in open session, signed Engrossed Senate Amendment to and Engrossed House Bill No. 170, and ordered the same returned to the Honorable House.

President Pro Tempore Williamson presiding.

HOUSE BILLS ON GENERAL ORDER

Senator Anglin asked unanimous consent to have SENATE BILL NO. 52, by Boyer and Ferguson, of the Senate, and Brown, of the House, taken up for consideration, to which Senator Gulager voiced an objection.

Senator Anglin moved that the rules of the Senate be suspended and Senate Bill No. 52 be taken up for consideration, which motion failed of adoption.

HOUSE BILL NO. 169, by Singletary, et al, of the House, and Fidler and Hill, of the Senate, was considered.

Section 1 was read and adopted, upon motion of Senator Fidler.

Senator Anglin moved that further consideration of House Bill No. 169 be indefinitely postponed, which motion was tabled upon motion of Senator Fidler.

Sections 2 and 3 were read and adopted, upon motions of Senator Fidler.

Section 4 was read.

Senator Andrews submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend House Bill No. 169, line 18, page 3, by striking the last four words on line 18, all of line 1, page 4, and the first four words on line 2, page 4.

ANDREWS.

Senator Smith submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 169, line 2, page 4, by adding after the word, "optometry," and before the word, "shall," the words, "teaching a full course of optics or has studied at least two years in a registered optometrist office."

SMITH.

Upon motion of Senator Fidler, Section 4, as amended, was adopted.

Sections 5, 6, 7 and 8 were read and adopted, upon motions of Senator Fidler.

Section 9 was read.

Senator Andrews submitted the following amendment, which by unanimous consent, he withdrew:

Mr. President: I move to amend House Bill No. 169, by striking line 1, page 9, after the word, "lenses," and all of line 2, page 9.

ANDREWS.

Senator Smith submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 169, by substituting the following as Section 9: "Section 9. Nothing in this act shall be construed to apply to duly licensed physicians authorized to practice medicine under the laws of the State of Oklahoma, nor to persons who neither practice nor profess to practice optometry; who sell spectacles, eye glasses or lenses, either on prescription from such physicians or from qualified optometrists or as merchandise from permanently located and established places of business."

SMITH.

Sections 10, 11 and 12 were read and adopted, upon motions of Senator Fidler.

Section 13 was read.

Senator Fidler submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 169 by striking the words, "be and the same," in line 1, page 10.

FIDLER.

Upon motion of Senator Fidler, Section 13, as amended, was adopted.

Section 14 was read and adopted, upon motion of Senator Fidler.

Upon motion of Senator Smith, House Bill No 169, as amended, was advanced to engrossment and third reading.

Senator Storms asked unanimous consent of the Senate, which was granted, to submit the following Committee Report:

Mr. President: We, your Committee on Education to whom was referred SENATE BILL NO. 216, by Anglin, entitled:

> An Act requiring that some suitable passage of the Bible be read daily in each public school of this state to all of the students thereof, if said school is supported in whole or in part by public funds, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

STORMS, Chairman.

Senator Storms moved the adoption of the adverse report.

Senator Anglin, as a substitute, moved that, notwithstanding the adverse report, Senate Bill No 216 be printed and placed upon the calendar.

Senator Graham, as a substitute for all pending motions, moved that further consideration of Senate Bill No. 216 be indefinitely postponed.

Senator Gulager raised a point of order against the Graham motion, which was sustained, that the motion was followed by a discussion by the maker.

The vote recurring on the Anglin motion, the same prevailed upon a roll call, as follows:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Fidler, Goodall, Gray, Gulager, Hill, Johnson (Creek), Looney, Marshall, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer Smith, Terwilleger, Waldrep, Williamson. Total 24.

Nays: Ferguson, Graham, Kimerer, McCurley, Otjen, Shepherd, Simmons, Stigler, Storms, VanDall. Total 10.

Not Voting: Clark, Harper, Loofbourrow, Peck, Stewart, Thomas, Wheatley Total 7.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Johnson (Caddo). Total 1.

Upon motion of Senator Fidler, HOUSE BILL NO. 253, by Reece and McLaury, of the Senate, and Johnson (Creek), was advanced to engrossment and third reading.

Upon motion of Senator VanDall, HOUSE BILL NO. 113, by Graham and Fry, was advanced to engrossment and third reading.

HOUSE CONCURRENT RESOLUTION NO. 7, by Ware, Jolly and Kight, was read and considered.

Upon motion of Senator Austin, House Concurrent Resolution No. 7 was adopted.

The President Pro Tempore, in open session, signed Engrossed House Concurrent Resolution No. 7 and ordered the same returned to the Honorable House.

HOUSE CONCURRENT RESOLUTION NO. 8, by Leecraft, Paul, Dyer and Ware, was read and considered.

Upon motion of Senator Gulager, the names of Graham and Gulager were added as joint authors of House Concurrent Resolution No. 8.

Upon motion of Senator Gulager, House Concurrent Resolution No. 8 was adopted and referred for engrossment.

Senator Graham on account of illness, asked to be excused for the remainder of the day, which was granted.

Senator Andrews asked unanimous consent of the Senate, which was granted, to take up for consideration, SENATE BILL NO. 100, by Andrews.

Sections 1, 2, 3 and 4 were read and adopted, upon motions of Senator Andrews.

Upon motion of Senator Andrews, Senate Bill No. 100 was advanced to engrossment and third reading.

Senator Rexroat asked unanimous consent of the Senate which was granted, to take up for consideration Senate Con-

current Resolution No. 9, which was read at length, as follows:

SENATE CONCURRENT RESOLUTION NO. 9—By Fidler of the Senate, Kight of the House.

A RESOLUTION LIMITING THE TIME WITHIN WHICH ANY BILLS EXCEPT THOSE LOCAL IN THEIR APPLICATION MAY BE INTRODUCED IN THE SENATE OR THE HOUSE OF REPRESENTATIVES DURING THE PRESENT SESSION.

BE IT RESOLVED by the Senate of the State of Oklahoma, the House of Representatives concurring herein, that from and after the 21st day of February, 1927, that there be not received for consideration by either the Senate of the State of Oklahoma or the House of Representatives any bill except such as are of local application and that have been properly advertised for the length of time required by the laws now in force in this state.

Senator Stigler submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Concurrent Resolution No. 9, line 3, page 1, by striking the words and figures, "21st day of February," and inserting the words and figures, "10th day of March."

STIGLER.

Upon motion of Senator Gulager, Senate Concurrent Resolution No. 9, as amended, was adopted and referred for engrossment.

HOUSE CONCURRENT RESOLUTION NO. 3, by Laskey, et al, of the House, and Goodall, Marshall and McCurley, of the Senate, was read and considered.

Senator Looney moved that House Concurrent Resolution No. 3 be advanced to engrossment and third reading.

Senator Thomas, as a substitute, moved that further consideration of House Concurrent Resolution No. 3 be indefinitely postposed.

Vice President Pro Tempore Stigler presiding.

Senator Gulager moved to table the Thomas motion, which prevailed, upon a roll call as follows:

Ayes: Boyer, Clark, Fidler, Goodall, Gray, Gulager, Harper, Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Stigler, Storms, Wheatley. Total 19.

Nays: Andrews, Austin, Darnell, Ferguson, Hill, Johnson (Creek), Loofbourrow, Pullen, Rice, Shepherd, Simmons, Stewart, Terwilleger, Thomas, VanDall. Total 15.

Not Voting: Anglin, Graham, Peck, Shearer, Smith, Waldrep, Williamson. Total 7.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Johnson (Caddo). Total 1.

Senator Harper, as a substitute for the Looney motion, moved that House Concurrent Resolution No. 3 be adopted.

Prior to the announcement of the result of the roll call, on the adoption of the resolution, Senator Harper moved that the Senate work under a call of the House, which motion prevailed.

Senator Gulager, prior to the announcement of the vote, raised a point of order against the adoption of House Concurrent Resolution No. 3, quoting Rules 11 and 17, which was not sustained by the Chair.

Vice President Pro Tempore Stigler, referring to Rule 17, ruled the Looney motion, to advance House Concurrent Resolution No. 3, was before the Senate.

Senator Darnell appealed from the decision of the presiding Officer and, upon a standing vote of 16 to 14, the appeal was sustained.

Whereupon, the Vice President Pro Tempore announced the result of the Harper motion to be as follows:

Ayes: Boyer, Clark, Fidler, Goodall, Gulager, Harper, Kimerer, Looney, Marshall, McCurley, Otjen, Powers, Rexroat, Stigler, Wheatley. Total 15.

Nays: Andrews, Austin, Darnell, Ferguson, Gray, Hill, Johnson (Creek), Loofbourrow, Nesbitt, Pullen, Reed, Rice, Shepherd, Simmons, Smith, Stewart, Storms, Terwilleger, Thomas, VanDall. Total 20.

Not Voting: Anglin, Graham, Peck, Shearer, Waldrep, Williamson. Total 6.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Johnson (Caddo). Total 1.

Senator Gulager lodged notice that he would, on the next legislative day, move to reconsider the vote by which House Concurrent Resolution No. 3 failed of adoption.

Senator Reed sent up the following explanation of his vote and asked that it be recorded:

Mr. President: I changed my vote from "AYE" to "NAY" for the reason that there was an attempt to hold the announcement of the result of the roll call.

REED.

Upon motion of Senator Rexroat, the Senate adjourned to meet at 10:45 a. m., Wednesday, March 2nd.

FORTY-NINTH LEGISLATIVE DAY

Wednesday, March 2, 1927.

The Senate, pursuant to adjournment, met at 10:45 a. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 41.

Excused: Anglin, Culp. Total 2.

Resigned: Johnson (Caddo). Total 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The 4-H Club of the State, Governor and Mrs. Johnston, Hon. Thos. H. Wilson, of Chicago, President of the

Wilson Packing Company, Hon. Harry Cordell, President of the State Board of Agriculture, and others, were guests of the Senate, and after being welcomed by the President of the Senate, short talks were made by Governor Johnston and Mr. Wilson.

A Committee from the Honorable House, composed of Representatives Singletary, O'Bryan, and others was received and requested a joint session immediately, following which the Senate and its guests repaired to the House Chamber.

JOINT SESSION

The Joint session was called to order by the President of the Senate.

By unanimous consent, the joint session was turned over to the 4-H Club, with Ford Mercer, of Greer County, presiding.

At the conclusion of demonstrations, etc., it was upon motion of Senator Gulager that the joint session was dissolved.

The Senate re-assembled in the Senate Chamber, with the President presiding.

Upon motion of Senator Rexroat, the Senate recessed to meet at 2:30 p. m.

AFTERNOON SESSION

The Senate, at 2:30 p. m., was called to order by its President Pro Tempore.

COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Appropriations to whom was referred HOUSE BILL NO. 216, by Brown, entitled:

> An Act making an appropriation for the purchase of an automobile to be used for the benefit and transportation of ex-Confederate soldiers residing at the Oklahoma Confederate Home at Ardmore, Oklahoma, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred HOUSE BILL NO. 286, by Cochran, Dyer and Rogers, entitled:

> An Act making an appropriation of eight hundred ($800.00) dollars, to be used by the Department of Agriculture of the State of Oklahoma in inspecting seed sweet and Irish potatoes, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GEORGE, Vice Chairman.

Mr. President: We, your Committee on Banks and Banking to whom was referred SENATE BILL NO. 191, by Banks and Banking, entitled:

> An Act amending Section 4185, Compiled Oklahoma Statutes, 1921, relating to publication, or circulation of false, malicious or unprivileged statements for purpose of injuring banking institutions operating under the laws of the State of Oklahoma, providing a penalty therefor, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

SIMMONS, Chairman.

Mr. President: We, your Committee on Agriculture, to whom was referred SENATE BILL NO. 218, by McCurley, Rice, Fidler, Waldrep and Rexroat, of the Senate, Reeves, Faulk, Bilbrey, Thomas, Christian (Creek), Beck, James, Deardorf, Brown, Leecraft, of the House, entitled:

> An Act appropriating five thousand ($5,000) dollars for the year of 1927-28 and five thousand ($5,000) dollars for the year of 1928-29 to demonstrate, encourage, ship and market sugar beets for the manufacture of sugar to a refinery therefrom and matters connected thereto,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MRS. LOONEY, Chairman.

Senate Bill No. 218 was referred to the Appropriations Committee.

Mr. President: We, your Committee on Agriculture, to whom was referred SENATE BILL NO. 251, by Stigler of the Senate and Berry of the House, entitled:

> An Act changing the name of the Connor's State School of Agriculture to Connor's State Agricultural College, providing for two years additional college work at said college, repealing all acts or parts of acts in conflict herewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MRS. LOONEY, Chairman.

Mr. President: We, your Committee on Fees and Salaries to whom was referred SENATE BILL NO. 258, by Fidler, entitled:

> An Act fixing the annual salary of the Secretary: Law and Executive Clerk; Chief Title Examiner; Assistant Title Examiner; Chief Clerk of the Loan Division; Chief Clerk of the Lease and Sales Division and Oil and Gas Agent, of the Commissioners of the Land Office and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

THOMAS, Chairman.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Concurrent Resolution

No. 7 correctly enrolled; Senate Concurrent Resolution No. 8, Senate Joint Resolution No. 28, House Bill No. 154, Senate Bills Nos. 93, 116, 149, 242, 248 correctly engrossed.

BOYER, Chairman.

Senator Harper presiding.

The Presiding officer, in open session, signed Enrolled Senate Concurrent Resolution No. 7 and ordered the same transmitted to the Honorable House for the signature of the Speaker.

The President Pro Tempore presiding.

Engrossed Senate Concurrent Resolution No. 8, Engrossed Senate Joint Resolution No. 28, Engrossed Senate Amendments to and Engrossed House Bill No. 154, were all signed by the President Pro Tempore, in open session, and ordered transmitted to the Honorable House for consideration.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 277, by Harper.—An Act amending Section 20, Chapter 48, Oklahoma Session Laws 1923-24 relating to the compensation of the members of the State Highway Commission, and of the State Highway Engineer, and the Secretary of said Commission, and declaring an emergency.

SENATE BILL NO. 278, by Fidler.—An Act to repeal Chapter 87, Article 10, C. O. S. 1921, relating to public accounting and creating a State Board of Accountancy; and re-

creating said board, fixing the term and compensation of members, and prescribing its powers and duties; providing for the examination and certification of public accountants and their regulation, and prescribing the relation and obligation to clients of persons so certified; prescribing penalty for making false reports, and for other violations of the provisions hereof; and repealing all acts in conflict herewith and declaring an emergency.

SENATE BILL NO. 279, by Rice.—An Act authorizing cities and towns to establish a special improvement guarantee payment when due of improvement bonds; to provide for the use of such fund and investment thereof; to provide for the source of such fund and the liquidation thereof; repealing all laws and parts of laws in conflict herewith; and declaring an emergency.

SENATE BILL NO. 280, by Waldrep.—An Act amending Section 20, Chapter 48, of the Session Laws of the State of Oklahoma, 1923-24, relating to the Highway Department; repealing all acts or parts of acts in conflict herewith and declaring an emergency.

SENATE BILL NO. 281, by Hill and Ferguson of Senate and Hill of the House.—An Act making supplementary appropriation for salaries, support and maintenance of the University Hospital, located at Oklahoma City, for the fiscal year ending June 30, 1927, and declaring an emergency.

SENATE BILL NO. 282, by Waldrep.—An Act creating the positions of telephone engineer, gas and electric engineer, and engineering clerk to be employed by the Corporation Commission of the State of Oklahoma, fixing the salaries of each and declaring an emergency.

SENATE BILL NO. 283, by Anglin.—An Act authorizing the county excise board of Hughes County, Oklahoma to make a special tax levy sufficient to pay an appropriation of $16,000 for improvements to the fair grounds adjacent to the city of Holdenville, Oklahoma: and declaring an emergency.

SENATE JOINT RESOLUTION NO. 37, by Mrs. Looney and Nesbitt.—Appropriating and authorizing the payment of the sum of $1539.00 to Lem Willis of Pauls Valley, Oklahoma; and declaring an emergency.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 267, by Committee on School Lands.—To Committee on State and County Affairs.

SENATE BILL NO. 268, by Gulager.—To Committee on Municipal Corporations.

SENATE BILL NO. 269, by Johnson (Creek).

Upon motion of Senator Johnson (Creek), Senate Bill No. 269 was ordered printed and placed upon the calendar.

SENATE BILL NO. 270, by Shepherd.

Upon motion of Senator Shepherd, Senate Bill No. 270 was ordered printed and placed upon the calendar.

SENATE BILL NO. 271, by Fidler, Rexroat, Gulager, Otjen and Shearer.—To Committee on Municipal Corporations.

SENATE BILL NO. 272, by Fidler.—To Committee on Judiciary No. 1.

SENATE BILL NO. 273, by Anglin.—To Committee on Appropriations.

SENATE BILL NO. 274, by VanDall and Otjen.—To Committee on State and County Affairs.

SENATE BILL NO. 275, by Waldrep.—To Committee on Appropriations.

SENATE BILL NO. 276, by Waldrep of the Senate and Riley and Cobb of the House.

Upon motion of Senator Waldrep, Senate Bill No. 276 was ordered printed and placed upon the calendar.

SENATE JOINT RESOLUTION NO. 33, by Gulager.

Upon motion of Senator Gulager, Senate Joint Resolution No. 33 was ordered printed and placed upon the calendar.

SENATE JOINT RESOLUTION NO. 34, by McCurley.

Upon motion of Senator Gulager, Senate Joint Resolution No. 34 was ordered printed and placed upon the calendar.

SENATE JOINT RESOLUTION NO. 35, by Stewart, Harper and Simmons of the Senate.—To Committee on Appropriations.

SENATE JOINT RESOLUTION NO. 36, by Fidler,

Upon motion of Senator Gulager, Senate Joint Resolution No. 36 was ordered printed and placed upon the calendar.

Upon motion of Senator Waldrep, SENATE BILL NO. 132, by Rexroat and Waldrep, was withdrawn from the Committee on Appropriations and referred to the Committee on State and County Affairs.

The following Messages from the Honorable House were received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 19, by Shearer and Rexroat, entitled:

An Act amending Sections 9263, 9264 and 9265, of Article XIV, Compiled Oklahoma Statutes, 1921, relating to the Union Soldiers' Home, and declaring an emergency,

and to inform you, and through you the members of the Honorable Senate, that same has been passed by the House of Representatives, as amended, and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed House Amendments to Senate Bill No. 19 were read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT NO. 1. That line 11, of Section 1, on page 1, of Engrossed Senate Bill No. 19, be amended by adding after the words "American War", the following words: "or Philippine Insurrection and Boxer Uprising, and in any of the Indian Wars, or in any war with Mexico."

ENGROSSED HOUSE AMENDMENT NO. 2. That line 13, of Section 1, on page 1, of Engrossed Senate Bill No. 19, be amended by adding after the words "army nurses", the following words: "and for dependent honorably discharged members of the Oklahoma National Guard who served as long as three years as members of said Guard".

ENGROSSED HOUSE AMENDMENT NO. 3. That line 13, of Section 2, on page 1, of Engrossed Senate Bill No. 19, be amended by striking after the word "Commander", the following words: "and the Senior and Junior Vice Commanders thereof".

ENGROSSED HOUSE AMENDMENT NO. 4. That line 6, of Section 2, on page 2, of Engrossed Senate Bill No. 19, be amended by striking the word "Association", following the word "Veteran's" and inserting therefor the word "Department".

ENGROSSED HOUSE AMENDMENT NO. 5. That line 7, of Section 2, on page 2, of Engrossed Senate Bill No. 19, be amended by striking the words "Camp of Oklahoma," following the word "Veteran's" and inserting therefor the words "Encampment of Oklahoma".

ENGROSSED HOUSE AMENDMENT NO. 6. That line 10, of Section 2, on page 2, of Engrossed Senate Bill No. 19, be amended by inserting the word "Convention", after the word "Legion".

Upon motion of Senator Smith, Senate Bill No. 19, with House Amendments thereto, was referred to the Committee on Soldiers' Relief.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 62, by Terwilleger, of the Senate and Kight of the House, entitled:

An Act amending Section 4196, Compiled Oklahoma Statutes, 1921, relating to trust companies and declaring an emergency;

ENGROSSED SENATE BILL NO. 139, by Hill, entitled:

An Act regulating and fixing the salaries of the County Judge, County Attorney, County Treasurer and Sheriff of Alfalfa County, Oklahoma, and repealing all conflicting laws,

and to advise you and through you the Honorable Senate that the same have been passed by the House and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,
Chief Clerk.

ENGROSSED SENATE BILLS NOS. 62 and 139 were referred for enrollment.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 176, by Lohman, entitled:

An Act amending Section 1472, Compiled Oklahoma Statutes, 1921, relating to service or publication of order of court setting for hearing guardian's petition for sale of lands, repealing all acts in conflict therewith and declaring an emergency,

ENGROSSED HOUSE BILL NO. 241, by Daniel, Stovall, Porter, Leecraft, McArthur, Bryant, Fraley, Maxwell, etc., entitled:

A Bill entitled an act creating a special common school equalization fund, providing for distribution of said fund by the State Board of Education, providing regulations therefor, making certain extensions of transfer privileges, allocating certain revenues to the said fund, and limiting the powers of state board of education in making apportionments to moneys actually collected and placed in said fund, and repealing all acts or parts of acts in conflict herewith,

ENGROSSED HOUSE BILL NO. 365, by Webster, entitled:

An Act amending Section 1, Chapter 51, Session Laws of Oklahoma, 1923, as amended in Section 1, Chapter 183, Session Laws of Oklahoma, 1925, relating to the Court of Common Pleas in all counties in the State of Oklahoma, having a city therein of more than seventy-two thousand (72,000) and less than ninety thousand (90,000) population, according to the last preceding decennial Federal census, and having a court of common pleas therein and declaring an emergency,

ENGROSSED HOUSE BILL NO. 377, by Easter, entitled:

An Act authorizing county commissioners of all counties of this state having a population of not less than twenty-six thousand eight hundred (26,800), nor more than twenty-seven thousand five hundred (27,500), according to the 1920, or any succeeding, Federal census, to lease for the use of the county free fair association, any grounds or buildings belonging to any city or town of such county, and authorizing the county Excise Board of such counties when such property has been so leased or contracted to be so leased, to make an annual special levy of not to exceed two-tenth (2-10) of a mill upon all property in such county, to carry out the provisions of this act, said levy not to be a part of the current expense of such county, but in addition thereto, and declaring an emergency,

ENGROSSED HOUSE BILL NO. 381, by Logan and Riddle of the House and Culp of the Senate, entitled:

An Act providing for the appointment of a special deputy

in the assessor's office in Okmulgee County, Oklahoma, to discover and assess omitted or delinquent property and fixing a salary therefor,

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 13, by Berry, Brown and Johnson of Comanche, entitled:

A Concurrent Resolution requesting the Attorney General to investigate conditions surrounding the location of two refineries near the school for the Feeble Minded at Enid, Oklahoma, and to institute necessary proceedings to abate a nuisance caused by said refineries,

and to inform you and through you the Honorable Senate that the same have been passed by the House of Representatives and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,

Chief Clerk.

THIRD READING

SENATE BILL NO. 149 was read for the third time at length.

Senator Ferguson asked unanimous consent, which was granted, to have Senate Bill No. 149 referred to the Committee on Municipal Corporations, without it losing its place on the calendar.

The President presiding.

SENATE BILL NO. 116 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley. Total 36.

Nays: 0.

Not Voting: Pullen, Smith, Stewart, Waldrep, Williamson. Total 5.

Excused: Anglin, Culp. Total 2.

Resigned: 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat,

Rice, Shearer, Shepherd, Simmons, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley. Total 36.

Nays: 0.

Not Voting: Pullen, Smith, Stewart, Waldrep, Williamson. Total 5.

Excused: Anglin, Culp. Total 2.

Resigned: 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 116 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 93 was read for the third time at length

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Fidler, George, Graham, Gray, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Otjen, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, Terwilleger, VanDall, Wheatley. Total 28.

Nays: Darnell, Ferguson, Gulager, Hill, McCurley, Nesbitt, Pullen, Simmons, Smith, Thomas. Total 10.

Not Voting: Goodall, Waldrep, Williamson. Total 3.

Excused: Anglin, Culp. Total 2.

Resigned: 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Fidler, George, Goodall, Graham, Gray, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, Terwilleger, VanDall, Wheatley. Total 30.

Nays: Darnell, Ferguson, Gulager, Hill, McCurley, Pullen, Simmons, Smith, Thomas. Total 9.

Not Voting: Waldrep, Williamson. Total 2.

Excused: Anglin, Culp. Total 2.

Resigned: 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 93 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 242 was read for the third time at length.

Senator Smith asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 242, line 5, page 2, by striking after the word, "exceed," and before the word, "per," the figures, "1800.00," and inserting the figures, "1200.00;" and line 6, page 2, after by the word, "Attorney," and before the word, "and," line 7, by striking the words, "and be regulated by the same restrictions and rules."

SMITH.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Shearer, Simmons, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 37.

Nays: 0.

Not Voting: Rice, Shepherd, Stewart, Williamson. Total 4.

Excused: Anglin, Culp. Total 2.

Resigned: 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Shearer, Simmons, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 37.

Nays: 0.

Not Voting: Rice, Shepherd, Stewart, Williamson. Total 4.

Excused: Anglin, Culp. Total 2.

Resigned: 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 242 was referred for re-engrossment.

The President Pro Tempore announced there were matters on the President's desk for the consideration of the Senate in executive session.

Upon motion of Senator Fidler, the Senate closed its doors and went into executive session.

*

The Senate reassembled in open session, with the President Pro Tempore presiding, who announced the Senate had advised and consented to the confirmation of the following executive nomination:

MEMBER FISH AND GAME COMMISSION:

S. H. Harris, Oklahoma City.

Senator Austin asked unanimous consent, which was granted, to have SENATE BILL NO. 159, by Austin, advanced to engrossment and third reading.

Senator Austin asked unanimous consent, which was granted, to have SENATE BILL NO. 174, by Austin, advanced to engrossment and third reading.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE BILL NO. 176, by Lohman, entitled.—An Act amending Section 1472, Compiled Oklahoma Statutes, 1921, relating to service or publication of order of court setting for hearing guardian's petition for sale of lands, repealing all acts in conflict therewith and declaring an emergency.

HOUSE BILL NO. 241, by Daniel, Stovall, Porter, Leecraft, McArthur, Bryant, Fraley, Maxwell, etc., entitled.—A bill entitled an Act creating a special common school equalization fund, providing for distribution of said fund by the State Board of Education, providing regulations therefor, making certain extensions of transfer privileges, allocating certain revenues to the said fund, and limiting the powers of state board of education in making apportionments to moneys actually collected and placed in said fund, and repealing all Acts or parts of Acts in conflict herewith.

HOUSE BILL NO. 365, by Webster, entitled.—An Act amending Section 1, Chapter 51, Session Laws of Oklahoma, 1923, as amended in Section 1, Chapter 183, Session Laws of Oklahoma, 1925, relating to the Court of Common Pleas in all counties in the State of Oklahoma, having a city therein of more than seventy-two thousand (72,000) and less than ninety thousand (90,000) population, according to the last preceding decennial federal census, and having a court of common pleas therein and declaring an emergency.

HOUSE BILL NO. 377, by Easter, entitled.—An Act authorizing county commissioners of all counties of this state having a population of not less than twenty-six thousand eight hundred (26,800), nor more than twenty-seven thousand five hundred (27,500), according to the 1920, or any succeeding, federal census, to lease for the use of the county free fair association, any grounds or buildings belonging to any city or town of such county, and authorizing the County Excise Board of such counties when such property has been so leased or contracted to be so leased, to make an annual special levy of not to exceed two-tenths (2-10) of a mill upon all property in such county, to carry out the provisions of this Act, said levy not to be a part of the current expense of such county, but in addition thereto, and declaring an emergency.

HOUSE BILL NO. 381, by Logan and Riddle, of the House, and Culp of the Senate, entitled.—An Act providing for the appointment of a special deputy in the assessor's office in Okmulgee County, Oklahoma, to discover and assess omitted or delinquent property and fixing a salary therefor.

HOUSE CONCURRENT RESOLUTION NO. 13, by Berry, Brown and Johnson of Comanche, entitled.—A Concurrent Resolution requesting the Attorney General to investi-

gate conditions surrounding the location of two refineries near the School for the Feeble Minded, at Enid, Oklahoma, and to institute necessary proceedings to abate a nuisance caused by said refineries.

Upon motion of Senator Rexroat, the Senate adjourned to meet at 11:00 o'clock, a. m., Thursday, March 3d.

FIFTIETH LEGISLATIVE DAY

Thursday, March 3, 1927.

The Senate, pursuant to adjournment, met at 11:00 o'clock, a. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 38.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Revenue and Taxation to whom was referred HOUSE BILL NO. 83, by Graham, O'Bryan, Skinner, Lohman, Fraley, Chappel, McCombs, Logan, Leecraft, Jolly, Watson (Creek), et al, entitled:

> An Act imposing a tax on money and credits in lieu of existing tax or existing law, providing the rate of taxation on such money or credits and a method for scheduling for taxation such money, certificates or deposit or evidence thereof, and providing the purposes for which said tax shall be used and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

FIDLER, Chairman

Mr. President: We, your Committee on Soldiers' Relief to whom was referred HOUSE BILL NO. 118, by Soldiers' Relief Committee, entitled:

> An Act re-enacting and amending Chapter 136, Session Laws of Oklahoma, 1923, being an Act entitled "An Act re-enacting and amending Section 8820, of the Compiled Oklahoma Statutes, 1921, the same being a Bill entitled 'an Act providing for and regulating hawking and peddling by ex-Confederate and ex-Union Soldiers and their widows,' so as to make the provisions thereof applicable to veterans of the Spanish American and the World Wars, and declaring an emergency", so as to restrict the same, so far as World War veterans are concerned, to disabled ex-service persons recommended by an American Le-

gion Post executive committee: providing for the revocation of the exemption granted thereby, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

SMITH, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE JOINT RESOLUTION NO. 6, by Committee on Agriculture, entitled:

A Resolution relating to the eradication of ticks in certain counties in this state, making it the duty of the State Board of Agriculture to supervise the work thereof, making an appropriation therefor, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

GEORGE, Vice Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred SENATE JOINT RESOLUTION NO. 25, by Gray, entitled:

A Resolution authorizing the use in perpetuity by the Post Office Department of the United States of rooms in the State Capitol Building for Post Office purposes.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 35, by Austin, entitled:

> An Act amending Section 2695, of the Compiled Statutes of Oklahoma 1921, relating to separate trial for defendants jointly prosecuted and repealing all acts in conflict therewith,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

AUSTIN Chairman.

Upon motion of Senator Austin, the adverse report was adopted.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 40, by Darnell entitled:

> A Bill entitled an Act repealing Senate Bill 113, same being Chapter 25, of the Session Laws of Oklahoma, 1925, relating to architects, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

AUSTIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 47, by Johnson (Caddo), Clark, Gray, Looney, Stigler, Anglin, Hill, Reed, entitled:

An Act amending Section 7, Chapter 42, of the Session Laws of the Special Session of the Legislature 1924, page 44, fixing the penalty for the violation of the law relating to stills, distileries, mash, wort, wash fit for distillation or for the manufacture of beer, wine, distilled spirits or other alcoholic liquor, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

AUSTIN, Chairman.

Mr. President: We, your Committee on Soldiers' Relief to whom was referred SENATE BILL NO. 81 by Soldiers' Relief Committee, entitled:

An Act requiring copies of public records to be furnished without charge, for certain purposes, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

SMITH, Chairman.

Mr. President: We, your committee on Soldiers' Relief to whom was referred SENATE BILL NO. 83, by Soldiers' Relief Committee, entitled:

An Act amending Section 8970 Compiled Oklahoma Statutes, 1921, so as to authorize county excise boards to make a levy for the purpose of defraying the expenses of county patients afflicted with tuberculosis at the Sulphur Tubercular Sanitorium at Sulphur Oklahoma, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

SMITH, Chairman.

Upon motion of Senator Smith, the adverse report was adopted.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 103, by Gulager, entitled

An Act amending Section 5361 of Compiled Oklahoma Statutes, 1921, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

AUSTIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 104, by Pullen, entitled:

A Bill amending Section 2820, Compiled Statutes of Oklahoma 1921, relating to power of Criminal Court of Appeals and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

AUSTIN, Chairman.

Upon motion of Senator Austin, the adverse report was adopted.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 119, by Johnson (Caddo), Clark, Reed, Looney, Gray, Stigler, Storms, entitled:

> An Act amending Section 7002, Compiled Oklahoma Statutes, annotated 1921, relating to the manufacture, sale, barter, giving away, or otherwise furnishing of any spirituous, vinous, fermented or malt liquors, etc., relating to the manufacture, sale, barter, giving away or otherwise furnishing of any liquor or compound, whether medicated or not, containing one half of one per centum of alcohol measured by volume; prohibiting the etc..

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

AUSTIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 123, by Soldier's Relief Committee, entitled:

> An Act relating to the appointment of guardians of minors and incompetents in certain cases, providing procedure therefor, and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

AUSTIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 2

to whom was referred SENATE BILL NO. 160, by Rice, entitled:

> An Act amending Section 1, Chapter 133, Oklahoma Session Laws, 1925, providing that negroes who served in a menial capacity in the Confederate Army or Navy shall be entitled to a pension and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

AUSTIN, Chairman.

Upon motion of Senator Austin, the adverse report was adopted.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred SENATE BILL NO. 177, by Fidler, Johnson (Creek), Peck, Rexroat, George, Andrews, VanDall, Hill, et al, entitled:

> An Act repealing Article 18 and Sections 9856 to 9919 inclusive of the Compiled Oklahoma Statutes, 1921, abolishing the taxation of inheritances, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

FIDLER, Chairman.

Mr. President: We your Committee on Education to whom was referred SENATE BILL NO. 179, by Johnson (Caddo), Boyer and Reed, entitled:

An Act changing the name of the Cameron State School of Agriculture to Cameron State Agricultural College, providing for two years additional college work at said college, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MRS. LOONEY, Chairman.

Mr. President: We, your Commitee on Appropriations to whom was referred SENATE BILL NO. 192, by Waldrep, entitled:

An Act making appropriation for the Department of the State Examiner and Inspector and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GEORGE, Vice Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 207, by Austin, entitled:

An Act amending Section 2612 Compiled Oklahoma Statutes, 1921, repealing all laws in conflict herewith: and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

AUSTIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 208, by Austin, entitled:

An Act amending Section 2611, Compiled Oklahoma Statutes, 1921, repealing all acts in conflict herewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

AUSTIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 213, by Loofbourrow and Hill, entitled:

An Act to amend Section 3, Chapter 88, Session Laws of 1913, being Section 5325, Compiled Oklahoma Statutes of 1921, entitled "An Act prohibiting corporate ownership of real estate and providing the manner in which such real estate shall be sold." By eliminating therefrom the provision that duplicate of the reports filed with the Corporation Commission must be recorded with the county clerk,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

AUSTIN, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred SENATE BILL NO. 214, by Fidler, Anglin and Boyer, entitled:

An Act amending Paragraph "D" of Section 111, Compiled Statutes of Oklahoma, 1921, as amended by Senate Bill 26, passed by the Second Special Session of the Ninth Legislature, of 1924, relating to clerical, stenographic and other positions in the State Treasurer's Department, making appropriation therefor; and repealing conflicting Statutes,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 223, by Storms, entitled:

An Act regulating the conduct of poultry business; prescribing a punishment for the violation thereof; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

AUSTIN, Chairman.

Upon motion of Senator Austin, the adverse report was adopted.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 230, by Anglin, entitled:

An Act amending Section 249, Compiled Oklahoma Statutes, 1921, relating to the service of summons upon

an infant, and providing procedure for the service of summons upon feeble minded or insane persons who are inmates of public institutions and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return without recommendation.

AUSTIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 236, by Austin and Anglin, entitled:

An Act relating to pools, trust, conspiracies and discriminations, prescribing the penalties for violation thereof and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

AUSTIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 253, by Darnell, entitled:

An Act amending Section 3975, Compiled Oklahoma Statutes, 1921, and defining the liability of owners and lessees of and in grazing districts, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

AUSTIN, Chairman.

Senator Harper presiding.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 62 and 139 correctly enrolled.

BOYER, Chairman.

Senate Bills Nos. 62 and 139 were each read for the fourth time, the enrolled copies signed, in open session, by the Presiding Officer and ordered transmitted to the Honorable House for the signature of the Speaker.

The President presiding.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 284, by Rexroat.—An Act amending Section 7889, and repealing Sections 7890, 7891, 7893, 7898 and 7899 C. O. S. 1921, repealing all conflicting laws and declaring an emergency.

SENATE BILL NO. 285, by George.—An Act appropriating $15,000 out of the revolving fund of the Oklahoma State Penitentiary at McAlester, Oklahoma, to be used as a cash emergency fund for said institution; providing for the replenishment thereof, and declaring an emergency.

SENATE BILL NO. 286, by Soldiers' Relief Committee. —An Act amending Section 10916, C. O. S. 1921, relating to the Tubercular Sanitarium at Sulphur, Oklahoma, and providing for the treatment of the dependents of ex-service persons, repealing all conflicting laws, and declaring an emergency.

SENATE BILL NO. 287, by Gray of the Senate and Hybarger and Manning of the House.—An Act fixing the salary of the county attorney, and assistant county attorney, and providing for the appointment of a stenographer for the county attorney and fixing salary of stenographer, in Grady County, Oklahoma.

SENATE BILL NO. 288, by Waldrep.—A Bill entitled an Act amending Sections 9504 and 9505 of the Compiled Oklahoma Statutes 1921, repealing all acts or parts thereof in conflict therewith and declaring an emergency.

SENATE BILL NO. 289, by Judiciary No. 2.—An Act repealing Sections 2598 to 2908, inclusive, Compiled Oklahoma Statutes, 1921, and relating to the extradition of persons charged wiith crime and to make uniform the law with reference thereto.

SENATE BILL NO. 290, by Judiciary No. 2.—An Act concerning aeronautics and to make uniform the law with reference thereto, providing penalties for violation hereof and declaring an emergency.

SENATE BILL NO. 291, by Austin, Fidler and Darnell. —An Act amending Sections 1 and 2, Chapter 25, Session Laws of Oklahoma of 1923, relating to assistants to be furnished the Attorney General, the salaries to be paid the same:

also the clerks and stenographers to be furnished said department, and the salaries to be paid said clerks and stenographers.

SENATE BILL NO. 292, by Otjen of the Senate and Brewer of the House.—An Act amending Sections 2612-2613 and 2614 of the Compiled Oklahoma Statutes, annotated, 1921, relating to further prosecution in criminal cases where a demurrer to the indictment or information has been sustained by the court: and declaring an emergency.

SENATE BILL NO. 293, by Reed.—An Act authorizing the Board of County Commissioners of Beckham County, Oklahoma to use the funds derived from the excise tax on gasoline as provided by the Session Laws, 1923, or any subsequent act providing for an excise tax on gasoline, and the funds derived from the automobile license, etc.

SENATE BILL NO. 294, by Williamson.—An Act fixing the number of deputies in the office of the County Clerk, County Sheriff and County Attorney in Garvin County, State of Oklahoma: fixing the salaries of such deputies, repealing all acts in conflict herewith and declaring an emergency.

SENATE JOINT RESOLUTION NO. 38, by Stewart of the Senate and Cochran and Dyer of the House.—Authorizing and empowering the Board of County Commissioners of McCurtain County, Oklahoma to include in their estimate of expenses for said county for the year ending June 30, 1928 the sum of $620.46 to pay Ben Miller for coal furnished said county for the purpose of heating the court house and jail and for electric light current for lighting same during the months from February 1st to June 30, 1923, etc.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 277, by Harper.—To Committee on Roads and Highways.

SENATE BILL NO. 278, by Fidler.—To Committee on Judiciary No. 1.

SENATE BILL NO. 279, by Rice.—To Committee on Municipal Corporations.

SENATE BILL NO. 280, by Waldrep.—To Committee on Roads and Highways.

SENATE BILL NO. 281, by Hill and Ferguson of Senate and Hill of the House.—To Committee on Appropriations.

SENATE BILL NO. 282, by Waldrep.—To Committee on State and County Affairs.

SENATE BILL NO. 283, by Anglin.

Upon motion of Senator Austin, the rules of the Senate were suspended and Senate Bill No. 283 was advanced to engrossment and third reading.

SENATE JOINT RESOLUTION NO. 37, by Mrs. Looney and Nesbitt.—To Committee on Appropriations.

HOUSE BILL NO. 176, by Lohman.—To Committee on Judiciary No. 1.

HOUSE BILL NO. 241, by Daniel, Stovall, Porter, Leecraft, McArthur, Bryant, Fraley, Maxwell, etc.—To Committee on Education.

HOUSE BILL NO. 365, by Webster.

Upon motion of Senator Terwilleger, the rules of the Senate were suspended and House Bill No. 365 was ordered printed and placed upon the calendar, without reference to a Committee.

HOUSE BILL NO. 377, by Easter.—To Committee on State and County Affairs.

HOUSE BILL NO. 381, by Logan and Riddle of the House and Culp of the Senate.

Upon motion of Senator Johnson (Creek), the rules of the Senate were suspended and House Bill No. 381 was advanced to engrossment and third reading.

The following Message from the Honorable House was received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 90, by Maxwell, Thomas of Tulsa, Owens, Wilson, Webster, Henderson, Johnson of Comanche, Adair and Hines, entitled:

An Act creating a county market commission in all counties in the State of Oklahoma having a population of over 105,000 and not more than 112,000, according to the last preceding regular Federal Decennial Census: authorizing said commission to acquire by purchase, gift, lease, condemnation proceedings or otherwise, market sites or assembling places; authorizing the improvement of said sites by constructing market buildings, or any other necessary structures thereon, etc., and declaring an emergency;

ENROLLED HOUSE BILL NO. 157, by Lohman and Fraley, entitled:

An Act defining an independent school district containing two or more towns, two or more cities, or one or more towns and one or more cities; making provision for a board of education and treasurer in such independent district, repealing all acts in conflict herewith and declaring an emergency;

ENROLLED HOUSE BILL NO. 166, by Beck of the House and Clark of the Senate, entitled:

An Act relating to the office of county attorney of Grant County, Oklahoma, repealing all acts or parts of acts in conflict herewith, and declaring an emergency;

ENROLLED HOUSE BILL NO. 231, by Skinner, entitled:

An Act amending Section 3, Chapter 87, Session Laws of Oklahoma, 1919, relating to the salary of deputies in the office of the county clerk of Ottawa County, Oklahoma, and declaring an emergency;

ENROLLED HOUSE BILL NO. 274, by Ogden, entitled:

An Act amending Section 1, Chapter 205, Session Laws 1925, and providing that the county clerk of McIntosh County, Oklahoma, shall appoint certain deputies in his office, fixing their salaries, providing the procedure for said appointments, repealing all acts or parts of acts in conflict therewith, and declaring an emergency;

ENROLLED HOUSE BILL NO. 326, by Webster, entitled:

An Act to provide for the appointment by the Board of Education of the city of Tulsa, Oklahoma, of a Treasurer for the school district comprising the city of Tulsa and the territory thereto attached for school purposes, and to fix his term, compensation and duties, repealing provisions of Section 10409, of Compiled Oklahoma Statutes, 1921, in conflict, and all other laws in conflict;

ENROLLED HOUSE BILL NO. 344, by Reily and Cobb, entitled:

An Act amending Section 1, Chapter 207, Oklahoma Session Laws, 1925, authorizing the County Attorney of Pottawatomie County, Oklahoma, by and with the advice and consent of the Board of County Commissioners to appoint a county evidence man or deputy county attorney, fixing his salary; repealing all acts in conflict herewith, and declaring an emergency;

and to inform you and through you the Honorable Senate that the same have been read for the fourth time and signed by the Speaker of the House in open Session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bills Nos. 90, 157, 166, 231, 274, 326 and 344 were each read for the fourth time, the enrolled copies signed by the President, in open session, and ordered returned to the Honorable House.

Upon motion of Senator Rexroat, the Secretary of the Senate was instructed to send flowers to Ex-Senator John Golobie, at Wesley Hospital.

Senator Gulager moved that the stenographic force of the Senate be permitted to attend the Southwest American Livestock Show, at the Coliseum, from 2:00 o'clock. Friday, p. m.

Senator Smith, as a substitute, moved that the stenographic force, together with Senate Pages, be given Friday, from 2:00 p. m., to attend the Livestock show, which motion prevailed.

GENERAL ORDER

Upon motion of Senator Waldrep, SENATE BILL NO. 276, by Waldrep, of the Senate, and Reily and Cobb, of the House, was advanced to engrossment and third reading.

Senator Waldrep moved that the rules of the Senate be suspended and Senate Bill No. 276 be considered engrossed and placed upon third reading and final passage, which motion prevailed.

SENATE BILL NO. 276 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Terwilleger, Thomas, Waldrep, Williamson. Total 32.

Nays: 0.

Not Voting: Fidler, Powers, Reed, Simmons, VanDall, Wheatley. Total 6.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kinnerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Terwilleger, Thomas, Waldrep, Williamson. Total 32.

Nays: 0.

Not Voting: Fidler, Powers, Reed, Simmons, VanDall, Wheatley. Total 6.

Absent. 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 276 was referred for engrossment.

Senator Shepherd moved that SENATE BILL NO. 270, by Shepherd, be advanced to engrossment and third reading.

Upon motion of Senator Shepherd, the rules of the Senate were suspended and Senate Bill No. 270 was considered engrossed and placed upon third reading and final passage.

SENATE BILL NO. 270 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Terwilleger, Thomas, Waldrep, Williamson. Total 32.

Nays: 0.

Not Voting: Fidler, Powers, Reed, Simmons, VanDall, Wheatley. Total 6.

Absent: 0

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Terwilleger, Thomas, Waldrep, Williamson. Total 32.

Nays: 0.

Not Voting: Fidler, Powers, Reed, Simmons, VanDall, Wheatley. Total 6.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 270 was referred for engrossment.

Senator Goodall moved that SENATE BILL NO. 265, by Goodall, of the Senate, and Adair, of the House, be advanced to engrossment and third reading, which motion prevailed.

Upon motion of Senator Goodall, the rules of the Senate were suspended and Senate Bill No. 265 was considered engrossed and placed upon third reading and final passage.

SENATE BILL NO. 265 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimbrer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Terwilleger, Thomas, Waldrep, Williamson. Total 32.

Nays: 0.

Not Voting: Fidler, Powers, Reed, Simmons, VanDall, Wheatley. Total 6.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Terwilleger, Thomas, Waldrep, Williamson. Total 32.

Nays: 0.

Not Voting: Fidler, Powers, Reed, Simmons, VanDall, Wheatley. Total 6.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 265 was referred for engrossment.

Senator Goodall moved that SENATE BILL NO. 266, by Goodall, of the Senate, and Adair, of the House, be advanced to engrossment and third reading, which motion prevailed.

Upon motion of Senator Goodall, the rules of the Senate were suspended and Senate Bill No. 266 was considered engrossed and placed upon third reading and final passage.

SENATE BILL NO. 266 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimrer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Terwilleger, Thomas, Waldrep, Williamson. Total 32.

Nays: 0.

Not Voting: Fidler, Powers, Reed, Simmons, VanDall, Wheatley. Total 6.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Terwilleger, Thomas, Waldrep, Williamson. Total 32.

Nays: 0.

Not Voting: Fidler, Powers, Reed, Simmons, VanDall, Wheatley. Total 6.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 266 was referred for engrossment.

Senator Gulager moved that SENATE JOINT RESOLUTION NO. 33, by Gulager, be advanced to engrossment and third reading, which motion prevailed.

Upon motion of Senator Gulager, the rules of the Senate were suspended and Senate Joint Resolution No. 33 was considered engrossed and placed upon third reading and final passage.

SENATE JOINT RESOLUTION NO. 33 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Terwilleger, Thomas, Waldrep, Williamson. Total 32.

Nays: 0.

Not Voting: Fidler, Powers, Reed, Simmons, VanDall, Wheatley. Total 6.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Terwilleger, Thomas, Waldrep, Williamson. Total 32.

Nays: 0.

Not Voting: Fidler, Powers, Reed, Simmons, VanDall, Wheatley. Total 6.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Joint Resolution No. 33 was referred for engrossment.

Senator Gulager moved that SENATE JOINT RESOLUTION NO. 34, by McCurley, be advanced to engrossment and third reading, which motion prevailed.

Upon motion of Senator Gulager, the rules of the Senate were suspended and Senate Joint Resolution No. 34 was con-

sidered engrossed and placed upon third reading and final passage.

SENATE JOINT RESOLUTION NO. 34 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Terwilleger, Thomas, Waldrep, Williamson. Total 32.

Nays: 0.

Not Voting: Fidler, Powers, Reed, Simmons, VanDall, Wheatley. Total 6.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Terwilleger, Thomas, Waldrep, Williamson. Total 32.

Nays: 0.

Not Voting: Fidler, Powers, Reed, Simmons, VanDall Wheatley. Total 6.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Joint Resolution No. 34 was referred for engrossment.

Senator Stewart moved that HOUSE BILL NO. 286, by Cochran, Dyer and Rogers, be advanced to engrossment and third reading, which motion prevailed.

Upon motion of Senator Stewart, House Bill No. 286 was returned to the Honorable House for correction.

President Pro Tempore Williamson presiding.

Senator Pullen moved that HOUSE BILL NO. 216, by Brown, be advanced to engrossment and third reading, which motion prevailed.

Upon motion of Senator Pullen, the rules of the Senate were suspended and House Bill No. 216 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 216 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, George, Goodall, Graham, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd Smith, Stewart, Stigler, Thomas, Waldrep, Wheatley, Williamson. Total 30.

Nays: Hill, Otjen. Total 2.

Not Voting: Fidler, Gray, Powers, Simmons, Terwilleger, VanDall. Total 6.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, George, Goodall, Graham, Gulager, Harper, Johnson (Creek), Kimerer, Loof-

bourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd Smith, Stewart, Stigler, Thomas, Waldrep, Wheatley, Williamson. Total 30.

Nays: Hill, Otjen. Total 2.

Not Voting: Fidler, Gray, Powers, Simmons, Terwilleger, VanDall. Total 6.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 216 and ordered the same transmitted to the Honorable House.

Senator Rice asked unanimous consent, which was granted, to have SENATE BILL NO. 2, by Rice, withdrawn from the calendar and referred to the Committee on Irrigation, Drainage and Geological Survey.

Upon motion of Senator Johnson (Creek), SENATE BILL NO. 269, by Johnson (Creek), was advanced to engrossment and third reading.

Upon motion of Senator Johnson (Creek), the rules of the Senate were suspended and Senate Bill No. 269 was considered engrossed and placed upon third reading and final passage.

SENATE BILL NO. 269 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kinnerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Terwilleger, Thomas, Waldrep, Williamson. Total 32.

Nays: 0.

Not Voting: Fidler, Powers, Reed, Simmons, VanDall, Wheatley. Total 6.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kinnerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stew-

art, Stigler, Terwilleger, Thomas, Waldrep, Williamson. Total 32.

Nays: 0.

Not Voting: Fidler, Powers, Reed, Simmons, VanDall, Wheatley. Total 6.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 269 was referred for engrossment.

Vice President Pro Tempore Stigler presiding.

Senator Pullen moved that SENATE BILL NO. 144, by Pullen, be advanced to engrossment and third reading.

Senator Rexroat, as a substitute, moved that Senate Bill No. 144 be re-referred to the Committee on Agriculture.

Senator Pullen moved to table the Rexroat motion.

Senator Williamson, as a substitute for all pending motions, moved that Senate Bill No. 144 be referred to Judiciary Committee No. 2, which motion failed of adoption.

Senator Rexroat moved that the Senate recess to meet at 2:00 o'clock, p. m.

Senator Smith, as a substitute, moved that the Senate recess to meet at 2:30 p. m., which motion prevailed.

AFTERNOON SESSION

The Senate at 2:30 p. m., was called to order by the Vice President Pro Tempore.

Resuming consideration of Senate Bill No. 144, the vote recurred on the Pullen motion, to table Rexroat motion, and was adopted.

By unanimous consent, Senator Pullen withdrew his motion to advance Senate Bill No. 144, and said bill retained its place upon the calendar.

Senator Otjen moved that SENATE BILL NO. 39 by Van Dall and Otjen, be advanced to engrossment and third reading.

Senator Pullen, as a substitute, moved that further consideration of Senate Bill No. 39 be indefinitely postponed.

The President presiding.

Senator VanDall moved to table the Pullen motion.

By unanimous consent, further consideration of Senate Bill No. 39 was deferred for the time being.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 169, Senate Bills Nos. 159, 174 and 262 correctly engrossed.

BOYER, Chairman.

THIRD READING

By unanimous consent, third reading of Senate Bills Nos. 100, 134 and 178 was deferred.

SENATE BILL NO. 262 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Terwilleger, Thomas, Van Dall, Wheatley, Williamson. Total 34.

Nays: 0.

Not Voting: Hill, Peck, Simmons, Waldrep. Total 4.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Terwilleger, Thomas, Van Dall, Wheatley, Williamson. Total 34.

Nays: 0.

Not Voting: Hill, Peck, Simmons, Waldrep. Total 4.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 262 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 159 was read for the third time, at length.

Senator Clark asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 159, line 14, page 3, by striking the words, "in Grant County, in January, June and October," and inserting in line 14, page 5, the words, "in Grant County, in January, June and October."

CLARK.

Senator Simmons asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 159, line 2, page 3, by striking after the word, "September." the remaining portion of the line, and by striking all of line 12, page 6.

SIMMONS.

Senator Simmons asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 159, by striking after the word, "September," line 1, and all of line 2, page 7.

SIMMONS.

Senator Simmons asked unanimous consent, which was granted to submit the following amendment:

Mr. President: I move to amend Senate Bill No. 159, line 2, page 3, by adding after the word, "December," and before the word, "District," line 3, the following, "in Johnston County in April and November."

SIMMONS.

Senator Nesbitt moved to table the Simmons amendment, which motion failed of adoption.

The vote recurring on the Simmons amendment, the same was adopted.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, McCurley, Otjen, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, VanDall, Wheatley, Will'amson. Total 30.

Nays: Nesbitt, Pullen. Total 2.

Not Voting: Boyer, Harper, Marshall, Peck, Thomas, Waldrep. Total 6.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, McCurley, Otjen, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, VanDall, Wheatley, Will'amson. Total 30.

Nays: Nesbitt, Pullen. Total 2.

Not Voting: Boyer, Harper, Marshall, Peck, Thomas, Waldrep. Total 6.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 159 was referred for re-engrossment.

SENATE BILL NO. 174 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 31.

Nays: McCurley. Total 1.

Not Voting: Harper, Marshall, Peck, Rice, Shearer, Waldrep. Total 6.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 31.

Nays: McCurley. Total 1.

Not Voting: Harper, Marshall, Peck, Rice, Shearer, Waldrep. Total 6.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 174 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 314 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Creek), Kim-

erer, Loofbourrow, Looney, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 32.

Nays: 0.

Not Voting: Harper, Marshall, Peck, Rice, Shearer, Waldrep. Total 6.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 32.

Nays: 0.

Not Voting: Harper, Marshall, Peck, Rice, Shearer, Waldrep. Total 6.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 314 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 321 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 32.

Nays: Shearer. Total 1.

Not Voting: Harper, Marshall, Peck, Rice, Waldrep. Total 5.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 32.

Nays: Shearer. Total 1.

Not Voting: Harper, Marshall, Peck, Rice, Waldrep. Total 5.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 321 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 169 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, VanDall, Wheatley, Williamson. Total 33.

Nays: McCurley, Thomas. Total 2.

Not Voting: Peck, Terwilleger, Waldrep. Total 3.

Absent: 0

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, VanDall, Wheatley, Williamson. Total 33.

Nays: McCurley, Thomas. Total 2.

Not Voting: Peck, Terwilleger, Waldrep. Total 3.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed amendments to and Engrossed House Bill No. 169 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 253 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 35.

Nays: 0.

Not Voting: Peck, Terwilleger, Waldrep. Total 3.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 35.

Nays: 0.

Not Voting: Peck, Terwilleger, Waldrep. Total 3.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 253 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 113 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Gray, Harper, Johnson (Creek), Kimerer, Looney, Marshall, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 31.

Nays: Graham, Gulager, Loofbourrow, McCurley. Total 4.

Not Voting: Hill, Peck, Waldrep. Total 3.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Gray, Harper, Johnson (Creek), Kimerer, Looney, Marshall, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 31.

Nays: Graham, Gulager, Loofbourrow, McCurley. Total 4.

Not Voting: Hill, Peck, Waldrep. Total 3.

Absent: 0.

Excused: Andrews, Anglin, Culp, Ferguson, Storms. Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 113 and ordered the same transmitted to the Honorable House.

Vice President Pro Tempore Stigler presiding.

Senator Gulager, having served notice that he would, moved that the vote by which HOUSE CONCURRENT RESOLUTION NO. 3, by Laskey, et al, failed of adoption on Tuesday, March 1st, be reconsidered.

By unanimous consent, further consideration of House Concurrent Resolution No. 3 was made Special Order for Tuesday, March 8th, at 2:30 p. m.

The President presiding.

GENERAL ORDER

SENATE BILL NO. 158, by George was taken up for consideration.

Sections 1 and 2 were read and adopted upon motions of Senator George.

Upon Motion of Senator George, Senate Bill No. 158 was advanced to engrossment and third reading.

Senator Stigler moved that the rules of the Senate be suspended and Senate Bill No. 158 be considered engrossed and placed upon third reading and final passage, which motion prevailed.

Senators Andrews, Ferguson and Storms, having been excused on special committee work, asked to be recorded present, which was the order.

SENATE BILL NO. 158 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Fidler, George, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall Waldrep, Wheatley, Williamson. Total 36.

Nays: Darnell, Ferguson, Pullen. Total 3.

Absent. 0.

Not Voting: Gulager, Peck. Total 2.

Excused: Anglin, Culp. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Fidler, George, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: Darnell, Ferguson, Pullen. Total 3.

Not Voting: Gulager, Peck. Total 2.

Absent. 0.

Excused: Anglin, Culp. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 158 was referred for engrossment.

President Pro Tempore Williamson presiding.

Senator Smith moved that SENATE BILL NO. 257, by Smith and Anglin, of the Senate, and Aldridge and Gilmer, of the House, be advanced to engrossment and third reading.

Senator Harper, as a substitute, moved that further consideration of Senate Bill No. 257 be indefinitely postponed.

By unanimous consent, further consideration of Senate Bill No. 257 was deferred for this legislative day.

Senator Loofbourrow asked unanimous consent, which was granted, to have SENATE CONCURRENT RESOLUTION NO. 20, by School Land Committee, considered, which resolution follows:

SENATE CONCURRENT RESOLUTION NO. 20—By Committee on School Lands.

A RESOLUTION REQUESTING THE GENERAL LAND OFFICE OF THE UNITED STATES TO TURN OVER TO THE STATE OF OKLAHOMA ONE FULL SET OF THE FIELD NOTES AND SURVEY OF THE PUBLIC LANDS IN THE AREA COMPOSED OF THE STATE OF OKLAHOMA.

WHEREAS, there is now in the possession of the General Land Office of the United States one full set of the field notes of the survey of public lands in the State of Oklahoma which will be turned over to the State of Oklahoma upon the request of the Legislature thereof.

THEREFORE, BE IT RESOLVED BY THE SENATE OF THE ELEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN: That the General Land Office of the United States be, and they are hereby requested to turn over to the State of Oklahoma said full set of the field notes of the Survey of the public lands within the boundaries of said State.

Upon motion of Senator Loofbourrow, Senate Concurrent Resolution No. 20 was adopted, and referred for engrossment.

Upon motion of Senator Ferguson, SENATE BILL NO. 256, by Ferguson, of the Senate, and Webber, of the House, was advanced to engrossment and third reading.

The President presiding.

Upon motion of Senator Stewart, SENATE JOINT RESOLUTION NO. 35, by Stewart, Harper and Simmons, was withdrawn from the Committee on Appropriations and ordered printed and placed upon the calendar.

Upon motion of Senator Stewart, Senate Joint Resolution No. 35 was advanced to engrossment and third reading.

Upon motion of Senator Smith, SENATE BILL NO. 151, by Smith of the Senate and Gilmer of the House, was advanced to engrossment and third reading.

The following Messages from the Honorable House were received and read:

TO THE PRESIDENT OF THE SENATE,

Sir:

I am directed by the House of Representatives to inform you and through you the Honorable Senate that the House has concurred in Senate Amendments to

ENGROSSED HOUSE BILL NO. 170, by Thompson of Pontotoc, Cash, Watson of Creek, Manning, Laskey, Paul, Bilbrey and Butler, of the House, and

Hill, Shepherd, Wheatley, Looney, George, Otjen, Darnell, Rexroat, Fidler, Reed, and Johnson of Caddo, of the Senate, entitled:

An Act amending Chapter 105, Session Laws, 1923, providing for medical and surgical treatment and hospital care of children who are afflicted with any malady or deformity which can likely be remedied, whose parents, or other persons legally chargeable with their support, are unable to provide such treatment and care; providing for payment of the expenses thereof, and conferring jurisdiction on juvenile courts in such cases; providing for the commitment of such children to the University Hospital; defining the powers and duties of said institutions; further providing for commitment of such children to other hospitals in certain cases; authorizing the University Hospital to bear certain expense hereunder; providing for qualifications and approval of hospitals' physicians and surgeons; providing for clinics to be held throughout the State; providing for the levy of a tax for expenditures hereunder, and repealing all laws in conflict herewith and declaring an emergency.

and the same has been passed by the House as amended.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate.
Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 355, By McArthur, Christian of Tillman, Beaty, Watson of Creek Sewell, Stone and Beck, entitled:

An Act to abolish the offices of township trustee, township clerk and township treasurer of each township in certain counties in the State of Oklahoma, and confer the powers and duties of said offices on the Board of County Commissioners, County Clerk and County Treasurer of such counties, repealing all Acts in conflict therewith and declaring an emergency.

ENGROSSED HOUSE BILL NO. 364, By Rogers, entitled:

An Act authorizing the county superintendent of public instruction of all counties in the State of Oklahoma, having a population of not less than 19,875, and not more than 19 880, as shown by the Federal Census of 1920, to appoint one assistant county superintendent of public instruction and fixing the salary of the same; repealing all Acts or parts of Acts in conflict therewith and declaring an emergency.

and to advise you, and through you the Honorable Senate, that the same have been passed by the House of Representatives, and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Senator Boyer submitted the following committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Joint Resolutions Nos. 33, 34, Senate Bills Nos. 242, 265, 266, 269, 270, and 276 all correctly engrossed.

BOYER, Chairman.

The President, in open session, signed Engrossed Senate Joint Resolutions Nos. 33 and 34 and Engrossed Senate Bills Nos. 242, 265, 266, 269, 270 and 276 and ordered each transmitted to the Honorable House for consideration.

By unanimous consent, Senator Rice submitted the following Committee Report, and the Bill ordered printed and placed upon the Calendar.

Mr. President: We, your Committee on Irrigation and Drainage and Geological Survey to whom was referred SENATE BILL NO. 2, by Rice, as amended by the Committee, entitled:

> An Act repealing Chapter 139 of the Session Laws of 1923-24 entitled "Drainage and Irrigation Districts," as amended by Chapter 145 of the Session Laws of 1925, and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

RICE, Chairman.

The President announced there were matters on his desk for the consideration of the Senate, in executive session.

Upon motion of Senator Rexroat, the Senate closed its doors and went into executive session.

The Senate reassembled in open session, with the President presiding, who announced the Senate, in executive session, had advised and consented to the confirmation of the following executive nomination:

TRUSTEE, UNION SOLDIERS' HOME, Oklahoma City:

N. D. McGinley, Guthrie.

BOARD OF REGENTS, STATE BUSINESS ACADEMY, Tonkawa:

Dr. J. A. Jones, Tonkawa.

The following Messages from the Governor were received and read:

To the Honorable Senate and House of Representatives, Eleventh Legislature,

BUILDING.

Gentlemen:

I have the honor to report to you that I have received and this day signed HOUSE BILL NO. 90, entitled:

"An Act creating a County Market Commission in all counties in the State of Oklahoma having a population of over 105,000, and not more than 112,000, according to the last preceding regular Federal Decennial Census; authorizing said Commission to acquire by purchase, gift, lease, condemnation proceedings or otherwise, market sites or assembling places; authorizing the improvement of said sites by constructing market buildings or any other necessary structures thereon; authorizing the equipping of said structures and sites; authorizing said Commission to maintain and operate markets thereon, or any other business incidental thereto, and to lease said sites or any portion thereof; authorizing said Commission to employ a Market Master and other employees deemed necessary; to fix the salaries or compensation to be paid; and to establish rules and regulations for the management and conduct of said Markets; providing for the levy of annual tax not exceeding

in any one year, the sum of one-half (½) mill upon all taxable property in said counties with which to raise a necessary fund for carrying out the provisions hereof, and declaring an emergency."

and have transmitted same to the Secretary of State, as keeper of the archives of Oklahoma.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

To the Honorable Senate and House of Representatives,
Eleventh Legislature,
BUILDING.

Gentlemen:

I have the honor to report to you that I have received and this day signed ENROLLED HOUSE BILL NO. 157, entitled:

"An Act defining an independent school district containing two or more towns, two or more cities, or one or more towns and one or more cities; making provision for a Board of Education and Treasurer in such independent district; repealing all Acts in conflict herewith and declaring an emergency."

also Enrolled House Bill No. 274, entitled:

"An Act amending Section 1, Chapter 205, Oklahoma Session Laws, 1925, and providing that the County Clerk of McIntosh County, Oklahoma, shall appoint certain deputies in

his office, fixing their salaries, providing the procedure for said appointments, repealing all Acts or parts of Acts in conflict herewith and declaring an emergency."

and have transmitted same to the Secretary of State.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

To the Honorable Senate and House of Representatives,
of the Eleventh Legislature,

BUILDING.

Gentlemen:

We have an opportunity to have a session of the Circuit Court of Appeals for the Eighth Circuit of the United States to convene in Oklahoma City on the Fourth Monday in January, 1928, and annually thereafter, provided satisfactory arrangements can be made for their accommodation. There will be five Circuit Judges and they will require the use of a court room and a conference room and ten additional rooms for the accommodation of the judges and their personal clerks and attendants.

The salient points of Judge Sanborn's letter are as follows:

"1st. The necessary space, a court room, a conference room, a secretary's room adjoining each room for the five judges, a room for the robing of the judges and the occupancy of the crier, adjacent to the court room; two adjoining rooms for the clerk of the Circuit Court.

"2nd. We do not ask them to be set aside permanently for the use of the Circuit Court of Appeals. It will be sufficient for the first term at least that we have exclusive use during the term of the Court of Appeals while in Oklahoma City, including the time necessary after the argument for consultation and decision and the time necessary for preparation of opinions.

"3rd. After full discussion of the matter with all the judges, we conclude that the fourth Monday in January would be the most convenient for us to hold court in Oklahoma City."

This is to request that you take up with our own Supreme Court and the management of the building, the assignment of space in the State House and that you by appropriate resolution provide therefor.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

ENGROSSED HOUSE BILL NO. 355, by McArthur, Christian of Tillman, Beaty, Watson of Creek, Sewell, Stone and Beck, entitled:

An Act to abolish the offices of township trustee, township clerk and township treasurer of each township in certain counties in the State of Oklahoma, and confer the powers and duties of said offices on the Board of County Commissioners, County Clerk and County Treasurer of such counties, repealing all acts in conflict therewith and declaring an emergency.

ENGROSSED HOUSE BILL NO. 364, by Rogers, entitled:

An Act authorizing the county superintendent of public instruction of all counties in the State of Oklahoma, having a population of not less than 19,875, and not more than 19,880, as shown by the Federal Census of 1920, to appoint one assistant county superintendent of public instruction and fixing the salary of the same; repealing all acts or parts of acts in conflict therewith and declaring an emergency.

Upon motion of Senator Rexroat, the Senate adjourned to meet under the rules.

FIFTY-FIRST LEGISLATIVE DAY

Friday, March 4th, 1927

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 39.

Absent: 0.

Excused: Anglin, Culp, Gulager, Peck. Total 4.

Resigned: Total 1.

The President announced a quorum present.

Prayer was offered by Dr. Enloe, of the Immanuel Baptist Church, Oklahoma City.

COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Education, to whom was referred HOUSE BILL NO. 241, by Daniel, Stovall, Porter, Leecraft of the House, and Storms, Johnson of Caddo, Otjen, Thomas and Stigler of the Senate, entitled:

> An Act creating a special common school equalization fund, providing for distribution of said fund by the State Board of Education, Providing regulations therefor, making certain extensions of transfer privileges, allocating certain revenues to the said fund, and limiting the powers of the State Board of Education in making apportionments to moneys actually collected and placed in said fund, and repealing all Acts and parts of Acts in conflict herewith.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STORMS, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred HOUSE BILL NO. 377, by Easter, entitled:

> An Act authorizing County Commissioners of all counties of this State having a population of not less than twenty-six thousand eight hundred (26,800), nor more than twenty-seven thousand five hundred (27,500), according to the 1920, or any succeeding, fed-

eral census, to lease for the use of the county free fair association, any grounds or buildings belonging to any city or town, etc.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman.

Mr. President: We, your Committee on Constitution and Constitutional Amendments, to whom was referred SENATE JOINT RESOLUTION NO. 31, by Gray, entitled:

A Resolution proposing an amendment of Sec. 31 of Article 6 of the Constitution of the State of Oklahoma; providing for the relieving of the State Board of Agriculture of its its duties as Board of Regents of the State Agricultural and Mechanical College at Stillwater, and all other Agricultural Schools and Colleges; providing for the appointment of a Board of Regents for said institution and providing for the submission of the same to a vote of the people.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MARSHALL, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred SENATE BILL NO. 132, by Rexroat and Waldrep, entitled:

An Act relating to the office of State Examiner and Inspector; providing for the appointment of additional assistants and stenographers; providing for

payment of traveling expenses; and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman

Mr. President: We, your Committee on Municipal Corporations, to whom was referred SENATE BILL NO. 140, as amended by Committee on Municipal Corporations, entitled:

An Act providing for the regulation of the transportation of passengers for hire within cities of this State having a population of more than 70,000 as shown by the last federal census; repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

FERGUSON, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred SENATE BILL NO. 193, by George of the Senate, and Lane, of the House, entitled:

An Act to amend Section 8651, Compiled Statutes of Oklahoma, 1921, relating to the University Revolving Fund, and repealing certain conflicting statutes.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred SENATE BILL NO. 231, by Anglin, entitled:

> An Act amending Section 7255, Compiled Oklahoma Statutes, 1921, relating to the number of hours each day public employees may work; providing that nurses in state hospitals or institutions may be on duty twelve hours each day, and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred SENATE BILL NO. 252, by Reed, entitled:

> An Act to provide adequate elevator service in the Capitol building; making provision for the repair of the two elevators now in service and for the installation of two new elevators; making an appropriation therefor, and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred SENATE BILL NO. 255, by Anglin, entitled:

An Act amending Section 2270, Compiled Oklahoma Statutes, 1921, relating to the State Issues Commission, providing that the Attorney General shall be the legal advisor thereof and shall appoint one of his regular assistants to act as and be the Secretary of said Commission and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred SENATE BILL NO. 267, by Committee on School Land, entitled:

An Act amending Sections 666 and 667 Oklahoma Compiled Statutes of 1921, and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred SENATE BILL NO. 274, by VanDall and Otjen, entitled:

An Act prohibiting the incurring of a deficiency by any of the state departments or heads of institutions, providing a penalty therefor, repealing all Acts in conflict herewith and declaring an emergency.

beg leave to report that we had the same under consideration

and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Joint Resolution No. 35. Senate Bills Nos. 134, 151, 178, 256 and 283 correctly engrossed.

BOYER, Chairman.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 295, by Goodall.—An Act making supplementary appropriation for the office of State Reporter for the fiscal year ending June 30, 1927, and declaring an emergency.

SENATE BILL NO. 296 by Marshall.—An Act prohibiting swine, sheep, horses and mules from running at large within the limits of any county seat town in the State of Oklahoma, and declaring an emergency.

SENATE BILL NO. 297, by VanDall.—An Act relating to the personal rights of an individual engaged in labor, prohibiting interference therewith, providing penalties for the violation thereof and declaring an emergency.

SENATE BILL NO. 298, by VanDall.—An Act repealing Section 7261 of the C. O. S. 1921, relating to agreements, combinations or contracts relative to acts in contemplation or furtherance of trade disputes.

SENATE BILL NO. 299, by VanDall.—An Act prohibiting the use of threats or coercion to secure support of a labor organization, or to induce membership therein, providing penalties for the violation thereof, and declaring an emergency.

SENATE BILL NO. 300, by Rice and Fidler.—An Act creating juvenile or probation officer in counties having a population of over 116,000 persons, according to the last preceding federal census and providing for the compensation and manner of appointment, etc; and declaring an emergency.

SENATE JOINT RESOLUTION NO. 39, by Fidler of the Senate and Graham of the House.—Providing for the investigation of injuries to George T. Barr, determining the extent of his disability; ascertaining the liability of the State therefor, if any; making an appropriation to cover same, if necessary, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 40, by Goodall and Clark.—Appropriating the sum of $2,988.56 to pay the salaries and the expenses of the Oklahoma Commission to the Sesqui Centennial Exposition, and declaring an emergency.

Senator Smith introduced the following Resolution, which was read at length, as follows:

SENATE RESOLUTION NO. 13, by Smith.

A RESOLUTION AUTHORIZING THE USE OF THE SOLDIERS' RELIEF COMMISSION OF

THE STATE OF OKLAHOMA OF A HALL IN THE STATE CAPITOL BUILDING.

BE IT ENACTED BY THE SENATE OF THE ELEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

WHEREAS, The Soldiers' Relief Commission of the State of Oklahoma is not the owner of any building, room or hall for its headquarters, and

WHEREAS, The Headquarters Office of the Commission has been maintained in connection with the headquarters of the American Legion, Department of Oklahoma, and

WHEREAS, The rooms now occupied by said American Legion and Soldiers' Relief Commission are inadequate, and

WHEREAS, It is known that upon adjournment of the State Senate there will be a room known as room 420, State Capitol Building, which will not be occupied by any other department;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE:

That the following room, properly furnished, be, and the same is hereby set aside to the use of the Soldiers' Relief Commission of the State of Oklahoma: Room 420 in the State Capitol Building, and is hereby declared that said room shall be held for the uses and purposes for which the same is herein set aside.

PROVIDED, further, that said room shall be available for the use of the Senate of the State of Oklahoma during all sessions of the Legislature.

Upon motion of Senator Smith, Senate Resolution No. 13, was adopted, and referred for engrossment.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 284, by Rexroat.—To Committee on Oil and Gas.

SENATE BILL NO. 285, by Fidler and George.—To Committee on Appropriations.

SENATE BILL NO. 286, by Soldiers' Relief Committee.

Upon motion of Senator Smith, the rules of the Senate were suspended and Senate Bill No. 286 was ordered printed and placed upon the calendar.

SENATE BILL NO. 287, by Gray of the Senate and Hybarger and Manning of the House.

Upon motion of Senator Gray, the rules of the Senate were suspended and Senate Bill No. 287 was ordered printed and placed upon the calendar.

Upon motion of Senator Gray, the rules of the Senate were suspended and Senate Bill No. 287 was advanced to engrossment and third reading.

SENATE BILL NO. 288, by Waldrep.

Upon motion of Senator Waldrep, the rules of the Senate were suspended and Senate Bill No. 288 was ordered printed and placed upon the calendar.

SENATE BILL NO. 289, by Judiciary No. 2.—To Judiciary Committee No. 2.

SENATE BILL NO. 290, By Judiciary No. 2.—To Committee on State and County Affairs.

SENATE BILL NO. 291, by Austin, Fidler and Darnell.—To Committee on State and County Affairs.

SENATE BILL NO. 292, by Otjen of the Senate and Brewer of the House.—To Judiciary Committee No. 2.

SENATE BILL NO. 293, by Reed of the Senate and Carmichael of the House.

Upon motion of Senator Reed, the rules of the Senate were suspended and Senate Bill No. 293 was ordered printed and placed upon the calendar.

Upon motion of Senator Reed, the rules of the Senate were suspended and Senate Bill No. 293 was advanced to engrossment and third reading.

SENATE BILL NO. 294, by Williamson.

Upon motion of Senator Williamson, the rules of the Senate were suspended and Senate Bill No. 294 was ordered printed and placed upon the calendar.

Upon motion of Senator Williamson, the rules of the Senate were suspended and Senate Bill No. 294 was advanced to engrossment and third reading.

SENATE JOINT RESOLUTION NO. 38, by Stewart of the Senate and Cochran and Dyer of the House.

Upon motion of Senator Stewart, the rules of the Senate were suspended and Senate Joint Resolution No. 38 was ordered printed and placed upon the calendar.

HOUSE BILL NO. 355, by McArthur, Christian of Tillman, Beaty, Watson of Creek, Sewell, Stone and Beck.

Upon motion of Senator Darnell, the rules of the Senate were suspended and House Bill No. 355 was ordered printed and placed upon the calendar.

HOUSE BILL NO. 364, by Rogers.

Upon motion of Senator Shearer, the rules of the Senate were suspended and House Bill No. 364 was ordered printed and placed upon the calendar.

The President announced there were matters on his desk for the consideration of the Senate, in executive session.

Upon motion of Senator Andrews, the Senate closed its doors and went into executive session.

*

The Senate reassembled, in open session, and was called to order by the President, who announced the Senate, in executive session had advised and consented to the following executive nomination:

FOR SECRETARY TO THE STATE INSURANCE COMMISSION:

A. L. Roark, Pawhuska, Oklahoma.

GENERAL ORDER

Upon motion of Senator Smith, SENATE JOINT RESOLUTION NO. 26, by Smith, was stricken from the calendar.

SENATE BILL NO. 201, by Johnson (Creek), was considered.

Sections 1, 2, 3 and 4 were read and adopted, upon motions of Senator Johnson (Creek).

Upon motion of Senator Johnson (Creek), Senate Bill No. 201 was advanced to engrossment and third reading.

Upon motion of Senator Johnson (Creek), the rules of the Senate were suspended and Senate Bill No. 201 was considered engrossed and placed upon third reading and final passage.

SENATE BILL NO. 201 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Marshall, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 33.

Nays: McCurley. Total 1.

Not Voting: Graham, Looney, Rice, Simmons, Storms. Total 5.

Absent: 0.

Excused: Anglin, Culp, Gulager, Peck. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Gray, Harper, Hill, Johnson (Creek), Kimerer, Looffbourrow, Marshall, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 33.

Nays: McCurley. Total 1.

Not Voting: Graham, Looney, Rice, Simmons, Storms. Total 5.

Absent: 0.

Excused: Anglin, Culp, Gulager, Peck. Total 4.

Resigned: Total 1.

The emergency having received the constitutional two thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 201 was referred for engrossment.

Senator Storms presiding.

Upon motion of Senator Waldrep, SENATE JOINT RESOLUTION NO. 24, by Wheatley, of the Senate, and

O'Bryan, of the House, was made a Special Order for Monday, March 7th, at 2:30 p. m.

SENATE BILL NO. 38, by Stigler, was considered.

Section 1 was read.

Senator Stigler submitted the following amendment, which was adopted:

I move to amend Senate Bill No. 38, line 3, page 2, by adding after the word, "office," and before the word, "for," the words, "at the pleasure of the Supreme Court and in no event for a term longer than December 31, 1930."

STIGLER.

Upon motion of Senator Stigler, Section 1, as amended, was adopted.

Section 2 was read.

Senator Stigler moved to reconsider the vote by which Section 1, as amended, was adopted, which motion prevailed.

Senator Stigler submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 38, line 9, page 2, by striking after the word, "office," the following, "said Commissioners shall be divided into three divisions, to be known as Division 1, 2 and 3, the members of each to be designated by the Supreme Court."

STIGLER.

Senator Stewart submitted the following amendment:

Mr. President: I move to amend Senate Bill No. 38, following Section 1, by adding the following: "Any member appointed on said Commission shall not become a candidate for any office, without resigning from the Commission."

STEWART.

Senator Wheatley moved to table the Stewart amendment, which motion failed of adoption.

The vote recurring on the Stewart amendment, the same was adopted.

Upon motion of Senator Stigler, Section 1, as amended, was adopted.

Section 2 was re-read.

Senator Stigler submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 38, line 11, page 3, by adding after the word, "Court," and before the word, "subject," the following, "when approved by the Court;" and by striking the following, "subject, however, to the jurisdiction of the Supreme Court to review the same in whole or in part."

STIGLER.

Upon motion of Senator Stigler, Section 2, as amended, was adopted.

Section 3 was read.

Senator Otjen submitted the following amendment, which by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 38, by striking after the word, "Court," all the rest of line 17, all of line 18, page 3, and lines 1 and 2 and the word, "court," in line 3, page 4.

OTJEN.

Senator Otjen submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 38, line 1, page 4, by striking the following: "all of which is to be paid on proper vouchers provided by the Supreme Court," and subsituting the following, "same to be furnished by the State Board of Affairs."

OTJEN.

Upon motion of Senator Stigler, Section 3, as amended, was adopted.

Section 4 was read and adopted, upon motion of Senator Stigler.

Upon motion of Senator Stigler, Senate Bill No. 38, as amended, was advanced to engrossment and third reading.

Senator Otjen moved that a Committee of 3 be appointed to investigate the docket of the Supreme Court and report back to the Senate, prior to the final passage of Senate Bill No. 38.

The motion prevailed and the Presiding Officer appointed Senators Harper, Otjen and Waldrep.

Senator Smith moved that SENATE BILL NO. 257, by Smith, of the Senate, and Aldridge and Gilmer, of the House, be considered.

Senator Harper raised a point of order, which was sustained, that the Supreme Court has handed down an opinion that no local bill is valid unless properly advertised in the county to which it applies.

The President presiding.

THIRD READING

SENATE BILL NO. 256 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatly, Williamson. Total 34.

Nays: 0.

Not Voting: Graham, Looney, Rice, Simmons, Storms. Total 5.

Absent: 0.

Excused: Anglin, Culp, Gulager, Peck. Total 4.

Resigned: Total 1.

Not Voting: Graham, Looney, Rice, Simmons, Storms. Total 5.

Absent: 0.

Excused: Anglin, Culp, Gulager, Peck. Total 4.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 283 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 178 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Reed, Rexroat, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, VanDall, Waldrep, Wheatley, Williamson. Total 31.

Nays: Pullen. Total 1.

Not Voting: Austin, Graham, Powers, Rice, Shearer, Simmons, Thomas. Total 7.

Absent: 0.

Excused: Anglin, Culp, Gulager, Peck. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Reed, Rexroat, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, VanDall, Waldrep, Wheatley, Williamson. Total 31.

Nays: Pullen. Total 1.

Not Voting: Austin, Graham, Powers, Rice, Shearer, Simmons, Thomas. Total 7.

Absent: 0.

Excused: Anglin, Culp, Gulager, Peck. Total 4.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 178 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 134 was read for the third time at length.

Senator Andrews asked unanimous consent of the Senate, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend title to Senate Bill No. 134, by adding the words, "and declaring an emergency."

ANDREWS.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Reed, Rexroat, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, VanDall, Waldrep, Wheatley, Williamson. Total 30.

Nays: McCurley, Puller. Total 2.

Not Voting: Austin, Graham, Powers, Rice, Shearer, Simmons, Thomas. Total 7.

Absent: 0.

Excused: Anglin, Culp, Gulager, Peck. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Reed, Rexroat, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, VanDall, Waldrep, Wheatley, Williamson. Total 30.

Nays: McCurley, Pullen. Total 2.

Not Voting: Austin, Graham, Powers, Rice, Shearer, Simmons, Thomas. Total 7.

Absent: 0.

Excused: Anglin, Culp, Gulager, Peck. Total 4.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 134 was referred for re-engrossment.

SENATE JOINT RESOLUTION NO. 35 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Ot-

jen, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 34.

Nays: 0.

Not Voting: Austin, Ferguson, Powers, Shearer, Terwilleger. Total 5.

Absent: 0.

Excused: Anglin, Culp, Gulager, Peck. Total 4.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 34.

Nays: 0.

Not Voting: Austin, Ferguson, Powers, Shearer, Terwilleger. Total 5.

Absent: 0.

Excused: Anglin, Culp, Gulager, Peck. Total 4.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Joint Resolution No. 35 and ordered the same transmitted to the Honorable House.

The following Messages from the Honorable House were received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith

ENGROSSED HOUSE BILL NO. 286, by Cochran, Dyer and Rogers, entitled:

An Act making an appropriation of $800.00 to be used by the Department of Agriculture of the State of Oklahoma in inspecting seed sweet and Irish potatoes, and declaring an emergency.

and to advise you and through you the Honorable Senate that same has been corrected.

Respectfully,

BERT McDONEL,
Chief Clerk.

HOUSE BILL NO. 286 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 33.

Nays: Pullen. Total 1.

Not Voting: Graham, Looney, Rice, Simmons, Storms. Total 5.

Absent: 0.

Excused: Anglin, Culp, Gulager, Peck. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Stew-

art, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 33.

Nays: Pullen. Total 1.

Not Voting: Graham, Looney, Rice, Simmons, Storms. Total 5.

Absent: 0.

Excused: Anglin, Culp, Gulager, Peck. Total 4.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 286 and ordered the same transmitted to the Honorable House.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith

ENGROSSED SENATE JOINT RESOLUTION NO. 3, by Fidler, Rice and Hill of the Senate, and Singletary, Davis, Graham, Billups, Laskey and Reeves of the House, entitled:

A Resolution authorizing the Board of Regents of the University of Oklahoma to expend certain moneys in

the hands of the State Treasurer to the credit of the University Hospital of Oklahoma for the purpose of erecting and equipping a medical school building or buildings on the site of the medical department of the University of Oklahoma for said hospital.

and to inform you, and through you the Honorable Senate, that same has been passed by the House of Representatives as amended and signed by the Acting Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed House Amendments to Senate Joint Resolution No. 3 were read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT NO. 1. That Engrossed Senate Joint Resolution No. 3, be amended by adding the following section to the Resolution:

"Section 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval."

ENGROSSED HOUSE AMENDMENT NO. 2. That the Title of Engrossed Senate Joint Resolution No. 3, be amended by adding the following words:

"And declaring an emergency."

Upon motion of Senator Fidler, the Senate concurred in House amendments to Senate Joint Resolution No. 3.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Boyer, Clark, Darnell, Fidler, George, Goodall, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 32.

Nays: Graham, Pullen. Total 2.

Not Voting: Austin, Ferguson, Powers, Shearer, Terwilleger. Total 5.

Absent: 0.

Excused: Anglin, Culp, Gulager, Peck. Total 4.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen,

Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 33.

Nays: Pullen. Total 1.

Not Voting: Austin, Ferguson, Powers, Shearer, Terwilleger. Total 5.

Absent: 0.

Excused: Anglin, Culp, Gulager, Peck. Total 4.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed Engrossed House Amendments to Senate Joint Resolution No. 3, and referred the resolution for enrollment.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 134 correctly engrossed.

BOYER, Chairman.

The President, in open session, signed Engrossed Senate Bill No. 134 and ordered the same transmitted to the Honorable House.

Senator Storms presiding.

SENATE BILL NO. 151 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Thomas, VanDall, Waldrep, Wheatley. Total 29.

Nays: Williamson. Total 1.

Not Voting: Andrews, Austin, Boyer, Ferguson, Loofbourrow, Powers, Pullen, Shearer, Terwilleger. Total 9.

Absent: 0.

Excused: Anglin, Culp, Gulager, Peck. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Thomas, VanDall, Waldrep, Wheatley. Total 31.

Nays: Williamson. Total 1.

Not Voting: Andrews, Austin, Ferguson, Loofbourrow, Pullen, Shearer, Terwilleger. Total 7.

Absent: 0.

Excused: Anglin, Culp, Gulager, Peck. Total 4.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of Senate Bill No. 151 and ordered the same transmitted to the Honorable House.

Senator Rexroat moved that, when the Senate adjourns today, it adjourn to meet under the rules, on Monday, March 7th, which motion prevailed.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Concurrent Resolution No. 20, Senate Bills Nos. 158, 159, and 201, correctly engrossed.

BOYER, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Concurrent Resolution No. 20, Engrossed Senate Bills Nos. 158, 159 and 201, and ordered the same transmitted to the Honorable House for consideration.

The following Messages from the Honorable House were received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to inform you and through you the members of the Honorable Senate that the House has concurred in Senate Amendments to

ENGROSSED HOUSE BILL NO. 154, by Briggs and Reece, entitled:

An Act amending Section 8050, of Article 2 Chapter 70, Compiled Oklahoma Statutes, 1921, relating to proceedings in the adoption of children.

and that the same has been passed by the House of Representatives and signed by the Acting Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith

ENGROSSED SENATE BILL NO. 68, by Boyer, Loofbourrow and Rice, entitled:

An Act making an emergency appropriation for the year ending June 30th, 1927, for the Commissioners of the Land Office for Abstracts, foreclosures and dispossessions, and declaring an emergency;

ENGROSSED SENATE BILL NO. 105, by Pullen and Rexroat of the Senate, and Lowrance of the House, entitled:

An Act making a supplemental appropriation for support and maintenance of the Oklahoma School for the Deaf at Sulphur, Oklahoma, for the year ending June 30, 1927, and declaring an emergency;

ENGROSSED SENATE BILL NO. 112, by Reed, entitled:

An Act providing for a first and second deputy in the office of County Treasurer of Beckham County, Oklahoma, and fixing their salaries, and declaring an emergency;

ENGROSSED SENATE BILL NO. 145, by Fidler, VanDall, Smith, Austin, Gray, Nesbitt, Terwilleger, Clark, Ferguson, Rexroat, Williamson and Johnson of Creek, entitled:

An Act making an appropriation for the expenses incurred in making the change of administration and in furnishing troops for escort and as extra police protection for the people of the State attending the inaugural ceremonies on January 10, 1927; providing the method of filing and auditing said claims, and declaring an emergency;

ENGROSSED SENATE BILL NO. 175, by Reed of the Senate and Carmichael of the House, entitled:

An Act to authorize the acquisition of the property of Southern Power and Light Company by the Southwestern Light and Power Company, and declaring an emergency;

ENGROSSED SENATE BILL NO. 211, by Loofbourrow of the Senate, and Sewell of the House, entitled:

An Act abolishing the office of county surveyor in Texas County, and declaring an emergency;

ENGROSSED SENATE BILL NO. 212, by Loofbourrow of the Senate, and Baggerly of the House, entitled:

An Act abolishing the office of County Surveyor in Beaver County, and declaring an emergency;

ENGROSSED SENATE BILL NO. 227, by Andrews, entitled:

An Act authorizing and directing the Board of County Commissioners of Pittsburg County, Oklahoma, to include in its annual estimate and the excise board of said county to make an extra annual levy in a sum equal to one-half of one mill for a jury and witness fund in district court, and declaring same not to be a current expense, repealing conflicting laws, and declaring an emergency;

and to inform you, and through you the Honorable Senate,

that same have been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bills Nos. 68, 105, 112, 145, 175, 211, 212 and 227 were referred for enrollment.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith

ENGROSSED SENATE BILL NO. 22, by Wheatley of the Senate, and O'Bryan of the House, entitled:

An Act to amend Section 1 of Chapter 112, of the Session Laws of Oklahoma, 1919, Section 9528, Compiled Oklahoma Statutes, 1921, relating to public libraries, repealing all conflicting laws, and declaring an emergency.

and to inform you, and through you the Honorable Senate, that same has been passed by the House of Representatives, *as amended,* and signed by the Acting Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed House amendments to Senate Bill No. 22 were read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT NO. 1. That Section 1, line 12, of Senate Bill No. 22, be amended by striking the words "said Board" and substituting therefor the following, "the Governing Body of said city."

ENGROSSED HOUSE AMENDMENT NO. 2. That Page 1, Section 1, line 5, of Senate Bill No. 22, be amended by striking the words and figures "Section 1" and substituting therefor the following, "9528."

ENGROSSED HOUSE AMENDMENT NO. 3. That Page 1, Section 1, of Senate Bill No. 22, be amended by striking Lines 1, 2, 3 and 4, of Section 1, and substituting therefor the following:

"Section 1. That Section 9528, Compiled Oklahoma Statutes, 1921, be, and the same is, hereby amended to read as follows:"

ENGROSSED HOUSE AMENDMENT NO. 4. That Page 3, Section 1, line 1, of Senate Bill No. 22 be amended by adding the following words:

"and provided further that the said fund shall not be transferred to any other fund or used for any other purpose."

ENGROSSED HOUSE AMENDMENT NO. 5. That Page 2, Section 1, line 5, of Senate Bill No. 22, be amended by inserting "one-half (½) mill" after the word "exceed" and by striking the words "two mills."

ENGROSSED HOUSE AMENDMENT NO. 6. That Page 3, Section 1, line 8, of Senate Bill No. 22, be amended by adding the following:

"Provided this bill shall not apply to any city except those which now have an established library."

Upon motion of Senator Wheatley, the Senate concurred in House Amendments to Senate Bill No. 22.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Boyer, Clark, Darnell, Fid'er, George, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Andrews, Austin, Ferguson, Pullen, Shearer, Waldrep. Total 6.

Absent: 0.

Excused: Anglin, Culp, Gulager, Peck. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Boyer, Clark, Darnell, Fidler, George, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Andrews, Austin, Ferguson, Pullen, Shearer, Waldrep. Total 6.

Absent: 0.

Excused: Anglin, Culp, Gulager, Peck. Total 4.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer signed Engrossed House Amendments to Senate Bill No. 22 and ordered the bill referred for enrollment.

The following Messages from the Governor were received and read:

March 4, 1926.

To the Honorable Senate of the Eleventh Legislature.

Building.

I am advised that House Concurrent Resolution No. 3 by Laskey and Windle, entitled

"A Resolution proposing an amendment of Section 3, Article 6, of the Constitution of the State of Oklahoma"

has passed the House and is now pending before you for consideration. This has for its purpose amending our Constitution to enable the women electors of the State who are otherwise qualified to be elected to and occupy the offices of Governor, Lieutenant Governor, Secretary of State, State Auditor, Attorney General, State Treasurer, Superintendent of Public Instruction or State Examiner and Inspector.

Relating to the same subject is Senate Joint Resolution No. 2, by Mrs. Looney, entitled

"A Resolution authorizing the submission of a proposed amendment to the Constitution to the people for their approval or rejection, said proposed amendment being an amendment to Section 3, Article 6, of the Constitution of the State of Oklahoma."

This is to request that you take early action upon one or said resolutions, to the end that we may keep faith with the people by carrying out one of our platform pledges.

In this connection, your attention is called to the following sections of our Constitution. The Constitution provides, first, in Section 2 of Article 5, for the reservation of the two powers of the initiative and the referendum, and specifies the manner of its exercise. Sections 34 and 35 of Article 5, deal with the subject of bills and resolutions and show their course in passing. Sections 1 and 2 of Article 24, deal with the subject of Constitutional amendments.

In full view of the proper consideration of these three elements of our Constitution touching on this one subject, it

might be well for you to carefully read and examine all three and co-ordinate the same with a view of having it put forward in the manner precribed by the Constitution. You will note that a concurrent resolution and a joint resolution take a different course of consideration. Keep this thought carefully in mind in your deliberations on this matter.

Respectfully submitted,

HENRY S. JOHNSTON, Governor.

March 4, 1927.

To the Honorable Senate and House of Representatives,
of the Eleventh Legislature,

Building.

I have the honor to herewith transmit for your consideration compact negotiated by and between the States of Oklahoma, Texas and Mexico, for the control of the Canadian River system. The original compact is on file in my office and in the office of the Secretary of State. It is contemplated that in this compact we shall hereafter be joined by the States of Colorado, Kansas and Arkansas.

For your information a printed copy of the contract is hereto attached. This contract has been executed pursuant to Article 1, Section 10, of the United States Constitution, wherein it is prescribed that contracts between different states must be ratified by Congress.

Under this agreement, control by impounding water is provided for on the upper waters of the Canadian River. Such plan of control must be approved by Engineers skilled in that line of business and chosen for such purpose.

While our Commissioners have drafted this agreement, I would advise you in the course of its ratification to embody reservations therein, namely: that at least one-half (½) of the cost shall be borne by the United States government and the further reservation that at no time shall the land owners or those adjacent thereto be required to pay more than one-eighth (1-8) part of the total expense of construction or maintenance. That will mean that the public shall pay the difference.

Conservation of moisture and of the excess rainfall and restraint and control of floods is primarily a public question and should be treated accordingly.

Our Commissioners represent that complete and comprehensive control under authority of this compact will protect and reclaim about two million acres of land in the State of Oklahoma, and about $400,000,000.00 of properties not lands; afford protection to public bridges, and municipal properties; greatly reduce the cost of bridges across the streams after the control is effected; aid the Federal Government in the maintenances of interstate commerce, transportation of mails and military, and regulate flow of the streams; will improve navigation of lower rivers and protect the government works and thus enlist federal aid.

The fact that many of our destructive floods arise in states west of us, sweep through Oklahoma, and create destruction below and eastward, seems to justify interstate cooperation in the control. If the reservoir plan of control should be adopted by the other states and approved by the Federal Government, the map prepared by the Oklahoma Commission as a part of their report, on file in the office of the Secretary of State, will indicate for your study suggested possibilities of impoundment in this state.

Such suggested reservoirs are not to be taken as binding upon the state or the engineers in future in charge, but are mere possibilities pointed out.

In the act or resolution embodying your ratification, please provide that in no event shall the land owners be liable, except until a majority of the land owners and a majority of the real estate involved therein shall have given assent thereto.

For further information desired, you are referred to the Commission of Drainage, Irrigation and Reclamation of the State of Oklahoma as a source of information in your deliberations.

Respectfully submitted,

HENRY S. JOHNSTON, Governor.

The above executive communication and copy of compact were referred to the Committee on Irrigation, Drainage and Geological Survey.

Senator Rexroat served notice on the Senate that he would, on the next legislative day, move to reconsider the vote by which the Senate concurred in House Amendments to Senate Bill No. 22, and the bill passed, as amended.

Senator Waldrep moved that the Honorable House be requested to return the Senate Message, which advised that the Senate had concurred in House Amendments to Senate Bill No. 22 which motion prevailed.

The following Messages from the Honorable House were received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith

ENROLLED SENATE BILL NO. 62, by Terwilleger of the Senate, and Kight of the House, entitled:

An Act amending Section 4196, Compiled Oklahoma Statutes, 1921, relating to trust companies, and declaring an emergency;

ENROLLED SENATE BILL NO. 139, by Hill, entitled:

An Act regulating and fixing the salaries of the county judge, county attorney, county treasurer and sheriff of Alfalfa County, Oklahoma, and repealing all conflicting laws;

ENROLLED SENATE CONCURRENT RESOLUTION NO. 7, by Harper, entitled:

A Resolution memorializing Congress to not enact any legislation granting consent to the City of Fort Smith, Sebastain County, Arkansas, and the Fort Smith Waterworks District of said city to construct, maintain and operate a dam across the Poteau River.

and to inform you, and through you the members of the Honorable Senate that same have been read for the fourth time, and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Bills Nos. 62 and 139 were referred to the Governor for consideration.

Enrolled Senate Concurrent Resolution No. 7 was referred to the Secretary of State.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 219, by Watson of Kiowa, entitled:

An Act to provide for the preservation of evidence of identity of deceased unknown persons.

and to inform you, and through you the members of the Honorable Senate that same has been passed by the House of Representatives and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 149, by Kight, entitled:

An Act creating the position of stenographer in the office of the referee for the Supreme Court, fixing the sal-

ary therefor, providing for payment of such salary. and declaring an emergency;

ENROLLED HOUSE BILL NO. 195, by Brown and Davis of Carter, entitled:

An Act fixing the salary of the county attorney, assistant county attorney and county attorney's stenographer of Carter County, Oklahoma, and repealing Section 2 of Chapter 120 of the Session Laws of Oklahoma, 1921, and Section 3 of Chapter 109, Session Laws of Oklahoma, 1919, and declaring an emergency;

ENROLLED HOUSE BILL NO. 223, by Sullivan, Johnson of Comanche, Hybarger, Manning, Nance, Daniel, and Jolly, entitled:

An Act amending Section 3057, Compiled Oklahoma Statutes, 1921, as amended by Chapter 90, of Session Laws of 1925, relating to District Court Judicial District;

ENROLLED HOUSE BILL NO. 224, by Sullivan, Johnson of Comanche, Hybarger, Manning, Nance, Daniel and Jolly, entitled:

An Act designating nominating districts for District Court Judicial District No. 15 of the State of Oklahoma, and declaring an emergency;

ENROLLED HOUSE BILL NO. 244, by Easter of the House, and VanDall of the Senate, entitled:

An Act regulating the salaries of the county judge county attorney, court clerk, county superintendent, coun-

ty clerk, county treasurer, county assessor and county sheriff; also for the appointment and compensation of deputies, additional deputies, assistants, stenographers, under-sheriff and jailors, in the various county offices of county attorney, court clerk, county clerk, county treasurer and county superintendent and county sheriff of Washington County, Oklahoma; providing the manner, method and procedure of such appointments; fixing the number thereof and the maximum limit of such compensation, repealing all Acts and parts of Acts in conflict herewith and declaring an emergency;

ENROLLED HOUSE BILL NO. 304, by Sewell, entitled:

An Act amending Section 6455, of Article 1, Chapter 43, Compiled Oklahoma Statutes, 1921, relating to salaries of county officers in wealthy counties of small population; repealing all Acts or parts of Acts in conflict therewith, and declaring an emergency.

and to inform you, and through you the members of the Honorable Senate, that same has been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bills Nos. 149, 195, 223, 224, 244 and 304 were, each, read for the fourth time, signed by the Presiding Officer, in open session, and ordered returned to the Honorable House.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 7, by Ware, Jolly and Kight, entitled:

Memorializing the Congress of the United States to pass an act authorizing the Secretary of the Interior to lease that portion of the bed of Red River which now belongs to the Kiowa, Comanche and Apache Indians of Oklahoma, for oil and gas;

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 9, by Kight, entitled:

A Resolution asking Congress of the United States to act favorably on a bill now pending, making an appropriation for an Indian Hospital in Claremore Oklahoma;

ENROLLED HOUSE JOINT RESOLUTION NO. 14, by Hill, Roe and Watson of Pittsburg of the House, and Andrews of the Senate, entitled:

A Resolution authorizing an extension of time of payment of the first half of the 1926 ad valorem taxes until September 1st, 1927, and providing that the last half of the 1926 ad valorem taxes shall not become delinquent until the 15th day of October, 1927, in all counties having a population of not less than 52,550 and not more than 52, 570, according to the last Federel Decennial Census, and relieving the tax payer of

all penalty of such taxes, and declaring an emergency.

and to inform you, and through you the members of the Honorable Senate, that same has been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled House Concurrent Resolutions Nos. 7 and 9 were signed by the Presiding Officer, in open session, and ordered returned to the Honorable House.

House Joint Resolution No. 14 was read for the fourth time, the enrolled copy signed by the Presiding Officer, in open session, and ordered returned to the Honorable House.

Senator Fidler moved that the Secretary of the Senate be instructed to send telegrams to Honorable Elmer Thomas, Honorable Jed Johnson and Honorable Wilburn Cartwright, congratulating them upon ascendency to their respective offices in Washington, D. C., which motion prevailed.

The Presiding Officer announced matters on the President's desk for the consideration of the Senate, in executive session.

Upon motion of Senator Rexroat, the Senate closed its doors and went into executive session.

The Senate reassembled in open session, with Senator Storms presiding.

HOUSE BILLS ON FIRST READING

The following bill was received from the Honorable House and read for the first time:

ENGROSSED HOUSE BILL NO. 219, by Watson of Kiowa, entitled.—An Act to provide for the preservation of evidence of identity of deceased unknown persons.

Upon motion of Senator Waldrep, the Senate adjourned to meet under the rules, on Monday, March 7th.

FIFTY-SECOND LEGISLATIVE DAY

Saturday, March 5, 1927.

NO SESSION

FIFTY-THIRD LEGISLATIVE DAY

Monday, March 7th, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by the President Pro Tempore.

Upon roll call, the following Senators were present:

Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Absent: Darnell, Hill, Otjen. Total 3.

Excused: Anglin, Culp, Goodall. Total 3.

Resigned: Total 1.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

Upon motion of Senator Rexroat, the Secretary of the Senate was instructed to send a floral tribute for the funeral

of Senator Tom Anglin's mother, at Holdenville, to be held tomorrow.

Upon motion of Senator Rexroat, a Committee, composed of Senators Austin, Shearer and Pullen, was appointed to draft a resolution, conveying respect and sympathy to Senator Anglin, said resolution to be transmitted by wire.

The President presiding.

Senator Williamson moved that the President appoint a committee of 5, one of whom should be Mrs. Looney, as personal representatives of the Senate, at the funeral of the mother of Senator Tom Anglin.

The motion prevailed and the President appointed Senators Williamson, Looney, Peck, Kimerer and Andrews.

The President Pro Tempore presiding.

COMMITTEE REPORTS

The following Committee reports were submitted, the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Roads and Highways to whom was referred SENATE JOINT RESOLUTION NO. 9, by Darnell, Reed, Johnson (Caddo), Rice, Thomas and Shepherd, entitled:

> A Joint Resolution authorizing the State Highway Commission to enter into a contract of purchase and to purchase and buy all toll bridges more than 400 feet in length in the State of Oklahoma on the state high-

ways of this state out of the State Highway Construction and Maintenance Fund, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STEWART, Chairman.

Mr. President: We, your Committee on Education to whom was referred SENATE BILL NO. 155, by Rice, entitled:

An Act to prevent the indiscriminate expending of funds derived from bond issue for construction and furnishing of school buildings in the State of Oklahoma, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

STORMS Chairman.

Mr. President: We, your Committee on Oil and Gas to whom was referred SENATE BILL NO. 284, by Rexroat, entitled:

An Act amending Section 7889, and repealing Sections 7890, 7891, 7893, 7898, 7899 Compiled Oklahoma Statutes 1921, repealing all conflicting laws and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

VAN DALL, Chairman.

The following Special Report was submitted and adopted:

Mr. President:

We, the members of your Special Committee appointed to investigate conditions at the Oklahoma State Penitentiary, beg leave to report that we have visited said institution, and submit herewith the following report:

The average population of this Institution for 1924 was 1,571, for 1925, 1,714, and for the fiscal year ending June 30, 1926, it was 1,967. The Institution is now maintaining a daily average in excess of 2,100 inmates.

These facts, showing as they do the rapid and consistent growth of the Institution, are cited at the outset for the reason that this situation must be considered in dealing with any important prison problem whether it be for humanitarian or economic import.

To keep this increasing number of inmates employed has been the basic problem of the present prison administration. It would appear that two points have been considered uppermost by the warden in this connection:

1. The well-being of the individual convict.

2. The interests of the Institution and of the State.

In discussing the first point, we find that many prisoners are committed to this institution without previous experience or training in any gainful occupation other than in the pursuit of crime and that it is essential that the minds and bodies of such persons be equipped in some measure at least to qualify them for a return to society on the outside with an opportunity at least of conducting themselves in some useful capacity.

Outside of this class, which seems to include a large percentage of the persons convicted of crime, it seems admitted that it is necessary that some means be found of affording employment to all able bodied convicts, that they be not maintained in idleness for their own good, and that their employment be as healthful and agreeable as conditions will permit.

Your committee was deeply interested in the progress made along humanitarian line. Under the present warden, a canteen has been established for the benefit of the inmates where tobacco, soft drinks and simple delicacies can be purchased. Lacking state funds for recreational purposes, this canteen is conducted upon a cooperative basis and the proceeds derived therefrom are used in maintaining a prison band, moving pictures, baseball teams, tennis and volley ball courts.

The food and clothing furnished the inmates seem to be of the best and the population is as contented and happy as could be expected in an institution of this character. All clothing, except socks, used by the prisoners is manufactured in the prison at a minimum of cost. Much of the food used is obtained from the prison farm which seems to have reached a maximum of production.

The health of the institution is good, but sixteen deaths occurring during the past year from disease. With one or two exceptions these can be traced to ailments contracted prior to commitment to the institution. A crying need is seen for better facilities for the care of tubercular patients, a need which has been stressed for years by those in charge of the prison. This is a matter which invites immediate attention.

In this connection, the construction of the additional cell houses authorized by the action of the House is certain to relieve the institution of one of its gravest problems, and in

fact will go far towards correcting any deficiencies now apparent which may be checked to the congested conditions now existent.

The new woman prison, located at some distance from the walls of the prison proper, is regarded as a model of its kind and stands as a lasting monument to the prison management and to the vision of the Tenth Legislature which made possible this long needed improvement.

It will not be attempted in this report to discuss in any detail the industries now in operation. Listing them in the order of their importance, we found, functioning at full capacity and splendid efficiency, an auto tag factory, a pants and overall factory, a shirt factory, and a binder twine factory, to say nothing of any number of smaller shops and factories working upon a minor scale, producing articles either for this or other State Institutions.

In closing, your Committee wishes to compliment the splendid degree of efficiency and understanding manifest upon the part of the warden, W. S. Key, and the employed personnel, and to voice our heartfelt regret at the recent report that Mr. Key has decided to quit his present post in order to enter another field of service. In our humble judgment he is leaving the entire State indebted to him for his contribution to the public service and we desire to express the profound hope that a capable successor will be found who can continue to carry on the splendid program initiated under the administration of the retiring warden.

E. V. GEORGE, Chairman.
RICHARD WHEATLEY.
DAVE BOYER.
JOHN A. GOODALL.
D. H. POWERS

Communications from United States Senator Elmer Thomas and Congressman Jed J. Johnson were read, conveying thanks for letters of congratulations from the Senate.

A letter of thanks, for flowers, from ex-Senator John Golobie was received and read.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 301, by Gray, Rice and Nesbitt.—An Act providing for the appointment of county agents and county home demonstration agents by the extension department of the A. & M. College of Oklahoma, fixing the salaries thereof and making an appropriation therefor, requiring counties to pay the expenses thereof; repealing all acts and parts of acts in conflict therewith, and declaring an emergency.

SENATE BILL NO. 302, by Reed.—An Act authorizing the county assessor of Roger Mills County, Oklahoma to appoint a deputy county assessor at a salary of $75.00 per month and declaring an emergency.

SENATE BILL NO. 303, by Boyer.—An Act repealing Sections 9798 and 9799 relating to the employment of county tax ferrets, and declaring an emergency.

SENATE BILL NO. 304, by Rice.—An Act amending Section 1 of Chapter 128 of the Session Laws of Oklahoma 1923-24 providing that taxes levied upon railroad companies and other corporations and their franchises, and property on

military reservations shall be paid to the rural district or districts which have previously been receiving such money, etc.

SENATE BILL NO. 305, by Graham, VanDall, Storms, Pullen, McCurley, and Gulager of the Senate and Nance, Adair, Leecraft, Hill, Faulk and Kight of the House—An Act amending Section 8592 C. O. S. 1921, relating to deficiencies in appropriations and making it unlawful for any officer, agent or employee of any institution supported in whole or in part by the state to create or permit to be created any deficiency in any appropriations made for such institution except when a calamity at such institution occurs, etc.

SENATE JOINT RESOLUTION NO. 41, by Johnson of Creek.—Appropriating the sum of $910.00 to pay the premium on insurance policies covering boilers and inspection fees thereof in the A. & M. College, Stillwater, Cameron State School of Agriculture, Lawton Connor State School of Agriculture, Warner, Murray State School of Agriculture, Tishomingo and the Panhandle State School of Agriculture, Goodwell, Oklahoma and declaring an emergency.

SENATE JOINT RESOLUTION NO. 42, by Harper of the Senate and Briggs of the House.—Authorizing and directing the Board of Regents and Faculty of the State University of the State of Oklahoma to preserve the standing of graduates of the Oklahoma School of Mines and Metallurgy.

SENATE JOINT RESOLUTION NO. 43, by Williamson of the Senate and Thompson of Garvin and Paul of the House.—Appropriating and authorizing the payment of the sum of $1,951.35 to Allie E. Nicholson, nee Van Hoozer as executrix of the estate of W. C. VanHoozer, and declaring an emergency.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 295, by Goodall.—To Committee on Appropriations.

SENATE BILL NO. 296, by Marshall.—To Committee on Livestock and Tenant Farming.

SENATE BILL NO. 297, by VanDall.—To Committee on Commerce and Labor.

SENATE BILL NO. 298, by VanDall.—To Committee on Commerce and Labor.

SENATE BILL NO. 299, by VanDall.—To Committee on Commerce and Labor.

SENATE BILL NO. 300, by Rice and Fidler.—To Committee on Judiciary No. 1.

SENATE JOINT RESOLUTION NO. 39, by Fidler of the Senate and Graham of the House.—To Committee on Appropriations.

SENATE JOINT RESOLUTION NO. 40, by Goodall and Clark.—To Committee on Appropriations.

HOUSE BILL NO. 219, by Watson of Kiowa.—To Committee on Judiciary No. 2.

Senator Wheatley moved that the Senate instruct the Printing Committee to have 1000 copies printed, of a pamphlet

containing the Governor's inaugural address, together with all subsequent executive messages, to joint sessions.

Senator Andrews, as a substitute, moved that the printing of the messages be ordered, at the conclusion of the 11th legislature, in order to embody any future messages of the Chief Executive.

Senator Storms, as a substitute for all pending motions, moved that a Committee of 3 be appointed, to investigate the number of copies needed, the cost of printing same and the particular messages desired.

The motion prevailed and the President Pro Tempore appointed Senators Storms, Peck and Marshall.

Senator Austin asked unanimous consent, which was granted, to submit the following resolution:

SENATE RESOLUTION NO. 14—By Austin, Pullen, and Shearer.

A RESOLUTION OF RESPECT to Senator Anglin on account of the death of his Mother.

WHEREAS, information has come to the Senate, that the Mother of our esteemed co-worker, Senator Tom Anglin, is dead, and

WHEREAS, this body holds in profound respect Senator Anglin, and enters into the deepest sympathy with him in his great loss in the death of his first and most enduring friend,

NOW THEREFORE BE IT RESOLVED, by the Senate of the State of Oklahoma, that a message of sympathy be,

and the same is, hereby tendered our colleague in this sorrow, and that we commend him to the mercies of an all sympathetic Creator and bid him be of good cheer, knowing that a similar misfortune has or will in the course of time attend each of us.

That as a further token of our love and respect, we transmit to Senator Anglin a fitting wreath of flowers.

BE IT FURTHER RESOLVED, that a copy of this resolution be handed Senator Anglin, and a copy spread of record on the journal of the Senate.

Upon motion of Senator Austin, Senate Resolution No. 14 was adopted and referred for engrossment.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 287 correctly engrossed; Senate Joint Resolution No. 3, Senate Bills Nos. 68, 105 112, 145, 175, 211, 212 and 227 correctly enrolled.

BOYER, Chairman.

Senator Fidler presiding.

Senate Joint Resolution No. 3 was read for the fourth time, the enrolled copy signed by the Presiding Officer and ordered transmitted to the Honorable House for the signature of the Speaker.

The President Pro Tempore presiding.

Senate Bill No. 68 was read for the fourth time, the enrolled copy signed by the President Pro Tempore and or-

dered transmitted to the Honorable House for the signature of the Speaker.

Senator Pullen presiding.

Senate Bill No. 105 was read for the fourth time, the enrolled copy signed by the Presiding Officer and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Reed presiding.

Senate Bill No. 112 was read for the fourth time, the enrolled copy signed by the Presiding Officer and ordered transmitted to the Honorable House for the signature of the Speaker.

The President Pro Tempore presiding.

Senate Bills Nos. 145, 175 and 211 were, each, read for the fourth time, the enrolled copies signed by the President Pro Tempore and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Loofbourrow presiding.

Senate Bill No. 212 was read for the fourth time, the enrolled copy signed by the Presiding Officer and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Andrews presiding.

Senate Bill No. 227 was read for the fourth time, the enrolled copy signed by the Presiding Officer and ordered

transmitted to the Honorable House for the signature of the Speaker.

The President Pro Tempore presiding.

THIRD READING

SENATE BILL NO. 287 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Ferguson, Fidler, George, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Pullen, Reed, Rexroat, Rice, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 32.

Nays: 0.

Not Voting: Clark, Graham, Powers, Shearer, Simmons. Total 5.

Absent: Darnell, Hill, Otjen. Total 3.

Excused: Anglin, Culp, Goodall. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Ferguson, Fidler, George, Gray, Gulager, Harper, Johnson (Creek), Kimerer Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Pullen Reed, Rexroat, Rice, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 32.

Nays: 0.

Not Voting: Clark, Graham, Powers, Shearer, Simmons. Total 5.

Absent: Darnell, Hill, Otjen. Total 3.

Excused: Anglin, Culp, Goodall. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 287 and ordered the same transmitted to the Honorable House.

Further consideration of bills on third reading was deferred.

SPECIAL ORDER

SENATE JOINT RESOLUTION NO. 24, by Waldrep, having been set down for special order, was considered.

Section 1 was read.

Senator Gulager moved to strike Senate Joint Resolution No. 24 from the calendar, for the reason that Section 4, of the joint rules, prohibits the introduction of a revenue raising bill in the Senate.

Senator Waldrep moved that the Gulager motion be tabled, which motion prevailed, upon a roll call as follows:

Ayes: Austin, Boyer, Clark, Fidler, George, Gray, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 28.

Nays: Andrews, Ferguson, Graham, Gulager, McCurley, Pullen, Simmons, Smith, VanDall. Total 9.

Not Voting: 0.

Absent: Darnell, Hill, Otjen. Total 3.

Excused: Anglin, Culp, Goodall. Total 3.

Resigned: Total 1.

Senator Stewart presiding.

Senator Reed submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Joint Resolution No. 24, line 3, page 9, by striking lines 3 to 8, inclusive.

REED.

Senator Wheatley presiding.

Senator Austin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 24, line 9, page 9, by striking after the word, "provide," the remainder of line 9, all of line 10 and that portion of line 11 to and including the word, "Highways."

AUSTIN.

Senator Austin submitted the following amendment, which was adopted.

Mr. President. I move to amend Senate Joint Resolution No. 24, line 8, page 10, by inserting after the word, "Treasurer," and before the word, "The" the following, "provided that in any county where such bond issue has been made and the amount so assumed or repaid by the State shall be less than five hundred thousand dollars, then in such event there shall be apportioned to every such county a sum in addition to the sum assumed or repaid sufficient to give to every such county the minimum apportionment of five hundred thousand dollars."

AUSTIN

Senator Ferguson submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 24, line 3, page 10, by inserting after the word, "the," and before the word, "Highway," the words, "Highway Department or"

FERGUSON.

Senator Fidler submitted the following amendment:

Mr. President: I move to amend Senate Joint Resolution No. 24, line 6, page 4, by adding the following, "Said bonds shall be retired in 15 annual installments of four million dollars, each, and all monies used in such payments shall be derived from gasoline, auto license and tag taxes."

FIDLER.

Senator Waldrep moved to table the Fidler amendment, the result of which, upon a standing vote being taken, was 13 FOR and 13 AGAINST.

By unanimous consent, further consideration of Senate Joint Resolution No. 24 was deferred until Wednesday, March 9th.

The President presiding.

Senator Gulager moved that, when the Senate adjourns today, it adjourn to meet at 10:00 a. m., Tuesday, March 8th, which motion prevailed.

The President introduced Charles H. Grakelow, Grand Exalted Ruler of the B. P. O. E., who addressed the Senate briefly.

The following Message from the Honorable House was received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 253, by Reece and McLaury of the House and Johnson of Creek of the Senate, entitled:

An Act authorizing the county commissioners of Payne County, Oklahoma, to make a special levy for the purpose of erecting buildings for the Free Fair Association upon real estate owned by the said county or a municipal corporation therein, under contract or lease, for use as exhibit grounds for the Free County Fair, and declaring an emergency;

ENROLLED HOUSE BILL NO. 113, by Graham and Fry, entitled:

An Act making appropriation to pay the cities and towns named the total of the amount of money collected by the State Insurance Commissioner from the insurance companies and which has been turned into the State Treasury as provided in Article 5, Chapter 29, Compiled Oklahoma Statutes, 1921, and declaring an emergency;

ENROLLED HOUSE BILL NO. 314, by O'Bryan, Berry, Moon of the House, and Gulager and Stigler of the Senate, entitled:

An Act authorizing the Board of Trustees of the Town of Haskell, Muskogee County, Oklahoma, to reduce and remit the penalty and interest on delinquent special assessments on property in said town in paving district No. 1, and authorizing the county treasurer of Muskogee County, Oklahoma, to collect said delinquent special assessment without collecting such penalties and interest; repealing all acts and parts

of acts in conflict herewith, and declaring an emergency;

ENROLLED HOUSE BILL NO. 216, by Brown, entitled:

An Act making an appropriation for the purchase of an automobile to be used for the benefit and transportation of ex-Confederate Soldiers residing at the Oklahoma Confederate Home at Ardmore, Oklahoma, and declaring an emergency;

ENROLLED HOUSE BILL NO. 321, by Cochran, entitled:

An Act amending Section 1, Chapter 88, Oklahoma Session Laws 1923-24, and fixing the number and the salaries of deputies in the office of the County Treasurer in counties having a population of not less than 37,900 and not to exceed 37,910, according to the Federal Census of 1920 or any succeeding Federal Census, and declaring an emergency.

and to inform you, and through you the members of the Honorable Senate, that same have been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bills Nos. 113, 216, 253, 314 and 321 were, each, read for the fourth time, the enrolled copies signed by the

President, in open session, and ordered returned to the Honorable House.

The following Messages from the Governor were received and read:

To the Honorable Senate of the
Eleventh Legislature,

BUILDING.

Taking up with you the consideration of HOUSE CONCURRENT RESOLUTION NO. 3, by Representative Laskey, wish to advise that I have reviewed our Constitutional provisions as to amendment and find that Article 24 not only provides for amendments, but embodies within itself a complete direction for the process of amending the Constitution when the same is submitted by the Legislature. In my judgment the Initiative and Referendum provisions for amending the Constitution are involved in said proceeding. Upon the other hand the proceeding set out in Article 24 is full, definite and specific and that the provisions of Sections 2 and 3 and of Sections 34 and 35 of Article 5 namely, the legislative article, have no application to the matter of the submission of a Constitutional amendment by the Legislature.

It is my opinion therefore that the passage of a resolution by reading and a certification that it was read, signed and adopted on yes and nay vote will be sufficient.

The provisions of the Constitution upon which I rely are as follows:

"Section 1, Article 24. Any amendment or amendments to this Constitution *may be proposed in either branch of the Legislature, and if the same shall be agreed to by a majority,*

of all the members elected to each of the two houses, such proposed amendment or amendments *shall, with the yeas and nays thereon, be entered in their journals and referred by the Secretary of the State* to the people * * *."

Respectfully submitted.

HENRY S. JOHNSTON,

Governor.

To the Honorable Senate and the
House of Representatives,
of the State of Oklahoma,

BUILDING.

On January 11, 1927, about thirty-five of the surviving members of the Constitutional Convention of Oklahoma, met in the Capitol Building, and, among other things, passed a resolution memoralizing the Legislature and the Governor to create a Commission to be composed of seven members of the Oklahoma Constitutional Convention, to be appointed by the Governor, whose duty it shall be to cause to be prepared and published a revision of the record and proceedings of said Convention, and to make the necessary appropriation therefor.

Most of the states have had the record and proceedings of their Constitutional Conventions published.

The discussions of the various provisions of our Constitution if published, would, I feel sure, prove to be of great value in determining the intent of the members of said Convention and would furnish the public a true history of said record and proceedings.

While there are surviving members of the Constitutional Convention, the time is opportune for such history to be prepared and published. I, therefore, urge that you give this matter your early consideration.

Respectfully submitted.

HENRY S. JOHNSTON,

Governor.

Senator Johnson (Creek), presented to the President a gavel, made by John Cermak, a student of Oklahoma A. & M.

Upon motion of Senator Rexroat, the Senate adjourned to meet at 10:00 o'clock, a. m., Tuesday, March 8th.

FIFTY-FOURTH LEGISLATIVE DAY

Tuesday, March 8, 1927.

The Senate, pursuant to adjournment, met at 10 o'clock, a. m., and was called to order by the Vice President Pro Tempore.

Upon roll call, the following Senators were present:

Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Graham Gray, Gulager, Harper, Johnson (Creek), Loofbourrow, Marshall, McCurley, Nesbitt, Powers Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 30.

Absent: Hill, Otjen, Simmons Smith. Total 4.

Excused: Andrews, Anglin, Culp, George, Goodall, Kimerer, Looney, Peck, Williamson. Total 9.

Resigned: Total 1.

The Vice President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

COMMITTEE REPORTS

Senator Storms submitted, orally, the following Special Commitee Report:

Mr. President: We, your Special Committee, appointed to investigate the matter of printing the Governor's inaugural address together with subsequent addresses to joint assemblies, beg leave to report that said pamphlet will contain approximately 105 pages, at a cost of $325.00 for 1000 copies.

STORMS, Chairman.

Senator Wheatley moved that 1000 copies of the pamphlet, containing the several messages referred to above, be ordered printed, which motion prevailed upon a roll call, as follows:

Ayes: Austin, Boyer, Darnell, Gray, Harper, Johnson (Creek), Loofbourrow, McCurley, Nesbitt, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Thomas, Wheatley. Total 18.

Nays: Clark, Ferguson, Graham, Gulager, Marshall, Powers, Pullen Storms. Total 8.

Not Voting: Fidler, Terwilleger, VanDall. Total 3.

Absent: Hill, Otjen, Simmons, Smith, Waldrep. Total 5.

Excused: Andrews, Anglin, Culp, George, Goodall, Kimerer, Looney, Peck Williamson. Total 9.

Resigned: Total 1.

The following Committee reports were submitted, the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 78, by Graham, et al, entitled:

> An Act to amend Section 9751 and 9753 of the Compiled Statutes of Oklahoma, 1921, and further requiring the tender and deposit in cash of all taxes, penalties, interest and costs, at or before the filing of an action to set aside any tax deed or re-sale tax deed, with the court clerk of the court in which said action is filed; and limiting the time to commence action thereon and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Acting Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 235, by Fidler and Boyer of the Senate and Reeves and Jolly of the House, entitled:

> An Act to amend Section 3, of Chapter 12, Senate Bill No. 67 Oklahoma Session Laws, 1925, repealing all acts in conflict herewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

AUSTIN, Chairman.

Mr. President: We, your Committee on Municipal Corporations to whom was referred SENATE BILL NO. 268, by Gulager, entitled:

> An Act amending Section 8580, Compiled Oklahoma Statutes, 1921, relating to the investment of sinking funds; repealing all acts and parts of acts in conflict herewith and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

FERGUSON, Chairman.

Mr. President: We, your Committee on Municipal Corporations to whom was referred SENATE BILL NO. 271, by Fidler, Rexroat, Gulager, Shearer, Otjen, entitled:

> An Act providing that cities of the first class may levy an additional tax for the repair and improvement of streets and alleys, which tax shall be in addition to and in excess of the six mill municipal levy now authorized by Section 9692, Compiled Oklahoma Statutes 1921, and repealing all acts and parts of acts in conflict therewith, and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

FERGUSON, Chairman.

Mr. President: We, your Committee on Municipal Corporations to whom was referred SENATE BILL NO. 279, by Rice, entitled:

An Act authorizing cities and towns to establish a special improvement guarantee payment when due of improvement bonds; to provide for the use of such fund and investment thereof; to provide for the source of such fund and the liquidation thereof; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

FERGUSON, Chairman.

Upon motion of Senator Ferguson, the adverse report was adopted.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 289, by Judiciary No. 2, entitled:

An Act repealing Sections 2898 to 2908, inclusive, Compiled Oklahoma Statutes, 1921 and relating to the extradition of persons charged with crime and to make uniform the law with reference thereto,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

AUSTIN, Chairman.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 306, by Committee on Judiciary No. 1.—An Act concerning the taking of depositions in this State to be used in any foreign jurisdiction and to make uniform the law with reference thereto, repealing all acts in conflict therewith, and declaring an emergency.

SENATE BILL NO. 307, by Committee on Judiciary No. 1.—An Act concerning the proof of statutes of other jurisdictions and to make uniform the law with reference thereto, repealing all acts in conflict therewith, and declaring an emergency.

SENATE BILL NO. 308, by Storms.—An Act authorizing the Boards of City Commissioners of the cities of the State of Oklahoma to remit and refund certain penalties on certain paving taxes and assessments and authorizing the county treasurers of the State of Oklahoma to collect said taxes and assessments without collecting such penalties, repealing all conflicting laws and declaring an emergency.

SENATE BILL NO. 309, by Committee on Education.—An Act providing that any surplus existing in the general revenue fund of the State of Oklahoma at the close of each fiscal year shall be converted into the permanent school fund of the State of Oklahoma.

SENATE BILL NO. 310, by Rexroat and Reed.—An Act providing for the inspection of farm products and the issuing of certain certificates showing their quality and condition making certificates prima facie evidence in all courts of the State of Oklahoma and prescribing qualifications of field agents in the State Market Commission, and declaring an emergency.

SENATE BILL NO. 311, by Darnell and Harper.—An Act repealing, amending and re-enacting Sections 8969 and 8970 C. O. S. 1921, relating to patients in the Tubercular Sanitoria, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 44, by Rexroat.—Authorizing the payment to employees of the State of Oklahoma who use their cars for state purposes the sum of 7c per mile when used away from the capitol, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 45, by Austin, Stigler, Darnell and Otjen.—A Resolution authorizing the submission of a proposed amendment to the Constitution of Oklahoma to the people for approval or rejection; such proposed amendment being for the authorization of a Board of Pardons.

SENATE JOINT RESOLUTION NO. 46, by Johnson (Creek), and Fidler.—Making an appropriation to reimburse S. P. Freeling for moneys expended on behalf of the State of Oklahoma, as expenses in the boundary controversy with Texas, in the Supreme Court of the United States.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 301, by Gray, Rice and Nesbitt.—To Committee on Appropriations.

SENATE BILL NO. 302, by Reed.

Upon motion of Senator Austin, the rules of the Senate were suspended and Senate Bill No. 302 was ordered printed

and placed upon the calendar, without reference to a Committee.

SENATE BILL NO. 303, by Boyer.—To Committee on State and County Affairs.

SENATE BILL NO. 304, by Rice.—To Committee on Public Service Corporations.

SENATE BILL NO. 305, by Graham, VanDall, Storms, Pullen, McCurley and Gulager of the Senate and Nance, Adair, Leecraft, Hill, Faulk, and Kight of the House.—To Committee on Judiciary No. 2.

SENATE JOINT RESOLUTION NO. 41, by Johnson of Creek.—To Committee on Appropriaions.

SENATE JOINT RESOLUTION NO. 42, by Harper of the Senate and Briggs of the House.

Upon motion of Senator Harper, the rules of the Senate were suspended and Senate Joint Resolution No. 42 was ordered printed and placed upon the calendar, without reference to a Committee.

SENATE JOINT RESOLUTION NO. 43, by Williamson of the Senate and Thompson of Garvin and Paul of the House.—To Committee on Appropriations.

Upon motion of Senator Rice, SENATE BILL NO. 304 was withdrawn from the Committee on Public Service Corporations, ordered printed and placed upon the calendar.

HOUSE BILLS ON GENERAL ORDER

HOUSE BILL NO. 49, by Moon, was considered.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Harper.

Upon motion of Senator Wheatley, House Bill No. 49 was advanced to engrossment and third reading.

By unanimous consent, consideration of HOUSE BILLS NOS. 341, by Battenfield, and 329, by Pomeroy and Taylor, of the House, and Peck, of the Senate, was deferred for this legislative day.

Senator Pullen asked unanimous consent, which was granted, to advance to engrossment and third reading, SENATE BILL NO. 286, by Soldiers' Relief Committee.

HOUSE BILL NO. 303, by Kight, was considered.

Section 1 was read and adopted, upon motion of Senator Harper.

Upon motion of Senator Gulager, House Bill No. 303 was advanced to engrossment and third reading.

HOUSE BILL NO. 300, by Cardwell, was considered.

Section 1 was read and adopted, upon motion of Senator Nesbitt.

Upon motion of Senator Nesbitt, House Bill No. 300 was advanced to engrossment and third reading.

Senator Stewart asked unanimous consent, which was granted, to advance to engrossment and third reading, SENATE JOINT RESOLUTION NO. 38, by Stewart, of the Senate, and Cochran and Dyer, of the House.

Upon motion of Senator Gulager, HOUSE JOINT RESOLUTION NO. 9, by Reece and McLaury, of the House, and Johnson (Creek), of the Senate, was advanced to engrossment and third reading.

HOUSE JOINT RESOLUTION NO. 16, by Faulk, of the House, and McCurley, of the Senate, was considered.

Sections 1 and 2 were read and adopted, upon motion of Senator McCurley.

Upon motion of Senator McCurley, House Joint Resolution No. 16 was advanced to engrossment and third reading.

HOUSE BILL NO. 282, by Carmichael, of the House, and Reed, of the Senate, was taken up for consideration.

Sections 1 and 2 were read and adopted, upon motions of Senator Reed.

Upon motion of Senator Reed, House Bill No. 282 was advanced to engrossment and third reading.

HOUSE BILL NO. 272, by Fry, was considered.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Gulager.

Upon motion of Senator Gulager, House Bill No. 272 was advanced to engrossment and third reading.

By unanimous consent, consideration of HOUSE CONCURRENT RESOLUTION NO. 13, by Berry, Brown, and Johnson (Comanche), was deferred.

The following Message was received from the Honorable House:

TO THE PRESIDENT OF THE SENATE,

Sir:

I am directed by the House of Representatives to return herewith

ENROLLED SENATE JOINT RESOLUTION NO. 3, by Fidler, Rice and Hill of the Senate, and Singletary, Davis, Graham, Billups, Laskey and Reeves of the House, entitled:

A Resolution authorizing the Board of Regents of the University of Oklahoma to expend certain moneys in the hands of the State Treasurer to the credit of the University Hospital of Oklahoma, for the purpose of erecting and equipping a medical school building, or buildings, on the site of the medical department of the University of Oklahoma for said hospital, and declaring an emergency.

and to advise you, and through you, the members of the Honorable Senate, that same has been read for the fourth time, and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

HOUSE BILL NO. 83, by Graham, O'Bryan, et al, of the House, and Terwilleger, Culp and Fidler, of the Senate was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Terwilleger.

Section 2 was read.

Senator McCurley submitted the following amendment:

Mr. President: I move to amend House Bill No. 83, line 5, page 1, by striking after the word, "of," the balance of said line and inserting the words and figure, "three (3) per cent"

McCURLEY.

Senator Shearer moved to table the McCurley amendment.

Upon motion of Senator Pullen, the Senate recessed to meet at 1:30 p. m.

AFTERNOON SESSION

The Senate, at 1:30 p. m., was called to order by the Vice President Pro Tempore.

Senators George, Otjen and Simmons asked to be recorded present, which was the order of the Chair.

By unanimous consent, further consideration of HOUSE BILL NO. 83, was made a Special Order for 1:30 p. m., Thursday, March 10th.

Upon motion of Senator Reed, HOUSE BILL NO. 282 by Carmichael, of the House, and Reed, of the Senate, was ordered stricken from the calendar.

Upon motion of Senator Storms, HOUSE BILL NO. 241, by Daniels, Stovall, et al, was made a Special Order for 10:00 o'clock a. m., Thursday, March 10th.

HOUSE BILL NO. 118, by Soldiers' Relief Committee, was considered.

Section 1 was read and adopted upon motion of Senator Gulager.

Sections 2, 3, 4, 5, 6 and 7 were read and adopted, upon motions of Senator Loofbourrow.

Upon motion of Senator Loofbourrow, House Bill No. 118 was advanced to engrossment and third reading.

HOUSE BILL NO. 365, by Webster, was considered.

Sections 1 and 2 were read and adopted, upon motions of Senator Terwilleger.

Upon motion of Senator Terwilleger, House Bill No. 365 was advanced to engrossment and third reading.

HOUSE BILL NO. 377, by Easter, was considered.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator VanDall.

Upon motion of Senator VanDall House Bill No. 377 was advanced to engrossment and third reading.

HOUSE BILL NO. 355, by McArthur, et al, was taken up for consideration.

Section 1 was read and adopted, upon motion of Senator Shepherd.

Section 2 was read and adopted, upon motion of Senator Loofbourrow.

Sections 3, 4, 5 and 6 were read and adopted, upon motions of Senator Shepherd.

Section 7 was read.

Senator Clark submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 355, line 10, page 7, by adding after the word, "Pottawatomie," and before the word, "and," the word, "Grant"

CLARK.

Senator McCurley submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 355, line 6, page 7, by adding after the words, "to-wit," the words, "Bryan, Atoka and Coal."

McCURLEY.

Senator Gray submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 355,

line 6, page 7, by adding after the words, "to-wit," the word "Grady"

GRAY.

By unanimous consent, Senator McCurley withdrew his amendment to line 6, page 7, which was adopted.

Upon motion of Senator Shepherd, Section 7, as amended, was adopted.

Sections 8 and 9 were read and adopted, upon motions of Senator Shepherd.

Upon motion of Senator Shepherd, House Bill No. 355, as amended, was advanced to engrossment and third reading.

HOUSE BILL NO. 364, by Rogers, was considered.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Marshall.

Upon motion of Senator Marshall, House Bill No. 364 was advanced to engrossment and third reading.

Senator Ferguson asked unanimous consent, which was granted, to submit the following Committee Report, which was adopted:

Mr. President: We, your Committee on Municipal Corporations to whom was re-referred SENATE BILL NO. 149, by Ferguson, entitled:

An Act relating to the pollution, by salt water or crude oil or the bottom settlings thereof or by sulphur water or any other mineral water or any other refuse

or other products of wells or mines, of the water supply or source thereof of any incorporated city or town; defining permanent pollution, providing for damages for violation thereof, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

FERGUSON, Chairman.

Senator Ferguson moved that immediate consideration be given Senate Bill No. 149, as amended, which motion prevailed.

Sections 1, 2 and 3 were read and adopted, upon motions of Senator Ferguson.

Upon motion of Senator Ferguson, Senate Bill No. 149 was advanced to engrossment and third reading.

SENATE BILLS ON GENERAL ORDER

SENATE BILL NO. 184, by Loofbourrow, of the Senate, and Sewell and Baggerly, of the House, was taken up for consideration.

Section 1 was read.

Senator Powers moved that Senate Bill No. 184 be referred to the Appropriations Committee, which motion was tabled upon motion of Senator Loofbourrow.

Upon motion of Senator Loofburrow, Section 1 was adopted, as read.

Upon motion of Senator Powers, the vote by which Section 1 was adopted was reconsidered.

Senator Powers submitted the following amendment, which was tabled upon motion of Senator Loofbourrow.

Mr. President: I move to amend Senate Bill No. 184, lines 2 and 3, page 1, by striking the word, "Harper"

POWERS.

Upon motion of Senator Loofbourrow, Section 1 was adopted.

Sections 2, 3, 4 and 5 were read and adopted, upon motions of Senator Loofbourrow.

Upon motion of Senator Loofbourrow, Senate Bill No. 184 was advanced to engrossment and third reading.

Senator Gulager asked that SENATE BILL NO. 257, by Smith, of the Senate, and Aldrich and Gilmer, of the House, be considered, in the absence of its Senate author, to which Senator Harper objected.

Senator Pullen moved that SENATE BILL NO. 257 be advanced to engrossment and third reading, which motion prevailed.

SPECIAL ORDER

Senator Gulager moved to reconsider the vote by which HOUSE CONCURRENT RESOLUTION NO. 3 failed of passage.

Senator Austin, as a substitute for the Gulager motion, moved that consideration of HOUSE CONCURRENT

RESOLUTION NO. 3, having been made a special order at 2:30 p. m., this day, be made a Special Order for 2:30 p. m., Thursday, March 10th (next House Day).

Senator Gulager, as a substitute for all pending motions, moved that the rules of the Senate be suspended for the purpose of having HOUSE CONCURRENT RESOLUTION NO. 3, set down for Special Order, at 3:00 o'clock, p. m., Thursday, March 10th (next House Day), which motion prevailed.

SENATE BILLS—GENERAL ORDER (Con't).

SENATE BILL NO. 152, by Otjen and Waldrep, of the Senate, and Moon, of House, was considered.

Section 1 was read and adopted, upon motion of Senator Waldrep.

Section 2 was read.

Senator Stewart submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend Senate Bill No. 152, following line 5, page 4, by adding "Provided, in no event, shall the attorney's fee exceed the principal tax due a holder of any warrant and, provided further, said attorney's fee shall not exceed $50.00, regardless of the amount of tax due and regardless of the number of defendants."

STEWART.

Senator Otjen submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 152, line 6, page 3, by striking after the word, "direct," all the rest of line 6, all of lines 7, 8, 9, 10, 11, and the words, "under said decree," line 12.

OTJEN.

Senator Stewart submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 152, line 5, page 4, by adding after the word, "fee," the following, "such attorney's fees shall not exceed the sum of 5% of the tax due and not more than the amount allowed for advertising re-sale of real estate under the law shall be allowed or charged."

STEWART.

Senator Ferguson submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No 152, by striking after the word, "due" in the adopted Stewart amendment, the remainder of said amendment. and inserting in lieu thereof the words, "not more than the legal rate shall be allowed for advertising."

FERGUSON.

Upon motion of Senator Otjen, Section 2, as amended, was adopted.

Sections 3, 4, 5 and 6 were read and adopted, upon motions of Senator Otjen.

Upon motion of Senator Otjen, Senate Bill No. 152, as amended, was advanced to engrossment and third reading.

SENATE BILL NO. 31, by Peck and Waldrep, was considered.

Section 1 was read.

Senator Gulager submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 31, by adding after Section 1, the following, "Provided none of the provisions of this bill shall apply to McIntosh County."

GULAGER.

Senator Thomas submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 31, by adding the words, following Section 1, "Provided none of the provisions of this bill shall apply to Washita County."

THOMAS.

Upon motion of Senator Waldrep, Section 1, as amended, was adopted.

Upon motion of Senator Waldrep, Senate Bill No. 31, as amended, was advanced to engrossment and third reading.

Senator Ferguson moved that the vote be reconsidered by which HOUSE BILL NO. 272, by Fry, was advanced to engrossment and third reading, which motion prevailed.

Senator Ferguson submitted the following amendment, which was adopted:

Mr. President: I move to amend the title to House Bill No. 272, by striking lines 1 and 2, of the title, and inserting in lieu thereof the words, "AN ACT AUTHORIZING AND EMPOWERING THE COUNTY COMMISSIONERS OF NOBLE COUNTY"

FERGUSON.

Senator Ferguson submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 272, lines 1 and 2, page 1, by striking said lines and inserting in lieu thereof the following, "Section 1. The County Commissioners of Noble County, Oklahoma, are hereby authorized and empowered to include an item in the"

FERGUSON.

Senator Ferguson submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 272, line 4, page 2, by striking after the word, "And," the remainder of said line and all of lines 5 and 6, and inserting in lieu thereof the following, "When said levy is authorized by the Board of County Commissioners, it shall be the duty of the Excise Board to approve said estimate and make said levy, which shall not be in excess of the maximum levy allowed by law, for the support of"

FERGUSON.

Senator Ferguson submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 272, by striking Section 2.

FERGUSON.

Senator Ferguson submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 272, line 3, page 3, by striking after the word, "Section," and before the word, "It," the figure, "3," and inserting the figure, "2," in lieu thereof.

FERGUSON.

Upon motion of Senator Ferguson, House Bill No. 272, as amended, was advanced to engrossment and third reading.

Senator Harper presiding.

SENATE BILL NO. 24, by Wheatley, of the Senate, and O'Bryan, of the House, was considered.

Section 1 was read.

Senator Gulager submitted the following amendment, which was tabled upon motion of Senator Wheatley:

Mr. President: I move to amend Senate Bill No. 24, line 11, page 3, by adding after the word, "Commission," and before the word, "of," the words, "and approved by the Excise Board of said County"

GULAGER.

Upon motion of Senator Wheatley, Section 1 was adopted, as read.

Section 2 was read and adopted, upon motion of Senator Wheatley.

Upon motion of Senator Wheatley, Senate Bill No. 24 was advanced to engrossment and third reading.

SENATE BILL NO. 5, by Stigler, was considered

Section 1 was read and adopted, upon motion of Senator Stigler.

Upon motion of Senator Stigler, Senate Bill No. 5 was advanced to engrossment and third reading.

SENATE BILL NO. 39, by VanDall and Otjen, was considered further.

Section 1 was re-read.

Senator Gulager moved to indefinitely postpone further consideration of Senate Bill No. 39, which motion was tabled, upon motion of Senator Wheatley.

Senator Austin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 39, line 2, page 2, by adding after the word, "divorce," the following, "provided that such insanity was not contributed to or caused by the other spouse"

AUSTIN.

Senator Gulager submitted the following amendment, which was tabled, upon motion of Senator VanDall:

Mr. President: I move to amend Senate Bill No. 39, line 4, page 1, by striking the words, "Insanity of apparent duration"

GULAGER.

Senator Gulager submitted the following amendment, which was tabled upon motion of Senator VanDall:

Mr. President: I move to amend Senate Bill No. 39, line 5, page 1, by adding after the word, "insane," and before the word, "and," the following, "by a recognized court or tribunal"

GULAGER.

Upon motion of Senator VanDall, Section 1, as amended, was adopted.

Upon motion of Senator VanDall, Senate Bill No. 39, as amended, was advanced to engrossment and third reading.

Senator Rexroat moved that, when the Senate adjourns today, it adjourn to meet at 10:00 o'clock, a. m., Wednesday, March 9th, which motion prevailed.

Senator Rexroat asked unanimous consent, which was granted, to have House Bill No. 381, by Logan and Riddle, of the House, and Culp, of the Senate, taken up for third reading and final passage.

HOUSE BILL NO. 381 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Graham, Gray, Gulager, Harper, Loofbourrow, Marshall, McCurley, Nesbitt, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Wheatley. Total 26.

Nays: 0.

Not Voting: Johnson (Creek), Otjen, Reed, Terwilleger, Thomas, VanDall, Waldrep. Total 7.

Absent: Hill, Smith. Total 2.

Excused: Andrews, Anglin, Culp, Goodall, Kimerer, Looney, Peck, Williamson. Total 8.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of House Bill No. 381 and ordered the same transmitted to the Honorable House.

Vice President Pro Tempore Stigler presiding.

Senator Darnell submitted the following Committee Report:

Mr. President:

We, your Committee on Rules and Procedure, having had under consideration the preparation of Rules and Procedure for the Eleventh session of the Legislature, beg leave to report that we have considered same and recommend that the rules attached hereto be adopted as the rules and procedure for this session.

Respectfully submitted,

A. E. DARNELL,

Chairman.

ORDER OF BUSINESS

If, upon calling the roll, there be a quorum present business shall proceed within the following order:

(a) Prayer by the Chaplain.
(b) Reading of the Journal.
(c) Reports of standing Committees.
(d) Resolutions and Notices.
(e) Petitions and Memorials.
(f) Reports of Select Committees.
(g) Introduction of Bills.
(h) Bills on Second Reading.
(i) Bills on Third Reading.
(j) Bills and Resolutions from the House of Representatives.
(k) Unfinished Business.

STANDING RULES FOR CONDUCTING BUSINESS IN THE STATE SENATE OF OKLAHOMA.

COMMENCEMENT OF DAILY SESSIONS.

Rule 1. (a) The presiding officer having taken the chair, and a quorum being present the Journal of the preceding day shall be read, and any mistake made in the entries corrected. When any motion shall be made to correct the same, it shall be deemed a privileged question, and shall be proceeded with until disposed of.

(U. S. Senate: 111-1; Jefferson's Manual; Secs. VI, XLIX.)

(b) A quorum shall consist of a majority of the members elected to and constituting the Senate.

(U. S. Senate: 111-2; Jefferson's Manual; Sec. VI)

JOURNAL.

Rule 2. (a) The proceedings of the Senate shall be briefly and accurately stated in the Journal. Messages of the Governor, Senate Resolutions and Memorials of the Legislature, in full; titles of bills and resolutions, and such parts as shall be affected by proposed amendments; every vote, and a brief statement of the contents of each petition or paper presented to the Senate shall be entered with the name of the Senator offering the same.

(U. S. Senate: LV Jefferson's Manual; Sec. XLIX.)

(b) A printed copy of said Journal made up from the daily Journals as approved by the Senate, shall be duly authenticated by the President or President Pro Tempore and Secretary of State as the permanent Journal of the Senate.

PRESIDENT'S PRIVILEGE.

Rule 3. The President, or President pro tempore shall have the right to name a Senator to perform the duties of the chair, but such substitute shall not extend beyond the day; provided, that in the event no such substitution shall have been made, the Secretary of the Senate shall call the Senate to order, and before roll call, the Senate shall elect a member to serve as acting President during the day.

(U. S. Senate, 1-3, 1-4; Jefferson's Manual; Sec. IX.)

Rule 4. The Committee on Rules and Procedure shall be and constitute the Calendar Committee of the Senate, and it shall be its duty to supervise and arrange the daily calendar for the Senate.

ATTENDANCE OF MEMBERS.

Rule 5. (a) No Senator shall absent himself from the Senate without leave.

(U. S. Senate VI; Jefferson's Manual; Sec. VII.)

(b) If, at any time during the daily sessions of the Senate, a question shall be raised by any Senator as to the presence of a quorum, the presiding officer shall forthwith direct the Secretary to call the roll and announce the result and these proceedings shall be without debate.

(U. S. Senate: V-2, Jefferson's Manual; Sec. VIII.)

(c) Whenever upon such roll call it shall be ascertained that a quorum is not present, a majority of the Senators present may direct the Sergeant-at-Arms to request and when necessary, to compel the attendance of the absent Senators which order shall be determined without debate; and pending its execution, and until a quorum shall be present, no debate nor motion except to adjourn, shall be in order.

(U. S. Senate: V-3; Jefferson's Manual; Sec. VIII.)

(d) The Senate shall, by a majority vote of the members present, have the authority to compel the attendance of absentees and require their presence in the Senate Chamber, and while the absentees are being notified to attend, the Senate shall have power to proceed with business the same as at other times.

SPECIAL ORDERS.

Rule 6. (a) Any subject may, by a majority vote of the Senators elected to the body, be made a special order; and

when the time fixed for its consideration arrives the presiding officer shall lay it before the Senate, and if it is not finally disposed of on that day, it shall take its place on the Calendar under the head of Special Orders in the order of time at which it was made special, unless it shall become by adjournment the unfinished business.

(U. S. Senate: XI; Jefferson's Manual: Secs. XVIII XXXIII.)

(b) When two or more special orders have been made for the same time, they shall have precedence according to the order in which they were severally assigned, and that order shall only be changed by order of the Senate. All motions to change such order, or to proceed to the consideration of other business, shall be decided without debate.

(U. S. Senate: X-2; Jefferson's Manual; Secs. XVIII, XXXIII.)

OBJECTION TO READING A PAPER.

Rule 7. When the reading of a paper is called for, and the same is objected to by any Senator, it shall be determined by a vote of the Senate without debate.

(U. S. Senate: XI, Jefferson's Manual; Sec. XXXII.)

DEBATE.

Rule 8. (a) When a Senator desires to speak, he shall rise in his place and address the presiding officer, and shall not proceed until he is recognized, and the presiding officer shall recognize the Senator who shall first address him. No Sena-

tor shall interrupt another Senator in debate without his consent, and to obtain such consent he shall first address the presiding officer; and no Senator shall speak more than once upon any one question in debate until every Senator desiring to speak shall be heard; nor more than twice upon any subject without leave of the Senate, except a motion to amend or substitute be made, and then he may speak once to such amendment or substitute; provided, that no Senator shall consume more than ten minutes without the unanimous consent of the Senate.

(U. S. Senate: XIX-1; Jefferson's Manual: Secs. XVII, XXXIX.)

(b) No Senator in debate shall, directly or indirectly, by any form of words impute to another Senator or to other Senators, any conduct or motive unworthy or unbecoming a Senator.

(U. S. Senate: XIX-2, Jefferson's Manual: Sec XVII.)

(c) If any Senator, in speaking or otherwise, trangress the rules of the Senate, the presiding officer shall, or any Senator may call him to order; and when a Senator shall be called to order he shall sit down and shall not proceed except in order.

(U. S. Senate: XIX-4 Jefferson's Manual: Sec. XVII.)

(d) If a Senator be called to order for words spoken in debate, upon the demand of the Senator or of any other Senator, the objectionable words shall be taken down in writing, and read at the table for the information of the Senate.

(U. S. Senate: XIX-5 Jefferson's Manual: Sec. XVII.)

ROLL CALL AND VOTE RECORDED.

Rule 9. No applied roll call shall ever be made or recorded and every Senator shall vote when his name is called unless he desires to pass, and a second roll shall be called of all Senators who have passed on the call of the original roll, and if they fail or neglect to vote when the roll of those who have passed is called, they shall be recorded as voting "No," and no Senator shall at any time be recorded as having voted who is not present at the time.

Explanation of votes shall not be permitted during roll call or after the vote has been cast, except briefly in writing.

(U. S. Senate: XII-1 Jefferson's Manual: Sec. XLI.)

RECONSIDERATION.

Rule 10. (a) A motion to reconsider any vote must be made on the same day on which the vote proposed to be reconsidered was taken, or on the legislative day next succeeding, and by a Senator who voted in the majority, except to reconsider a vote on the final passage of a proposed bill or resolution, which shall be privileged to any Senator. Such motion may be made under any order of business in which the vote proposed to be reconsidered occurred. When a motion for reconsideration is decided, that decision shall not be reconsidered; and no question shall be twice considered upon any of the following motions:

(1) To adjourn.
(2) Lay on the Table.
(3) To take from the table, or
(4) Previous Question.

(U. S. Senate: XIII-1, Jefferson's Manual: Sec. XLIII.)

(b) When a question has once been decided by the Senate, it shall be in order for any member of the majority, upon roll call to move for reconsideration thereof the same day or the next but the question shall not be taken the same day without unanimous consent; provided, that such motion if made during the last six days of the session, shall be disposed of when made.

(U. S. Senate: XIII-1 Jefferson's Manual: Sec. XLIII.)

(c) Every motion to reconsider shall be decided by majority vote, and may be laid on the table without affecting the question in reference to which the same is made, which shall be a final disposition of the motion; provided, that a motion to reconsider the final vote upon a bill or joint resolution passed shall be decided by a majority of the total membership elected to and constituting the Senate. If the Senate refuses to reconsider or if upon reconsideration shall affirm the first decision, no further consideration shall be in order, except by unanimous consent.

(U. S. Senate: XIII-1 Jefferson's Manual: Sec. XLIII.)

(d) When a bill, resolution, report, amendment, order, or message, upon which a vote has been taken shall have gone out of the possession of the Senate and been communicated to the House of Representatives, the motion to reconsider shall be accompanied by a motion to request the House to return the same; which last motion shall be acted upon immediately, and without debate, and if determined in the negative shall be a final disposition of the motion to reconsider.

(U. S. Senate: XIII-2 Jefferson's Manual: Sec. XLIII.)

BILLS AND JOINT RESOLUTIONS.

Rule 11. (a) Every bill and joint resolution shall receive three readings previous to its passage, which readings shall be on three different days, unless the Senate unanimously directs otherwise; and the Presiding officer shall give notice at each reading, whether it be the first, second, or third; provided, that the first or second reading of each bill may be by title only, unless the Senate in any case shall otherwise order.

(U. S. Senate: XLV-2 Jefferson's Manual: Sec. XXII.)

(b) No bill or joint resolution shall be committed or amended until it shall have been twice read, after which it may be referred to a Committee.

(U. S. Senate: XIV-3, Jefferson's Manual: Sec. XXV.)

(c) Every bill and joint resolution reported from a committee shall be placed on the calendar in the order in which the same may be reported.

(U. S. Senate: XIV-4 Jefferson's Manual: Sec. XXV.)

SECOND READING.

Rule 12. (a) When a bill is read a second time it shall be referred to a committee, unless otherwise ordered by the Senate.

(U. S. Senate: XIV-3, Jefferson's Manual: Sec. XXV.)

(b) After a measure has been considered in Committee of the Whole and the report thereon adopted the next proceeding shall be by motion to advance said measure to engrossment and third reading; and while said motion is pending it

shall be in order, except by unanimous consent, to consider only such amendments as were proposed in Committee of the Whole where notice in writing was given in committee that such amendments would be offered in the Senate.

(U. S. Senate: XV-1, Jefferson's Manual: Secs. XXVI, XXX.)

(c) After a measure has been considered as provided under General Order of business the next proceedings shall be by motion to advance said measure to Engrossment and Third Reading, and after said measure has been so advanced it shall not be subject to amendment.

(d) After a measure has been advanced to Engrossment and Third Reading it shall appear on the calendar under the heading, "Bills on Third Reading."

THIRD READING.

Rule 13. When a bill or resolution is read the third time, the question shall be "Shall the bill pass?" and it shall not be in order to propose amendments.

(U. S. Senate: XV-2, Jefferson's Manual: Secs. XXVI. XXX.)

MOTION TO RE-COMMIT.

Rule 14. A motion may be made during the reading or consideration of any pending bill to recommit, with or without instructions, but if the motion be to recommit with instructions the said instructions shall be in writing, and such

motion to recommit with or without instructions shall not be debatable.

(U. S. Senate: XV-2, Jefferson's Manual: Secs. XXVI, XXX.)

BILLS REFERRED.

Rule 15. All bills referred shall go to their appropriate committees and shall be reported back to the Senate within ten days, and may be recommitted at any time before the final passage.

(U. S. Senate: XVI-3, Jefferson's Manual: Sec. XXV.)

TITLE OF BILL.

Rule 16. After a bill has been advanced to engrossment and third reading or has been passed, the Presiding officer shall put the question, "Shall the title of the bill remain the title of the act?" The title, by amendment, may then be made to conform to the body of the bill.

CAPTION OF RESOLUTIONS.

Rule 17. Senate Concurrent and Joint Resolutions, when introduced, shall contain a caption stating the contents and purport of such resolution, and the journal shall show and refer to such resolution by the caption only, save Joint Resolutions, proposing an amendment to the Constitution, when such resolution, if passed, shall be spread at length on the Journal with yeas and nays recorded thereon. Concurrent

Resolutions may be extended at length in the Journal, if passed, and by order of the Senate. Senate Resolutions, if passed, shall be shown in the Journal.

RESOLUTIONS.

Rule 18. (a) Except by unanimous consent the following classes of resolutions shall lie over for one day for consideration, after which they may be called up under their appropriate order of business:

Resolutions containing calls for information from any of the executive or judicial departments, or from tribal or county officers, or from any corporate body or persons.

(U. S. Senate: XIV-5, Jefferson's Manual: Sec. XXV.)

(b) Resolutions giving rise to debate, except such as shall relate to the disposition of business immediately before the Senate, to the business of the day on which they may be offered or to adjournment or recess, shall be referred to committee unless otherwise ordered.

MOTIONS TO TABLE AMENDMENTS.

Rule 19. When an amendment proposed to any pending measure is laid on the table, it shall not carry with it, or prejudice such measure.

(U. S. Senate: XVII.)

AMENDMENTS—DIVISION OF A QUESTION.

Rule 20. If the question in debate contains several propositions, any Senator may have the same divided, except a mo-

tion to strike out and insert, which shall not be divided; but the rejection of a motion to strike out and insert one proposition shall not prevent a motion to strike out and insert a different proposition; nor shall it prevent a motion simply to strike out; nor shall the rejection of a motion to strike out prevent a motion to strike out and insert. But pending a motion to strike out and insert, the part to be stricken out and the part to be inserted shall each be regarded for the purpose of amendment as a question; and motions to amend the part to be stricken out shall have precedence.

(U. S. Senate: XXVIII, Jefferson's Manual: Secs. XXV, XXVI.)

MANNER OF DIVIDING THE HOUSE.

Rule 21. When a division is called for, those voting in the affirmative shall rise in their seats and remain standing until counted aloud by the Secretary. Then those voting in the negative shall rise and stand until they are counted as before, when the President shall announce the result.

PRESERVATION OF ORDER.

Rule 22. It shall be the duty of the President to preserve order, prevent personal reflections, confine members in debate to the questions; and he shall have the privilege to rise and speak in explanation of any question of order.

APPOINTMENTS OF COMMITTEES.

Rule 23. The President shall appoint all temporary committees, except those otherwise filled by the Senate.

MOTIONS.

Rule 24. (a) Every motion shall be reduced to writing, if desired by the Presiding Officer, or by any Senator, and shall be read before the same is debated.

(U. S. Senate: XXI-1, Jefferson's Manual: Sec. XX.)

(b) Any motion may be withdrawn by the member making it, before amendment, postponement, or order to lay on the table, or the ordering of the yeas and nays.

(U. S. Senate: XXI-2, Jefferson's Manual: Sec. XX.)

PRECEDENCE OF MOTIONS.

Rule 25.

(a) To adjourn.

(b) To adjourn to a day certain or that when the Senate adjourn it shall be to a day certain.

(c) To take a recess.

(d) To proceed to the consideration of executive business.

(e) To lay on the table.

(f) To postpone indefinitely.

(g) To postpone to a day certain.

(h) To commit.

(i) To amend.

Which several motions shall have precedence as they stand arranged; and the motions relating to adjournment, to take recess, to proceed to the consideration of executive business, to lay on the table, shall be divided without debate.

(U. S. Senate: XXII, Jefferson's Manual: Sec. XXXIII.)

CHAIRMAN OF COMMITTEES.

Rule 26. The first and second persons named on any committee shall be Chairman and Vice Chairman, respectively of said committee; and the Secretary shall deliver all papers referred to any committee to the chairman, provided, that if the Chairman be sick or absent, the Vice-Chairman of the Committee shall act in his stead.

(U. S. Senate: XXIV, Jefferson's Manual: Sec. XI.)

WHEN COMMITTEES SHALL MEET.

Rule 27. No committee shall sit during a session of the Senate without leave, except the committee on Engrossing and Enrollment and the Committee on Rules and Procedure, and they shall have leave to sit or report at any time.

CONFERENCE COMMITTEES AND REPORTS.

Rule 28. All Conference committees appointed by the Senate shall consist of the following:

First. The author of the bill.

Second. The chairman of the committee which considered the bill.

Third. A Senator to be named by the presiding officer.

The presentation reports of committees on conference shall always be in order, except when the journal is being read or the roll is being called, and there shall accompany every such report a detailed statement sufficiently explicit to inform the Senate what effect such amendments or propositions will have upon the measures to which they relate.

(U. S. Senate: XXXVII-1, Jefferson's Manual: Sec. XLVI.)

COMMITTEE OF THE WHOLE.

Rule 29. In forming Committees of the Whole, the President shall leave the Chair and appoint a Senator to preside, subject to the right of the Senate to select its own chairman.

BILLS CONSIDERED BY COMMITTEE OF THE WHOLE.

Rule 30. All bills and resolutions may be considered in the committee of the whole.

(U. S. Senate: XV, Jefferson's Manual: Secs. XXVI, XXX.)

RULES IN COMMITTEE OF THE WHOLE.

Rule 31. The rules of the Senate shall be observed in

the Committee of the Whole so far as they may be applicable, but the following special rules shall be observed:

(a) The bill shall first be read at length unless otherwise ordered, and then read and considered by sections.

(b) No proceedings in committee shall be entered in the Journal of the Senate.

(c) The previous question and motion to lay on the table cannot be put in committee.

(d) The committee cannot adjourn, but if their business is finished, they rise on a question.

(e) When the Senate is resumed the Chairman of the committee reports.

(f) Bills under consideration in Committee of the Whole must not be interlined or defaced, but all amendments offered shall be duly entered upon a separate piece of paper by the Secretary, noting the line and page amended, and so report to the Senate.

(g) The Committee cannot change the title of a bill.

(h) If a message is announced during a committee the President must take the chair and receive it.

DEBATES IN THE COMMITTEE OF THE WHOLE.

Rule 32. Debates in the Committee of the Whole shall be limited to five (5) minutes on any one motion or subject

by any member of the Senate, and no Senator shall speak more than once upon any question, except the proposer of the motion or amendment, who shall have the right to open and close.

PRIVILEGES OF THE SENATE.

Rule 33. (a) No person, except members of the Senate and its officers, the Governor and ex-Governors of the State, and Territory, all state officers, members of the United States Senate and Congress, and of the State and Territorial Legislatures and Constitutional Convention, and the President and Judiciary of the United States, and chief executives of the Five Civilized Tribes, shall be admitted to the floor of the Senate during the sittings of the same without special leave of the Senate, or on invitation of a Senator.

(U. S. Senate: XXXIII.)

(b) No person not a member of the Senate shall address the Senate in open session save by the unanimous consent of the Senate. This rule shall not be suspended unless two-thirds of the Senators present and voting shall vote in the affirmative on roll call.

DECORUM OF MEMBERS.

Rule 34. No Senator shall walk out, or across the Senate Chamber when the President is stating a question, or addressing the Senate, nor when a member is speaking, pass between him and the President.

GENERAL ORDER

Rule 35. All bills and resolutions reported by standing committees shall be referred and placed on the Senate Calen-

dar under the heading General Order. All bills and resolutions on General Order shall be subject to amendment and the rules governing the Senate as a Committee of the Whole shall apply, except sub-sections b, d, e, g, and h of Rule No. 30 and the previous question shall be in order.

MANNER OF PUTTING QUESTIONS.

Rule 36. The President shall rise to put a question, but may state it sitting. All questions shall be put in this form, to-wit: "As many as are in favor (as the question may be) say aye; as many as are opposed say no," except when the yeas and nays are ordered; then the question shall be put thus: "As many as are in favor (as the question may be) will answer aye as your names are called; as many as are opposed will answer no." When a motion or amendment is to strike out a part of the pending measure, the question shall be directly upon the motion or amendment and shall be put: "Shall the motion (to strike out) prevail?"

PREVIOUS QUESTION.

Rule 37. (a) There shall be a motion for the previous question, which shall be stated in these words, to-wit: "Shall the main question be now put?" Which being ordered by a majority of the members voting, if a quorum be present, shall have the effect to cut off all debate and bring the house to a direct vote upon the immediate question, or questions on which it has been asked and ordered. The previous question may be asked and ordered upon a single motion a series of motions allowable under the rules, or an amendment, or amendments, and include the bill to its passage or rejection. It shall be in order, pending the motion for, or after the previous question

shall have been ordered on its passage for the President to entertain and submit a motion to commit, with or without instructions, to a standing or select committee.

(b) If the previous question is carried, the original mover of the main question, or if the bill or resolution originated in the other house, then the Chairman of the committee reporting the same shall have the right to close the debate, and be limited to fifteen minutes; and should the previous question be ordered on a subject debatable, before the same has been debated, the friends and opponents of the measure shall have thirty minutes on either side in which to debate the question.

QUESTIONS OF ORDER.

Rule 38. A question of order may be raised at any stage of the proceedings except when the Senate is dividing, and unless submitted to the Senate, shall be decided by the Presiding Officer, without debate, subject to an appeal to the Senate. When an appeal is taken, any subsequent question of order which may arise before the decision of such appeal shall be decided by the Presiding Officer without debate; and any appeal may be laid on the table without prejudice to the pending proposition and thereupon shall be held as affirming the decision of the Presiding Officer.

(U. S. Senate: XX-1, Jefferson's Manual: Sec. XXXIII.)

QUESTIONS OF PRIVILEGE.

Rule 39. Questions of privilege shall be: First, those affecting the rights of the house collectively, its safety, dignity, and the integrity of its proceedings; Second, the rights,

reputation, and conduct of members individually in their representative capacity only and shall have precedence of all other questions, except motions to adjourn.

(U. S. Senate: V-1.)

INTERRUPTIONS.

Rule 40. 'A question regularly before the Senate can be interrupted only by call for the previous question for amendment, postponement, commitment to lay on the table, or adjournment.

FILLING OF BLANKS.

Rule 41. On filling of blanks, the questions shall first be taken on the largest sum, greatest number and most distant day.

AMENDMENT TO RULES.

Rule 42. Any amendment to the rules, or any new rule before adoption, shall require the affirmative vote of a majority of all members elected to and constituting the Senate.

(U. S. Senate: XL.)

LIMITING DEBATES IN THE SENATE.

Rule 43. No member shall speak more than once on the same question until every member desiring to speak on

such question shall have spoken, nor longer than ten (10) minutes without unanimous consent.

(U. S. Senate: XIX-1).

DEBATE ON FINAL PASSAGE OF A BILL

Rule 44. After report on a bill by the Committee of the Whole, or after it has been perfected in the Senate, the same shall not be subject to debate on the question to engross and advance to third reading, but on final passage on the question, "Shall the bill pass?" the whole subject shall be open to debate which shall be limited to thirty (30) minutes to the side, which shall be divided by the members desiring to speak thereon by the friends and enemies of the bill.

JEFFERSON'S MANUAL.

Rule 45. All rules laid down in Jefferson's Manual as construed and practiced by the United States Senate, are hereby declared to be the governing rules of the Senate, except wherein they conflict with the rules herein adopted.

ADJOURNMENT.

Rule 46. (a) A motion to adjourn shall always be in order, except when the motion shall have been the last motion voted on, and no business transacted, or when on a call for the previous question, the main question shall have been ordered to be now put, or when a member has the floor, and it shall be decided without debate.

(b) When the Senate adjourns it shall be to 1:30 p. m., of the next succeeding day, unless another day and hour shall be specifically named.

PRIVILEGES OF THE PRESS TABLE.

Rule 47. (a) None but working and accredited representatives of newspapers and magazines bearing permits signed by the President of the Senate and the Chairman of the Capitol Press Association shall be permitted to the press table.

(b) Guests may be admitted to the press table with the permission of the President and the Chairman of the Capitol Press Association or his representative in the press gallery.

UNANIMOUS CONSENT CALENDAR

Rule 48. When any Senate or House Bill with a local application applying to certain counties only in the State shall be reported by the committee to the Senate, the Presiding Officer shall order the bill placed on the Unanimous Consent Calendar. Any member shall have the right to move that any bill having a local application or applying to certain counties only shall be placed on the Unanimous Consent Calendar. A section of the Calendar is hereby set aside and designated as the Unanimous Consent Calendar and shall be published in the Calendar for Monday only of each week, except during the last ten days of the session, and said bills appearing on Unanimous Consent Calendar shall be taken up on Mondays only of each week, except by unanimous consent and shall have at that time precedence over any other business before the Senate except matters on special order.

STANDING ORDERS FOR THE GOVERNMENT OF THE SENATE OF OKLAHOMA.

OFFICERS OF THE SENATE

Rule 1. The Officers of the Senate shall be:

The President.

The President Pro Tempore.

The Vice-President Pro Tempore.

Secretary.

The Journal Clerk.

The Calendar Clerk.

The Reading Clerk.

The Chief Enrolling and Engrossing Clerk.

The Messenger.

The Sergeant-at-arms.

The Chaplain.

All other persons in the service of the Senate or of its officers shall be designated as employees.

ENDORSING OF PAPERS.

Rule 2. Every Senator presenting a paper shall endorse the same if a petition, memorial, remonstrance, or communica-

tion to answer a call for information, with a concise statement of its subject and his name; if a notice or resolution, with a brief title thereof and his name; if a joint resolution or bill, with a statement of its title and his name; and if taken from the Statutes or Constitution of any other State, a reference thereto; if a matter of any other kind for the consideration of the Senate, with a statement and its subject, the proposer's name, and the reference desired.

STANDING COMMITTEES

Rule 3. The following standing committees shall be elected by the Senate, and no additions shall be made to any committee, except when two-thirds of the Senate agree thereto:

(1) Committee on Rules and Procedure to consist of six members.

(2) Committee on Legal Advisory to consist of six members.

(3) Committee on Constitution and Constitutional Amendments to consist of seven members.

(4) Committee on Judiciary No. 1 to consist of eight members.

(5) Committee on Judiciary No. 2 to consist of eight members.

(6) Committee on Code Revision to consist of seven members.

(7) Committee on Appropriations to consist of thirty members.

(8) Committee on Ways and Means to consist of seven members.

(9) Committee on Revenue and Taxation to consist of fourteen members.

(10) Committee on Privileges and Elections to consist of twelve members.

(11) Committee on Public Service Corporations to consist of eleven members.

(12) Committee on Private Corporations to consist of eight members.

(13) Committee on Municipal Corporations to consist of ten members.

(14) Committee on Roads and Highways to consist of twenty-six members.

(15) Committee on Fees and Salaries to consist of eight members.

(16) Committee on Education to consist of seventeen members.

(17) Committee on Commerce and Labor to consist of eleven members.

(18) Committee on Agriculture to consist of thirteen members.

(19) Committee on Banks and Banking to consist of fourteen members.

(20) Committee on Insurance to consist of thirteen members.

(21) Committee on Public Buildings to consist of five members.

(22) Committee on School Lands to consist of nine members.

(23) Committee on Oil and Gas to consist of fourteen members.

(24) Committee on Mines and Manufacturing to consist of seven members.

(25) Committee on Senate and Legislative Affairs to consist of seven members.

(26) Committee on State and County Affairs to consist of twelve members.

(27) Committee on Federal Relations to consist of five members.

(28) Committee on Indian Affairs to consist of seven members.

(29) Committee on Hospitals and Charities to consist of eleven members.

(30) Committee on Penal Institutions to consist of ten members.

(31) Committee on Public Printing to consist of seven members.

(32) Committee on Public Health to consist of six members.

(33) Committee on Drugs and Pure Food to consist of seven members.

(34) Committee on Fish and Game to consist of thirteen members.

(35) Committee on Military Affairs to consist of seven members.

(36) Committee on Prohibition Enforcement to consist of seven members.

(37) Committee on Engrossed and Enrolled Bills to consist of five members.

(38) Committee on Irrigation, Drainage and Reclamation to consist of nine members.

(39) Committee on Legislative and Judicial Apportionment to consist of sixteen members.

(40) Committee on Committees to consist of nine members.

(41) Committee on Livestock and Tenant Farming to consist of seven members.

(42) Committee on Soldiers' Relief to consist of thirteen members.

INTRODUCTION OF BILLS

Rule 4. One original and seven copies of every bill introduced shall be sent to the Secretary's desk.

EXECUTIVE BUSINESS

PROCEEDINGS ON NOMINATION

Rule 5. When nominations shall be made by the Governor to the Senate, the President of the Senate shall announce that there are matters on the President's table for the consideration of the Senate in executive session, and such nominations shall lie upon the President's table until such time as the Senate may go into executive session, when the President shall lay the same before the Senate which shall refer each nomination to an appropriate standing committee for investigation, consideration and report; provided that any nomination so laid before the Senate may, by unanimous consent be considered and acted upon without reference to a committee.

(U. S. Senate: XXXVIII-1.)

EXECUTIVE PROCEEDINGS FURNISHED TO THE GOVERNOR.

Rule 6. Nominations approved, or definitely acted upon by the Senate, shall not be returned by the Secretary of the Senate to the Governor until after the next executive session, or while a motion to reconsider is pending, unless otherwise ordered by the Senate.

(U. S. Senate: XXXVIII-4.)

SECRECY OF REMARKS ON NOMINATIONS.

Rule 7. All information or remarks concerning the character or qualifications of any person nominated by the Governor to office shall be kept secret by the Senators and officers, but the result of the vote on confirmation or rejection, of every nomination shall be published in the Journal of the Senate.

(U. S. Senate: XXXVIII-2.)

PENALTIES FOR VIOLATING THE CONFIDENCE OF THE SENATE.

Rule 8. Any Senator or officer of the Senate, who shall discuss the secret or confidential business proceedings of the Senate shall be liable, if a Senator, to suffer expulsion from the Senate, or punishment for contempt.

(U. S. Senate: XXXVI-4.)

LOBBYING.

Rule 9. Lobbying under certain conditions is prohibited by law—Sections 2175-2182, Revised Laws of Oklahoma.

COMMITTEE ON PRINTING.

Rule 10. All Bills, Calendars, Orders, Stationery and Resolutions ordered printed shall be in charge and under control of the Committee on Public Printing, regardless of former reference, and printed under its direction. Said Commit-

tee shall examine and ascertain whether the prices charged for printing and the quality and quantity furnished are in conformity with the contract, or orders of the Senate, and to audit and approve all printing accounts, and see that proper vouchers exist for the same.

DUTIES OF COMMITTEES ON SENATE AND LEGISLATIVE AFFAIRS.

Rule 11. It shall be the duty of the Committee on Senate and Legislative Affairs to purchase all supplies for the use of the Senate and to have general supervision of the care and sanitation of the Senate Chamber and Committee rooms, and to audit, examine, and pass upon the Senate accounts and expenses, and shall appoint from its members a sub-committee of three for the special purpose of auditing, passing upon, and examining Senate accounts and expenses.

DUTIES OF SERGEANT-AT-ARMS.

Rule 12. The Sergeant-at-arms shall under the direction of the Committee on Senate and Legislative Affairs, have charge of all property of the Senate, and receive from the printer all matters printed for the use of the Senate and shall keep a record of the time of the reception of each document and the number of copies received and cause a copy to be placed on the desk of each member under orders of the Senate.

He shall serve all processes and shall enforce the rules of the Senate subject to the directions of the President.

REPORT OF COMMITTEES.

Rule 13. A report of a committee must be endorsed with the statement of such report, together with the name of the committee making the same, and shall be signed by the Chairman or ranking member participating in such decision or concurring in such report. A report by the minority of any committee shall be signed by the members submitting the same.

PRIVILEGES OF MEMBERS.

Rule 14. No person, except Senators, officers or designated employees shall be permitted within the desk of the Secretary or of other custodians of public documents, files or papers, or of the room set apart for such use; and no Senator or other person shall visit or remain by the Secretary's table while the yeas and nays are being taken, except the officers and designated employees in the official discharge of their duties.

POWERS OF THE PRESIDENT.

Rule 15. The President shall have general control of the Chamber and of the corridors and passages in that part of the building assigned to the use of the Senate. In case of any disturbance or disorderly conduct in the galleries, corridors, or passages he shall have the power to order the same to be cleared, and may cause any person guilty of such disturbance or disorderly conduct to be brought before the bar of the Senate. In all cases the Senate may take such measures as it shall deem necessary to prevent a repetition of such misconduct, by excluding the offending person from admission to the Senate Chamber thereafter, or imposing other penalties.

DUTIES OF PRESIDENT PRO TEMPORE.

Rule 16. The powers and duties devolving upon the President shall vest in the President Pro Tempore or other person when exercising the office of President.

POWERS OF COMMITTEES.

Rule 17. Any Senate Committee either standing or special, shall be and is hereby authorized and empowered to issue process, compel attendance of witnesses, and to administer oaths to any person appearing before any said committee.

AUTHORS OF BILLS TO BE GIVEN HEARINGS.

Rule 18. When a bill is pending before a standing committee, the author thereof shall, upon request, be notified of the time and place of its consideration, and be given opportunity to be heard thereon. Any member of the House of Representatives shall be accorded the privilege of being heard upon all matters pending before the standing committees of the Senate.

DUTIES OF OFFICERS AND EMPLOYEES OF THE SENATE.

Rule 19. All officers and employees of the Senate whose duties do not require their presence in the Senate Chamber shall report and remain at their respective places of duty assigned to them by the Senate, during the hours that the Senate is in session, and at such other times as their services may be required.

APPROPRIATION AND REVENUE BILLS TAKE PRECEDENCE.

Rule 20. (a) All appropriation bills originating in the Senate and revenue bills shall take precedence over all other bills and resolutions on Senate days, and all appropriation and revenue bills originating in the House shall take precedence over the House bills and resolutions on House days.

(b) No revenue bill shall be considered by the Senate unless final action is taken thereon on or before the last five days of the session of the Legislature.

(c) All bills carrying appropriations which are referred for consideration to any committee other than the Committee on Appropriations shall, immediately upon a favorable report by the committee to which referred, or upon the rejection by the Senate of an unfavorable report by such committee thereon, be referred to the Committee on Appropriations for consideration by the Committee on Appropriations of the appropriation feature thereof, and shall not be considered by the Senate until the Committee on Appropriations has reported thereon in accordance with the rules of the Senate.

AMENDMENT TO RULES.

Rule 21. Any amendment to the rules or any new rule before adoption, shall require the affirmative vote of a majority of all members elected to and constituting the Senate.

DISPOSITION OF BILLS.

Rule 22. A bill, when advanced to engrossment and third reading, shall, together with the amendments thereto, be

delivered to the chief of the enrolling and engrossing department for engrossment. Thereafter, the engrossed bill together with the original bill and amendments, shall be returned by said chief to the Committee on Enrolled and Engrossed Bills. The Committee on Enrolled and Engrossed Bills, after having compared the engrossed bill with the original bill and amendments, shall make report to the Senate, submitting the engrossed bill, together with the original bill and amendments, which engrossed bill shall be placed upon third reading and final passage, and if passed, shall be signed by the Presiding Officer, and transmitted to the House of Representatives, and the original bill, with amendments, shall be delivered to the Secretary of the Senate for safe keeping.

FINAL ENROLLMENT OF BILL.

Rule 23. When a Senate Bill has been returned by the House with amendments (if amended), the amendments shall be considered by the Senate, and when agreed to and the bill finally passed, it shall be delivered to chief of the enrolling and engrossing department for enrollment. The said chief shall enroll said bill and return same with the engrossed bill to the Committee on Enrolled and Engrossed Bills, to be compared by said committee one with the other, and thereafter returned to the Senate, the enrolled bill for fourth reading and the original engrossed bill for deposit with the Secretary of the Senate.

PREPARATION AND PRINTING OF BILLS.

Rule 24. When any Bill seeking to amend the present laws of the State is introduced in the Senate all that portion of the Bill which is new matter and amends and changes the

present law, shall be underscored. The fact that a portion of the existing law has been omitted from any part of the Bill, shall be indicated by three stars (* * *). When the Bill is printed, the new matter shall be designated by the use of italics.

Rule 25. The procedure for the introduction of bills shall be as follows: A Senator desiring to introduce a bill, shall rise at his desk and address the President, and when he has obtained recognition shall publicly notify the President that he desires to introduce a bill. The President shall then publicly announce that the Senator desires to introduce a bill; and when the Senator sends up to the reading clerk the bill to be introduced, the reading clerk shall read the title of the bill.

Or, a Senator may deposit all the bills he desires to introduce in a basket on the Secretary's desk provided for that purpose and when the order of business for the introduction of bills has been reached, and if all Senators who desire to do so, have introduced their bills as hereinabove provided the reading clerk shall take from such basket all bills contained therein and publicly read the titles thereof, numbering the bills consecutively in the order read. The authorship of any bill taken from the basket and thus introduced may be questioned by any Senator at the time of its introduction, and unless the Senator or Senators appearing thereon as authors shall publicly acknowledge the authorship thereof, such bill shall be returned to the basket and not introduced.

JOINT RULES OF THE SENATE AND HOUSE OF REPRESENTATIVES.

(Adopted by Senate Concurrent Resolution No. 5, 1921).

JOINT SESSION—HOW CONVENED.

Section 1. When any business shall require a joint session of the Senate and House of Representatives, the Senate, preceded by its officers, shall be conducted into the bar of the House and there be seated, the President of the Senate taking a seat by the side of the Speaker of the House, at his right.

OFFICERS OF JOINT SESSION.

Section 2. The President of the Senate shall be the presiding officer of the joint sessions and the Secretary of the Senate shall call the roll of the Senate, to be annouced by the President of the Senate. The Clerk of the House shall call the roll of the House, which shall be announced by the Speaker of the House. Both the Secretary of the Senate and the Clerk of the House shall keep a report of the proceedings to be entered on the Journals of their respective houses.

MANNER OF PRESENTING BILLS, ETC.

Section 3. All bills, resolutions, votes and amendments by either house, to which the concurrence of both is necessary as well as messages shall be presented to the other by the Clerk or Secretary of the house from which they are sent, or by the Assistant Secretary or Assistant Clerk, or messengers.

REVENUE BILLS ORIGINATE IN HOUSE.

Section 4. All bills for raising revenue shall originate in the House of Representatives. The Senate may propose amendments to revenue bills. No revenue bill shall be passed during the last five days of the session.

CONTENTS OF BILLS.

Section 5. Every act of the Legislature shall embrace but one subject which shall be clearly expressed in its title except general appropriation bills, general revenue bills, and bills adopting a code, digest or revision of Statutes and no law shall be reviewed, amended or the provisions thereof extended or conferred by reference to its title only; but so much thereof as is revised, amended, extended or conferred shall be reenacted and published at length; provided that if any subject be embraced in any act, contrary to the provisions of this section, such act shall be void only as to so much of the law as may not be expressed in the title thereof.

ENGROSSMENT OF BILLS.

(Article 5, Sec. 57, Constitution)

Section 6. All bills, memorials or resolutions ordered to be engrossed shall be engrossed by the Clerk of the House in which originated.

NOTICE OF REJECTION.

Section 7. When a bill or resolution which has passed one house shall be rejected by the other, notice thereof shall be given to the house in which the same shall have passed.

ENROLLMENT OF BILLS.

Section 8. All bills must be enrolled and reported to each house by the Enrollment Committee within three days after

their passage; provided, that if the reconsideration of any bill is moved in either house, previous to its presentation to the Governor, the Enrolling Committee shall hold the same until action is had upon such motion.

MANNER OF ENROLLMENT.

Section 9. No bill, resolution or memorial shall be sent to the Governor for his approval, unless the same shall have been clearly and fairly enrolled without obliteration or interlineation.

EXAMINATION OF ENROLLED BILLS.

Section 10. When a bill is enrolled, it shall be examined by a joint committee, composed of three members of each house, appointed as a standing committee for that purpose, and it shall be their duty to compare the enrolled bills, correct any errors they may discover, and report the same forthwith to their respective houses.

SIGNING OF BILLS.

Section 11. The Presiding Officer of each house shall, in the presence of the house over which he presides, sign all bills and joint resolutions passed by the Legislature, immediately after the same shall have been publicly read at length and the fact of the reading and signing shall be entered upon the Journal, but the reading at length may be dispensed with by a two-thirds vote of a quorum present, which vote, by yeas and nays, shall also be entered upon the Journal (Art. V., Sec. 35, Constitution).

TRANSMITTING BILLS TO GOVERNOR.

Section 12. When a bill has been signed by the Speaker of the House of Representatives and President of the Senate it shall be delivered to the Governor by the Joint Committee on Enrolled Bills, who, through their chairman or some member of the committee, shall report to the house in which the bill or resolution originated, the day on which the same was delivered, and the report shall be entered upon the Journal of such house.

BILLS PASSED BY OTHER HOUSE.

Section 13. Tuesday, Thursday, and Saturday in each week are hereby set apart in each house for the special and exclusive consideration of bills and resolutions which may have passed by the other house, and the consideration of such bills and resolutions shall take precedence over all other business on these days, immediately after the expiration of one hour after the house shall be called to order by the Presiding Officer; provided, that the reading of the Journal shall be completed in any event.

PRINTED BILLS.

Section 14. When any report, bill or resolution shall be ordered printed by either house, without stating the number, two hundred and fifty copies shall be printed for the use of both houses, but when any bill or resolution which may have passed one house is ordered printed by the other, a greater number of copies shall not be printed than two hundred and fifty.

CONFERENCE COMMITTEE.

Section 15. Whenever either house shall amend a measure, and the other house shall have refused to concur in and adopt the amendment, the house which has adopted such an amendment shall then insist on or recede from the same. In case a motion to insist on the amendment be decided in the negative, such action shall be deemed a receding from the amendment and so entered on the Journal of such house. In case the amendment is insisted upon, the house so insisting shall request a committee conference on the subject of disagreement and shall appoint a committee therefor. The house shall thereupon appoint such committee. Unless another member is specified in said request, such committee shall consist of three members from the House and three from the Senate. They shall meet at a convenient time, to be agreed upon by their chairman, and, having conferred freely, each shall report to its respective house the result of this conference. In case of agreement, the report shall be first made, with the papers referred accompanying it, to the house which refused to concur, and there acted upon; and such action shall be immediately reported to the Secretary or Clerk to the other house the papers referred accompanying the message.

In case of disagreement of a conference committee, the papers shall remain with the house which insisted on the amendment. The agreeing report of a conference committee shall be made, read and signed, in duplicate, by all members of the committee, or by a majority of those of each house. Should either house disagree to the report of the committee such house shall appoint a second committee and request a further conference which shall be acceded to by the other house before adhering. The motion for a committee shall be in order at any time. When both houses shall have adhered to their disagreement a bill or resolution is lost.

JOINT COMMITTEE ON ENROLLED BILLS

Section 16. There shall be appointed a Joint Committee on Enrolled Bills, to be composed of three Senators and four Representatives.

ANNOUNCEMENT OF MESSAGES

Section 17. When the Secretary of the Senate or the Clerk of the House, or either of the assistants shall wait upon the other house, notice thereof shall be given to the President or Speaker by the Sergeant-at-arms who shall declare the same, and a copy of the message be laid on the table of the Clerk or Secretary.

SUSPENSION OF A JOINT RULE

Section 18. No joint rule shall be dispensed with, except by a majority vote of the membership of each house, and if either shall violate a joint rule, the question of order may be raised in the other house, and decided in the same manner as in case of violation of the rules of such house.

APPROPRIATION BILLS PRIVILEGED

Section 19. The general appropriation bill and bills for the support of the charitable institutions of the State shall be privileged bills advanced upon the Calendar and take precedence over all other bills. At any time after the reading of the Journal, it shall be in order by the direction of the appropriate committee, to move that the House or Senate, as the case

may be, resolve itself into a Committee of the Whole, for the purpose of considering the general appropriation bill or bills of the Senate or House, and no dilatory motion will be entertained by the Presiding Officer.

AMENDMENTS TO BILLS

Section 20. Bills or resolutions under consideration must not be interlined or defaced, but all amendments offered must be written upon a separate sheet of paper showing whether House or Senate Bill. The number and section, line and page, or word, where the amendment begins shall be particularly noted, also the part stricken out, if any, and the line, section or parts of section shall then be written as it would appear if amended. A typewritten copy of each amendment shall be numbered in its order by the Secretary or Clerk, and the same attached to the original bill and transmitted to the other house,

Senator Darnell moved the adoption of the report.

Senator Stewart raised a point of order, against adoption, stating there was not a quorum present, which point of order was not sustained.

The vote recurring on the Darnell motion, to adopt, the same prevailed.

Upon motion of Senator Darnell, the Standing Committees were ordered printed in the Rule Book.

Upon motion of Senator Darnell, the Committee on Printing was instructed to receive bids for the printing of the Rules and Procedure of the Senate.

Upon motion of Senator Fidler, SENATE BILL NO. 214, by Fidler, Anglin and Boyer, was advanced to engrossment and third reading.

The following Messages from the Honorable House were received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 68, by Boyer, Loofbourrow and Rice, entitled:

An Act making an emergency appropriation for the year ending June 30th, 1927, for the Commissioners of the Land Office for abstracts, foreclosures and dispossessions and declaring an emergency,

ENROLLED SENATE BILL NO. 105, by Pullen and Rexroat of the Senate and Lowrance of the House, entitled:

An Act making a supplemental appropriation for support and maintenance of the Oklahoma School for the Deaf at Sulphur Oklahoma for the fiscal year ending June 30th, 1927, and declaring an emergency,

ENROLLED SENATE BILL NO. 112, by Reed, entitled:

An Act providing for a first and second deputy in the office of the county treasurer of Beckham County,

Oklahoma, and fixing their salaries, and declaring an emergency;

ENROLLED SENATE BILL NO. 145, by Fidler, Van-Dall, Smith, Austin, Gray, Nesbitt, Terwilleger, Clark, Ferguson, Rexroat, Williamson and Johnson (Creek), entitled:

An Act making an appropriation for the expenses incurred in making the change of administration and in furnishing troops for escort and as extra police protection for the people of the State attending the Inaugural Ceremonies on January 10th, 1927; providing the method of filing and auditing said claims, and declaring an emergency,

ENROLLED SENATE BILL NO. 175, by Reed of the Senate, and Carmichael of the House, entitled:

An Act to authorize the acquisition of the property of Southern Power and Light Company by the Southwestern Light & Power Company, and declaring an emergency,

ENROLLED SENATE BILL NO. 211, by Loofbourrow of the Senate and Sewell of the House, entitled:

An Act abolishing the office of County Surveyor in Texas County, and declaring an emergency,

ENROLLED SENATE BILL NO. 212, by Loofbourbourrow of the Senate, and Baggerly of the House, entitled:

An Act abolishing the office of County Surveyor in Beaver County, and declaring an emergency;

ENROLLED SENATE BILL NO. 227, by Andrews, entitled:

An Act authorizing and directing the Board of County Commissioners, of Pittsburg County, Oklahoma, to include in its annual estimate and the Excise Board of said county to make an extra annual levy in a sum equal to one-half of one mill for a jury and witness fund in District Court, and declaring same not to be a current expense, repealing conflicting laws, and declaring an emergency.

and to inform you, and through you, the members of the Honorable Senate, that same have been read for the fourth time, and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Bills Nos. 68, 105, 112, 145, 175, 211, 212, and 227 were referred to the Governor for consideration.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 154, by Briggs and Reece, entitled:

An Act amending Section 8050, of Article 2, Chapter 70, Compiled Oklahoma Statutes, 1921, relating to proceedings in the adoption of children.

and to inform you, and through you, the members of the Honorable Senate, that same have been read for the fourth time, and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bill No. 154 was read for the fourth time, the enrolled copy signed by the Vice President Pro Tempore, in open session, and ordered returned to the Honorable House.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 356, by Johnson (of Comanche), Singletary, Hybarger of the House, and Reed of the Senate.

An Act amending Section 1, Chapter 113, Oklahoma Session Laws, 1925, relating to audits of the books and files of the State Highway Commission and its agents and employees; providing for the payment of the costs thereof, and declaring an emergency.

ENGROSSED HOUSE JOINT RESOLUTION NO. 29, by Graham and Leecraft.

A Joint Resolution authorizing the State Board of Public Affairs to build or cause to be built a Mansion for the Governor of Oklahoma on Lands owned by the State and adjacent to the Capitol Building, amending House Bill No. 35, approved by the Governor February 8, 1927, and declaring an emergency.

and to inform you, and through you, the members of the Honorable Senate, that the same has been passed by the House of Representatives and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE BILL NO. 356, by Johnson (of Comanche), Singletary, Hybarger of the House, and Reed of the Senate. An Act amending Section 1, Chapter 113, Oklahoma Session Laws, 1925, relating to audits of the books and files of the State Highway Commission and its agents and employees; providing for the payment of the payment of the costs thereof, and declaring an emergency.
and

HOUSE JOINT RESOLUTION NO. 29, by Graham and Leecraft.—A Joint Resolution authorizing the State Board of Public Affairs to build or cause to be built a Mansion for

the Governor of Oklahoma on Lands owned by the State and adjacent to the Capitol Building, amending House Bill No. 35, approved by the Governor February 8, 1927, and declaring an emergency.

Upon motion of Senator Rexroat, the Senate adjourned to meet at 10:00 o'clock, a. m., Wednesday, March 9th.

FIFTY-FIFTH LEGISLATIVE DAY

Wednesday, March 9, 1927.

The Senate, pursuant to adjournment, met at 10:00 o'clock, a. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 38.

Absent: Smith. Total 1.

Excused: Anglin, Culp, Goodall, Williamson. Total 4.

Resigned: Total 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Revenue and Taxation to whom was referred HOUSE BILL NO. 7, by Committee on Revenue and Taxation, and Manning and Crowley, entitled:

> An Act providing a method of contesting alleged illegal ad valorem tax levies, granting additional powers to the Excise Boards of counties and other municipal subdivisions: providing a method of appeal from action of such Excise Boards to District Court, a right of action at law repealing conflicting laws, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

FIDLER, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred HOUSE BILL NO. 106, by Taylor and Pomeroy, entitled:

> An Act fixing the time of convening the District Court in Judicial District Number 10, of the State of Oklahoma, and repealing all laws in conflict therewith,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

AUSTIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred HOUSE BILL NO. 146, by Chappell, entitled:

> An Act defining the presumption of death arising from absence and making such presumption conclusive after fifteen consecutive years, unless sufficient proof of life be made,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

AUSTIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred HOUSE BILL NO. 219, by Watson of Kiowa, entitled:

> An Act to provide for the preservation of evidence of identity of deceased unknown persons and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

AUSTIN, Chairman.

Upon motion of Senator Austin, the adverse report was adopted.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred SENATE BILL NO. 126, by Loofbourrow, entitled:

A Bill entitled an Act amending Section 5243, Compiled Oklahoma Statutes, 1921, relating to the right of husband or wife of insane spouse to sell and convey or mortgage homestead,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

AUSTIN, Chairman.

Upon motion of Senator Austin, the adverse report was adopted.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 38, 100, 149, 184, 286, 293 and 294 correctly engrossed.

BOYER, Chairman.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 312, by Committee on Roads and Highways.—An Act amending Section 6595, C. O. S. 1921, and providing that automobiles shall be reserved to the head of the family residing in this State, exempt from attachment or execution and every other species of forced sale for the payment of debts, and declaring an emergency.

SENATE BILL NO. 313, by VanDall.—An Act authorizing the refund of overpaid or erroneously paid State taxes; providing the method of determining the right to such refund: providing the method of payment and the duties of State Offices for such purposes; and declaring an emergency.

SENATE JOINT RESOLUTION NO. 47, by Rice.—Authorizing the submission of a proposed amendment to the Constitution of Oklahoma, to the people thereof for their approval or rejection, said proposed amendment being to Section 21, Article 5, of the Constitution of the State of Oklahoma and providing for a salary and an expense allowance for members of the Legislature of Oklahoma.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 306, by Committee on Judiciary No. 1.—To Committee on Judiciary No. 1.

SENATE BILL NO. 307, by Committee on Judiciary No. 1.—To Committee on Judiciary No. 1.

SENATE BILL NO. 308, by Storms.—To Committee on Municipal Corporations.

SENATE BILL NO. 309, by Committee on Education.

Upon motion of Senator Storms, the rules of the Senate were suspended and Senate Bill No. 309 was ordered printed and placed upon the calendar, without reference to a Committee.

SENATE BILL NO. 310, by Rexroat and Reed.—To Committee on Agriculture.

SENATE BILL NO. 311, by Darnell and Harper.—To Committee on Hospitals and Charities.

SENATE JOINT RESOLUTION NO. 44, by Rexroat. —To Committee on State and County Affairs.

SENATE JOINT RESOLUTION NO. 45, by Austin, Stigler, Darnell and Otjen.—To Committee on Constitution and Constitutional Amendments.

SENATE JOINT RESOLUTION NO. 46, by Fidler, Johnson (Creek).—To Committee on Appropriations.

HOUSE BILL NO. 356, by Johnson (of Comanche), Singletary, Hybarger of the House and Reed of the Senate.—To Committee on Roads and Highways.

HOUSE JOINT RESOLUTION NO. 29, by Graham and Leecraft.—To Committee on State and County Affairs.

Senator Otjen presiding.

THIRD READING

SENATE BILL NO. 293 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Graham, Gray, Kimerer, Loofbour-

row, Looney, Marshall, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat, Rice, Simmons, Stewart, Stigler, Storms, Terwilleger, Thomas, Waldrep, Wheatley. Total 28.

Nays: Andrews, Gulager, Harper, Hill, Pullen, VanDall. Total 6.

Not Voting: Johnson (Creek), McCurley, Shearer, Shepherd. Total 4.

Absent: Smith. Total 1.

Excused: Anglin, Culp, Goodall, Williamson. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Fidler, George, Graham, Gray, Harper, Hill, Kimerer, Loofbourrow, Marshall, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, Thomas VanDall, Waldrep, Wheatley. Total 32.

Nays: Ferguson, Gulager, Pullen. Total 3.

Not Voting: Johnson (Creek), Looney, McCurley. Total 3.

Absent: Smith. Total 1.

Excused: Anglin, Culp, Goodall, Williamson. Total 4.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the enengrossed copy of Senate Bill No. 293 and ordered the same transmitted to the Honorable House.

Senator Gulager sent up the following explanation of his vote:

Mr. President: I vote "Nay," on Senate Bill No. 293, a local bill, for the reason that it violates Section 19, Article 10, of the Constitution.

GULAGER.

SENATE BILL NO. 149 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Gray, Gulager, Hill Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Stewart, Stigler, Thomas, VanDall, Waldrep, Wheatley. Total 28.

Nays: 0.

Not Voting: Darnell, Graham, Harper, Johnson (Creek), McCurley, Shearer, Shepherd, Simmons, Storms, Terwilleger. Total 10.

Absent: Smith. Total 1.

Excused: Anglin, Culp, Goodall, Williamson. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Gray, Gulager, Harper, Hill, Kimbrell, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Simmons, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 31.

Nays: 0.

Not Voting: Darnell, Graham, Johnson (Creek), McCurley, Shearer, Shepherd, Storms, Total 7.

Absent: Smith. Total 1.

Excused: Anglin, Culp, Goodall, Williamson. Total 4.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of Senate Bill No. 149 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 286 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Pullen, Rexroat, Rice, Stewart, Stigler, Storms, VanDal Waldrep, Wheatley. Total 30.

Nays: 0.

Not Voting: McCurley, Peck, Reed, Shearer, Shepherd, Simmons, Terwilleger, Thomas. Total 8.

Absent: Smith. Total 1.

Excused: Anglin, Culp, Goodall, Williamson. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Pullen, Rexroat, Rice, Stewart, Stigler, Storms, VanDall, Waldrep, Wheatley. Total 30.

Nays: 0.

Not Voting: McCurley, Peck, Reed, Shearer, Shepherd, Simmons, Terwilleger, Thomas. Total 8.

Absent: Smith. Total 1.

Excused: Anglin, Culp, Goodall, Williamson. Total 4.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of Senate Bill No. 286 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 294 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Pullen, Rexroat, Rice, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 31.

Nays: 0.

Not Voting: Harper, McCurley, Peck, Reed, Shearer, Shepherd, Simmons. Total 7.

Absent: Smith. Total 1.

Excused: Anglin, Culp, Goodall, Williamson. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Pullen, Rexroat, Rice, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 31.

Nays: 0.

Not Voting: Harper, McCurley, Peck, Reed, Shearer, Shepherd, Simmons. Total 7.

Excused: Anglin, Culp, Goodall, Williamson. Total 4.

Absent: Smith. Total 1.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of Senate Bill No. 294 and ordered the same transmitted to the Honorable House.

The following Message from the Honorable House was received:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 250, by Anglin, entitled:

An Act making supplementary appropriation to pay the mileage and per diem of members of the Senate and House of Representatives of the Eleventh Legislature, salaries of officers and employees and contingent expenses and declaring an emergency,

and to advise you and through you the Honorable Senate that the same has been passed by the House, as amended, and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,

Chief Clerk.

Engrossed House Amendments to Senate Bill No. 250 were read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT NO. 1. That Engrossed Senate Bill No. 250, page 1, Section 1, line 3, be amended by striking all of said line after the word "Hundred," and inserting therefor the words and figures "Seventy-five Thousand ($75,000.00).

ENGROSSED HOUSE AMENDMENT NO. 2. That Engrossed Senate Bill No. 250, be amended by inserting after Section 1, the following Section to be known as Section 2.

"Section 2. The House of Representatives and the Senate respectively, by proper Resolution, shall provide for the custody and repair of their respective chambers, committee rooms and equipment, including furniture, typewriters and other articles, and for the proper care of their records, documents and papers, during the time the legislature is in session, and for the period of time between sessions of the legislature, and for the preparation and publication of the permanent Journals of the respective Houses, and the Session Laws of the Eleventh Legislature, and the State Auditor is hereby directed to segregate and set aside such sum from the money appropriated in Section 1, of this Act, as may be provided in

such Resolution, of each or either of the Houses, for the purposes set forth in said Resolution and to issue warrants against such fund so segregated in payment of properly itemized vouchers approved by the presiding officer of the House under whose Resolution the same is presented."

ENGROSSED HOUSE AMENDMENT NO. 3. That Engrossed Senate Bill No. 250, be amended by changing Section 2, to read "Section 3."

Upon motion of Senator Rexroat, the Senate concurred in House Amendments to Senate Bill No. 250.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Graham, Gray, Gulager, Harper, Hill, Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 35.

Nays: 0.

Not Voting: Johnson (Creek), Shepherd, Simmons. Total 3.

Absent: Smith. Total 1.

Excused: Anglin, Culp, Goodall, Williamson. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Graham, Gray, Gulager, Harper, Hill, Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 35.

Nays: 0.

Not Voting: Johnson (Creek), Shepherd, Simmons. Total 3.

Absent: Smith. Total 1.

Excused: Anglin, Culp, Goodall, Williamson. Total 4.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer signed Engrossed House Amendments to Senate Bill No. 250 and referred the same for enrollment.

Upon motion of Senator Rexroat, the Senate recessed to meet at 1:30 p. m.

AFTERNOON SESSION

The Senate re-assembled at 1:30 p. m., with the President presiding.

Senator Anglin asked to be recorded present, which was the order of the President.

Senator Anglin moved, anticipating the receipt of Engrossed House Bill No. 236, the same being the institutional bill, that 100 copies be ordered printed for the use of the Senate tomorrow, which motion prevailed.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 250 correctly enrolled.

BOYER, Chairman.

Senate Bill No. 250 was read for the fourth time, the enrolled copy signed, in open session, by the President, and ordered transmitted to the Honorable House for the signature of the Speaker.

Engrossed SENATE BILL NO. 37, as amended, having been received on January 31st, (Senate Journal Jan. 31st), the Engrossed House Amendment thereto was read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT NO. 1. That the authors of Senate Bill No. 37, be amended to read as follows:

"By Smith, Stigler, Ferguson, Hill, Johnson (Creek), Johnson (Caddo), Loofbourrow, Wheatley, George, Pullen, Otjen, Goodall and Williamson of the Senate,

and

Graham, Riddle, Nash, Lane, Ware, Strauss, Porter, Logan, McCombs, Acton, Nairn, Webster, Brewer, Lohman, Brown and Davis (Carter), of the House.

Upon motion of Senator Stigler, the Senate concurred in House Amendment to Senate Bill No. 37.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Ferguson, Fidler, George, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimbrough, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Rexroat, Rice, Shearer, Shepherd, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 33.

Nays: 0.

Not Voting: Darnell, Harper, Pullen, Reed, Simmons, Stewart. Total 6.

Absent: Smith. Total 1.

Excused: Culp, Goodall, Williamson. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Ferguson, Fidler, George, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Rexroat, Rice, Shearer, Shepherd, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheadley. Total 33.

Nays: 0.

Not Voting: Darnell, Harper, Pullen, Reed, Simmons, Stewart. Total 6.

Absent: Smith. Total 1.

Excused: Culp, Goodall, Williamson. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed Engrossed House Amendment to Senate Bill No. 37 and ordered the same referred for enrollment.

Engrossed House Amendments to SENATE BILL NO. 19, by Shearer and Rexroat, having been read on March 2nd, (Senate Journal of March 2nd), it was upon motion of Senator Rexroat that the Senate concurred in said amendments.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Ferguson, Fidler, George, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 33.

Nays: 0.

Not Voting: Darnell, Kimerer, Peck, Pullen, Simmons, Stewart. Total 6.

Absent: Smith. Total 1.

Excused: Culp, Goodall, Williamson. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Ferguson, Fidler, George, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 33.

Nays: 0.

Not Voting: Darnell, Kimerer, Peck, Pullen, Simmons, Stewart. Total 6.

Absent: Smith. Total 1.

Excused: Culp, Goodall, Williamson. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed Engrossed House Amendments to Senate Bill No. 19 and referred the same for enrollment.

The following Message from the Honorable House was received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 170, by Thompson of Pontotoc, Cash, Watson of Creek, Manning, Laskey, Paul, Bilbrey and Butler of the House, and Hill, Shepherd, Wheatley, Looney, George, Otjen, Darnell, Rexroat, Fidler, Reed and Johnson, of Caddo, of the Senate, entitled:

An Act amending Chapter 105, Session Laws, 1923, providing for medical and surgical treatment and hospital care of children who are afflicted with any malady or deformity which can likely be remedied, whose parents, or other persons legally chargeable

with their support, are unable to provide such treatment and care; providing for payment of the expenses thereof, and conferring jurisdiction on Juvenile Courts in such cases; providing for the commitment of such Children to the University Hospital; defining the powers and duties of said institutions; further providing for commitment of such children to other hospitals in certain cases; authorizing the University Hospital to bear certain expense hereunder; providing for qualifications and approval of hospitals, physicians and surgeons; providing for clinics to be held throughout the state; providing for the levy of a tax for expenditures hereunder and repealing all laws in conflict herewith and declaring an emergency,

and to inform you and through you the Honorable Senate that the same has been read for the fourth time, and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,

Chief Clerk.

House Bill No. 170 was read for the fourth time, the enrolled copy signed, in open session, by the President and ordered returned to the Honorable House.

Senator Fidler related the following part of a conversation which he had with the Honorable Lew Wentz, of Ponca City, and which by unanimous consent is herewith recorded in the Journal:

"The Oklahomans Incorporated is planning to spend $600,000 in Nationally advertising the State of Oklahoma, an effort with which I am in sympathy, but I really believe our State has gained more than they can accomplish by the action of our Governor in advocating and signing, and the Senate and House of Representatives in passing, three bills in the interest of humanity and of education—namely the crippled children's law establishing the machinery for taking care of the unfortunate; the law providing for the immediate erection of a $300,000 hospital for crippled children and the law providing for the erection of a medical school building for our great Oklahoma University.

As a private citizen, I could have no part in this splendid work, but I do wish to commend their action by a token of appreciation and therefore am using the same pen the Governor, Lieutenant Governor Holloway and Speaker David A. Stovall will and have used, in signing the crippled children's law, to write a check for an aditional $50 000 to the Oklahoma University Student Loan Fund, and am turning that sum over to the trustees of that fund, Dr. W. B. Bizzell of Norman, Miss Kitty Shanklin, Frank P. Johnson of Oklahoma City and L. K. Meek of Ponca City."

The following Message from the Honorable House was received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith, for your signature:

ENROLLED HOUSE BILL NO. 286, by Cochran, Dyer and Rogers, entitled:

An Act making an appropriation of eight hundred ($800.-00) dollars to be used by the Department of Agriculture of the State of Oklahoma in inspecting seed sweet and Irish potatoes and declaring an emergency,

and to inform you and through you, the members of the Honorable Senate that the same has been read for the fourth time and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,

Chief Clerk.

House Bill No. 286 was read for the fourth time, the enrolled copy signed by the President and ordered returned to the Honorable House.

THIRD READING (Con't.)

SENATE BILL NO. 38 was read for the third time at length.

Senator McCurley moved that third reading of Senate Bill No. 38 be deferred pending the report of the Special Committee appointed to investigate the docket of the Supreme Court, which motion was tabled upon motion of Senator Waldrep.

Senator Anglin presiding.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Fidler, George, Gulager, Harper, Loofbourrow, Looney, Otjen, Peck, Reed, Rexroat, Rice, Shearer, Shepherd, Stigler, Storms, VanDall, Waldrep, Wheatley. Total 23.

Nays: Clark, Ferguson, Graham, Hill, Johnson (Creek), Kimerer, Marshall, McCurley, Nesbitt, Powers, Pullen, Simmons, Stewart, Terwilleger, Thomas. Total 15.

Not Voting: Gray. Total 1.

Absent: Smith. Total 1.

Excused: Culp, Goodall, Williamson. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, George, Gulager, Harper, Johnson (Creek), Loofbourrow, Looney, Marshall, Otjen, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, VanDall, Waldrep, Wheatley. Total 30.

Nays: Ferguson, Graham, Hill, Kimerer, McCurley, Nesbitt, Pullen, Thomas. Total 8.

Not Voting: Gray. Total 1.

Absent: Smith. Total 1.

Excused: Culp, Goodall, Williamson. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of Senate Bill No. 38 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 100 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Ferguson, Fidler, George, Graham, Gray, Gulage Harper, Hill, Johnson (Creek), Kinnear, Leofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rice, Shearer, Stigler, Terwilleger, VanDall. Total 28.

Nays: Clark, Darnell, Pullen, Rexroat, Shepherd, Simmons, Storms, Thomas, Waldrep, Wheatley. Total 10.

Not Voting: Stewart. Total 1.

Absent: Smith. Total 1.

Excused: Culp, Goodall, Williamson. Total 3

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Fidler, George, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Stigler, Terwilleger, VanDall, Waldrep, Wheatley. Total 32.

Nays: Darnell, Ferguson, Pullen, Simmons, Storms, Thomas. Total 6.

Not Voting: Stewart. Total 1.

Absent: Smith. Total 1.

Excused: Culp, Goodall, Williamson. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of Senate Bill No. 100 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 184 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, George, Graham, Gray, Gulager, Harper, Johnson (Creek), Loofbourrow, Looney, Marshall, Nesbitt, Peck, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 31.

Nays: Ferguson, Hill, Otjen, Powers, Shearer. Total 5.

Not Voting: Kimerer, McCurley, Stewart. Total 3.

Absent: Smith. Total 1.

Excused: Culp, Goodall, Williamson. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, George, Graham, Gray, Gulager, Harper, Johnson (Creek), Loofbourrow, Looney, Marshall, Nesbitt, Peck, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 31.

Nays: Ferguson, Hill, Otjen, Powers, Shearer. Total 5.

Not Voting: Kimerer, McCurley, Stewart. Total 3.

Absent: Smith. Total 1.

Excused: Culp, Goodall, Williamson. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of Senate Bill No. 184 and ordered the same transmitted to the Honorable House.

Senator Pullen moved that a Committee of 3 be appointed, to draft a resolution, expressing the regret of the Senate, at the loss to Senator Smith, by fire, of his home in Wewoka.

The motion prevailed and the presiding officer appointed Senators Pullen, Gulager and Powers.

The following Messages from the Honorable House were received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 250, by Anglin, entitled:

An Act making supplementary appropriation to pay the mileage and per diem of members of the Senate and House of Representatives of the Eleventh Legislature, salaries of officers and employees, and contingent expenses, and declaring an emergency.

and to inform you, and through you, the members of the Honorable Senate that same has been read for the fourth time, and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Bill No. 250 was ordered referred to the Governor for consideration.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 266, by Goodall of the Senate and Adair of the House, entitled:

An Act authorizing the County Treasurer of Adair County, State of Oklahoma, to charge off as a loss the sum of five thousand, four hundred ninety eighty dollars and seventy cents, which was deposited in the de-

funct bank of Stilwell, Oklahoma, and declaring an emergency,

ENGROSSED SENATE BILL NO. 262, by Anglin, entitled:

An Act granting authority to the City of Holdenville, Oklahoma, to issue bonds in an amount within the limits prescribed by the Constitution for the purpose of constructing a bridge over the Canadian River at a point to be selected by the Mayor and City Council of said city at a distance not to exceed ten miles from the corporate limits of the city of Holdenville and declaring an emergency,

ENGROSSED SENATE BILL NO. 269, by Johnson (Creek), entitled:

An Act amending Chapter 134, Session Laws of Oklahoma, 1923, relating to terms of Superior Court of Creek County, Oklahoma, providing that said court shall be held at Bristow and Drumright, transferring the cases now pending in the Superior Court at Sapulpa, and declaring an emergency,

ENGROSSED SENATE BILL NO. 265, by Goodall of the Senate and Adair of the House, entitled:

An Act authorizing the Board of County Commissioners of Adair County, Oklahoma, to expend the sum of thirty seven hundred dollars for the purchase of a lot for the court house of said county and declaring an emergency,

ENGROSSED SENATE BILL NO. 276, by Waldrep of the Senate and Riley and Cobb of the House, entitled:

An Act providing for additional deputy sheriffs, and under-sheriffs in Pottawatomie County, State of Oklahoma, fixing the salaries thereof, fixing the salaries of the county jailers and undersheriffs, making other provisions with reference thereto, repealing all acts and parts of acts in conflict herewith, and declaring an emergency.

ENGROSSED SENATE BILL NO. 85, by Stewart, entitled:

An Act making deficiency appropriation for the payment of Confederate pensions for the fiscal year ending June 30, 1927 and declaring an emergency,

ENGROSSED SENATE BILL NO. 242, by Smith of the Senate and Aldridge of the House, entitled:

An Act providing the compensation of the County Attorney, Sheriff, County Clerk, County Assessor, County Treasurer, Court Clerk, County Superintendent, County Judge and County Commissioners of Seminole County; providing for the appointment and compensation of deputies, assistants and stenographers; repealing all acts and parts of acts in conflict therewith and declaring an emergency,

and to advise you and through you the Honorable Senate that the same have been passed by the House and signed by the Speaker in open session.

Yours very truly,
BERT McDONEL,
Chief Clerk.

Engrossed Senate Bills Nos. 85, 242, 262, 265, 266, 269 and 276 were referred for enrollment.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 403, by Riddle, Logan, and Payne, of the House, and Culp of the Senate:

An Act authorizing the appointment of deputy court clerks in Okmulgee County, Oklahoma, fixing the salary thereof; repealing all acts or parts of acts in conflict therewith and declaring an emergency;

ENGROSSED HOUSE BILL NO. 397, by Smith of Bryan:

An Act forming School District No. 73, Bryan County, Oklahoma, declaring the boundaries thereof, and making all provisions of existing laws relating to schools and school districts, applicable thereto and declaring an emergency;

ENGROSSED HOUSE BILL NO. 367, by Trent:

An Act fixing the salaries of the first deputies of the county clerk and the county treasurer of Roger Mills County; repealing all acts or parts of acts in conflict herewith, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 366, by Fry.

An Act fixing the salary of the deputy county superintendent of public instruction of Noble County, Oklahoma, at one hundred ($100.00) dollars, per month; repealing all acts or parts of acts in conflict therewith and declaring an emergency.

ENGROSSED HOUSE BILL NO. 289, by Campbell, and Strauss, of the House, and Otjen of the Senate:

An Act amending Section 7387, of the Compiled Oklahoma Statutes, 1921, relating to nominating districts of certain counties;

ENGROSSED HOUSE BILL NO. 269, by Bilbrey, by Request.

An Act prohibiting the governing body of any municipal corporation organized and incorporated under the laws of the State of Oklahoma, from selling, leasing, conveying or otherwise disposing of any public utility belonging to such municipal corporation, when the actual cash value of such utility belonging to a city of the first class shall exceed ten thousand ($10,000.00) dollars and a town or village, five thousand ($5,000.00) dollars, unless such sale, lease, conveyance or other disposition of such utility shall be authorized by a majority of the qualified property tax paying voters of said municipality, voting at an election called for such purpose, providing for the manner of holding such election and selling such municipal plant when authorized; and declaring an emergency.

ENGROSSED HOUSE BILL NO. 332, by Chappell:

An Act validating contracts entered into by the Board of Education for Union Graded School District No. 1, at Uncas, Oklahoma, with the Foster Lumber Company of Kildare, Oklahoma, a corporation, Elmer Dougherty and C. O. Spurlock, and declaring an emergency,

ENGROSSED HOUSE BILL NO. 373, by Roe, Hill and Watson of Pittsburg, of the House, and Andrews of the Senate:

An Act authorizing and directing the Board of County Commissioners of Pittsburg County, Oklahoma, to include in its annual estimate, and the Excise Board of said county to make an extra annual levy in a sum equal to one half (½) of one (1) mill for a jury and witness fund in district court, and declaring same not to be a current expense; repealing all acts in conflict herewith and declaring an emergency,

ENGROSSED HOUSE BILL NO. 89, by Ogden:

An Act amending Section 8, Chapter 124, of the Session Laws of Oklahoma, 1923-24, relating to fish and game; and declaring an emergency.

and to inform you and through you the Honorable Senate that the same has been passed by the House of Representatives and signed by the Speaker in open session.

Yours truly,

BERT McDONEL,

Chief Clerk.

The following Message from the Governor was received and read:

To the Honorable Senate and
House of Representatives,
Eleventh Legislature,

BUILDING.

Gentlemen:

I have the honor to report to you that I have received and this day signed Enrolled Senate Bill No. 145, entitled:

> "An Act making an appropriation for the expenses incurred in making the change of administration and in furnishing troops for the escort and as extra police protection for the people of the State attending the inaugural ceremonies on January 10th, 1927, providing the method of filing and auditing said claims, and declarng an emergency,"

and have transmitted same to the Secretary of State, as keeper of the archives of Oklahoma.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

Senator Otjen presiding.

SPECIAL ORDER

SENATE JOINT RESOLUTION NO. 24, by Waldrep, was considered further.

Senator Fidler, having submitted an amendment to Section 1, on Monday, by unanimous consent, withdrew said amendment and submitted the following:

Mr. President: I move to amend Senate Joint Resolution No. 24, line 18, page 5, by substituting for said line 18 and lines 1 to 6, inclusive, page 6, the following: "Such bonds shall be issued to mature serially in twelve equal annual payments of five million dollars each, beginning five years from the date issued. The full faith, credit and resources of the State of Oklahoma are hereby irrevocably pledged for the prompt and full payment of the principal of said bonds and the interest accruing thereon, provided that all that portion of the auto tags and auto license tax and tax on gasoline, now or hereafter levied and reserved for the construction and maintenance of said highways, shall, to the extent necessary, be anually held and applied as a primary fund for the payment and retirement of such annual instalments of principal and interest."

AUSTIN and FIDLER.

Senator Gulager, as an amendment to the Austin-Fidler amendment, submitted the following, which was tabled upon motion of Senator Fidler:

Mr. President: I move to amend Senate Joint Resolution No. 24, line 3 page 6, by striking after the word. "thereof," line 3, and before the word, "the," in line 7.

GULAGER.

The vote recurring on the Austin-Fidler amendment, the same was adopted.

Senator Austin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolu-

tion No. 24, line 12, page 10, by striking all of lines 12, 13, 14, 15, 16 and 17, and the word, "highways," on line 18.

AUSTIN.

Senator Wheatley submitted the following amendment:

Mr. President: I move to amend Senate Joint Resolution No. 24, by striking lines 17 and 18, page 9, and lines 1 to 11, inclusive, page 10.

WHEATLEY.

Senator Waldrep moved to table the Wheatley amendment, which motion failed of adoption.

The vote recurring on the Wheatley amendment, the same was adopted.

Senator Ferguson moved to reconsider the vote by which the Wheatley amendment was adopted.

Senator Gulager moved to table the Ferguson motion.

Senator Waldrep raised a point of order, that a "double barreled" motion could be lodged only on final passage of a measure, which point of order was sustained by the Presiding Officer.

Senator Rexroat moved that further consideraion of Senate Joint Resolution No. 24 be deferred until the next legislative day.

Senator Gulager, as a substitute, moved that further consideration of Senate Joint Resolution No. 24 be indefinitely postponed.

Senator Waldrep. as a substitute for all pending motions, moved that further consideration of Senate Joint Resolution No. 24 be postponed until 1:30 p. m., Thursday, March 10th, which motion was tabled, upon motion of Senator McCurley.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE BILL NO. 403, by Riddle, Logan, and Payne. of the House, and Culp of the Senate.—An Act authorizing the appointment of deputy court clerks in Okmulgee County, Oklahoma, fixing the salary thereof; repealing all acts or parts of acts in conflict therewith and declaring an emergency.

HOUSE BILL NO. 397, by Smith of Bryan.—An Act forming School District No. 73, Bryan County, Oklahoma, declaring the boundaries thereof, and making all provisions of existing laws relating to schools and school districts, applicable thereto and declaring an emergency.

HOUSE BILL NO. 367, by Trent.—An Act fixing the salaries of the first deputies of the county clerk and the county treasurer of Roger Mills County; repealing all acts or parts of acts in conflict herewith, and declaring an emergency.

HOUSE BILL NO. 366, by Fry.—An Act fixing the salary of the deputy county superintendent of public instruction of Noble County, Oklahoma, at one hundred ($100.00) dollars, per month; repealing all acts or parts of acts in conflict therewith and declaring an emergency.

HOUSE BILL NO. 289, by Campbell, and Strauss, of the House, and Otjen of the Senate.—An Act amending Section 7387, of the Compiled Oklahoma Statutes, 1921, relating to nominating districts of certain counties.

HOUSE BILL NO. 269, by Bilbrey, by Request.—An Act prohibiting the governing body of any municipal corporation organized and incorporated under the laws of the State of Oklahoma, from selling, leasing, conveying or otherwise disposing of any public utility belonging to such municipal corporation, when the actual cash value of such utility belonging to a city of the first class shall exceed ten thousand ($10,000.00) dollars, and a town or village, five thousand ($5,000.00) dollars, unless such sale, lease, conveyance or other disposition of such utility shall be authorized by a majority of the qualified property tax paying voters of said municipality, voting at an election called for such purpose providing for the manner of holding such election and selling such municipal plant when authorized; and declaring an emergency.

HOUSE BILL NO. 332, by Chappell.—An Act validating contracts entered into by the Board of Education for Union Graded School District No. 1, at Uncas, Oklahoma, with the Foster Lumber Company of Kildare, Oklahoma, a corporation, Elmer Dougherty and C. O. Spurlock, and declaring an emergency.

HOUSE BILL NO. 373, by Roe, Hill and Watson of Pittsburg, of the House, and Andrews of the Senate.—An Act authorizing and directing the Board of County Commissioners of Pittsburg County, Oklahoma, to include in its annual estimate, and the Excise Board of said county to make an extra annual levy in a sum equal to one-half (½) of one (1) mill for a jury and witness fund in District Court, and de-

claring same not to be a current expense; repealing all acts in conflict herewith and declaring an emergency.

HOUSE BILL NO. 89, by Ogden.—An Act amending Section 8, Chapter 124, of the Session Laws of Oklahoma, 1923-24, relating to fish and game; and declaring an emergency.

Upon motion of Senator Rexroat, the Senate adjourned to meet under the rules.

FIFTY-SIXTH LEGISLATIVE DAY

Thursday, March 10, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by the President Pro Tempore.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 39.

Excused: Culp, Reed, Smith, Waldrep. Total 4.

Absent: 0.

Resigned: Total 1.

The President Pro Tempore announced a quorum present.

Prayer was offered by the Chaplain.

COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the calendar, unless otherwise indicated.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE JOINT RESOLUTION NO. 32, by Anglin, entitled:

> A Resolution appropriating six thousand dollars to pay the expenses of the Special Supreme Court of the State of Oklahoma appointed by the Governor for the purpose of trying the contempt cases against H. Bart Martin and O. O. Owens, providing the method of paying said expenses and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Insurance to whom was referred SENATE BILL NO. 154, by Gulager, entitled:

> An Act regulating transactions of insurance companies and insuror in the State of Oklahoma, providing a penalty for violation thereof, prescribing a fee for registration and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PECK, Chairman.

Mr. President: We, your Committee on Insurance to whom was referred SENATE BILL NO. 196, by Shearer Fidler, Johnson (Creek), VanDall, Gulager, Rice and Peck, entitled:

> An Act amending Section 6729 Compiled Oklahoma Statutes 1921 relating to medical examination for life insurance and certain acts amending the same to wit: Chap. 92, Session Laws of Okla., 1925, and Chap. 132, Session Laws of Okla., 1925, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PECK, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 200, by Rice entitled:

> An Act amending Section 7651 Chapter 64, Article 2, Compiled Statutes of Oklahoma, 1921, relating to filing of chattel mortgages, the keeping of records thereof and furnishing of copies of such record,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

STIGLER, Chairman.

Upon motion of Senator Stigler, the adverse report was adopted.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 204, by Johnson (Creek), Looney and Reed of the Senate, and Reece, McLaury Windle, Nash and Beck, of the House, entitled:

> An Act making an appropriation for the rebuilding and equipment of a poultry brooder house at the Agricultural and Mechanical College at Stillwater, Oklahoma, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 272 by Fidler, entitled:

> An Act authorizing sale of life estates and other estates and providing for the investment of proceeds thereof,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

STIGLER, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 281, by Hill and Fidler, of the Senate, and Hill, of the House, entitled:

> An Act making supplementary appropriation for salaries support and maintenance of the University Hospital, located at Oklahoma City, Oklahoma for the fiscal

year ending June 30, 1927, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 285, by Fidler and George, entitled:

An Act appropriating $15,000.00 out of the revolving fund of the Oklahoma State Penitentiary at McAlester, Oklahoma, to be used as a cash emergency fund for said institution; providing for the replenishment thereof, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 295, by Goodall, entitled:

An Act making supplementary appropriation for the office of State Reporter for the fiscal year ending June 30th, 1927, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 300, by Rice and Fidler, entitled:

> An Act creating juvenile or probation officer in counties having a population of oved 116 000 persons, according to the last Federal census and providing for the compensation and manner of appointment, etc., and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

STIGLER, Chairman.

Upon motion of Senator Stigler, the adverse report was adopted.

Mr. President: We, your Commitee on Appropriations to whom was referred SENATE BILL NO. 301, by Gray, Rice and Nesbitt, entitled:

> An Act providing for the appointment of county agents and county home demonstration agents by the Extension Department of the Agricultural and Mechanical College of Oklahoma, fixing an appropriation therefor; requiring counties to pay the expense thereof; repealing all acts and parts of acts in conflict therewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 306, by Committee on Judiciary No. 1, entitled:

> An Act concerning the taking of depositions in this State to be used in any foreign jurisdiction and to make uniform the law with reference thereto, repealing all acts in conflict therewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STIGLER, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 307, by Committee on Judiciary No. 1, entitled:

> An Act concerning the proof of statutes of other jurisdictions and to make uniform the law with reference thereto, repealing all acts in conflict therewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STIGLER, Chairman.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 19, 37, 85, 242, 262, 265, 266, 269 and 276 all correctly enrolled.

BOYER, Chairman.

Senator Shearer presiding.

Senate Bill No. 19 was read for the fourth time, the enrolled copy signed in open session by the Presiding Officer and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Johnson (Creek) presiding.

Senate Bill No. 37 was read for the fourth time, the enrolled copy signed in open session by the Presiding Officer and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Stewart presiding.

Senate Bill No. 85 was read for the fourth time, the enrolled copy signed in open session by the Presiding Officer and ordered transmitted to the Honorable House for the signature of the Speaker.

The President Pro Tempore presiding.

Senate Bill No. 242 was read for the fourth time, the enrolled copy signed in open session by the President Pro Tempore and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Anglin presiding.

Senate Bill No. 262 was read for the fourth time, the enrolled copy signed in open session by the Presiding Officer and ordered transmitted to the Honorable House for the signature of the Speaker.

The President Pro Tempore presiding.

Senate Bills Nos. 265 and 266 were each read for the fourth time, the enrolled copies signed, in open session, by the President Pro Tempore and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Johnson (Creek) presiding.

Senate Bill No. 269 was read for the fourth time, the enrolled copy signed, in open session, by the Presiding Officer and ordered transmitted to the Honorable House for the signature of the Speaker.

The President Pro Tempore presiding.

Senate Bill No. 276 was read for the fourth time, the enrolled copy signed, in open session, by the Presiding Officer and ordered transmitted to the Honorable House for the signature of the Speaker.

FIRST READING

The following bills and resolutions were introduced and read for the first time:

SENATE BILL NO. 314, by Gulager.—An Act providing for three additional sheriffs for Muskogee County, Oklahoma, in addition to those already allowed by law; and fixing a salary of said deputy sheriffs, and declaring an emergency.

SENATE BILL NO. 315, by Anglin.—An Act making appropriation out of Oklahoma State University dormitory sinking fund and the Agricultural and Mechanical College

dormitory sinking fund to reimburse the public building fund for moneys already appropriated out of the public building fund for the purpose of paying interest on Oklahoma University dormitory building bonds and A. & M. College dormitory building bonds, and declaring an emergency.

SENATE BILL NO. 316, by Terwilleger.—An Act providing for the better security of the funds of independent school districts and united independent school districts of the State, requiring surety bonds of the treasurers of such districts and fixing the amount thereof, requiring all treasurers of such districts to invest the sinking fund money of such districts in certain securities requiring that all receipts of sinking funds and general fund money shall be promptly deposited in certain banks, providing the security which such banks shall furnish for said money, providing for the safe keeping of all securities and investments held by said treasurer, providing penalties for failure to comply with the provisions of this act, repealing all acts or parts of acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 317, by Boyer.—An Act authorizing the county commissioners of any county in this State, which county has a population of not less than 16,300 nor more than 16 800 according to the Federal census of 1920, or according to any succeeding Federal census, to waive the penalty prescribed on delinquent ad valorem taxes: and declaring an emergency.

SENATE BILL NO. 318 by Austin.—An Act amending Section 11032 C. O. S. 1921, relating to trusts and pools, repealing all laws in conflict herewith and declaring an emergency.

SENATE BILL NO. 319, by Committee on Privileges and Elections.—An Act repealing Section 6125 and amending Section 6178 C. O. S. 1921, relating to primary and general elections and repealing all acts or parts of acts in conflict therewith.

SENATE BILL NO. 320, by Committee on Privileges and Elections.—An Act to amend Section 6651 C. O. S. 1921, and to amend Chapter 50 of said statutes to prohibit fraud and corrupt practices in the circulation and signing of petitions in the initiative and referendum and declaring an emergency.

SENATE BILL NO. 321, by Rexroat.—An Act defining and fixing the amount of liability of hotels and inn keepers to their guests and the general public for loss of money, valuables, baggage, providing punishment for violations hereof; repealing all acts or parts of acts in conflict herewith and declaring an emergency.

SENATE BILL NO. 322, by Stigler of the Senate by Request.—An Act granting power to the Board of County Commissioners of any county in the State of Oklahoma to use the sinking fund of the county derived from penalties, interests and forefeitures accrued or to accrue as penalties or delinquent taxes for the purpose of purchasing land for a building site for a county court house or erecting, repairing or constructing a county court house, providing the method therefor, repealing all acts in conflict herewith, and declaring an emergency.

SENATE BILL NO. 323, by Austin.—An Act amending Chapter 29, Session Laws 1923, being Section 11024, C. O. S. 1921, and declaring an emergency.

SENATE BILL NO. 324 by Austin, Williamson and Gray.—A Bill providing grounds for contest for primary and general elections, prescribing procedure, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 48, by Boyer.—Authorizing the county treasurer of Comanche County, Oklahoma, to strike from the tax rolls all taxes assessed prior to the year 1912 against lots in the towns of Hulen, Ahpeatone, Devol, Randlett, Temple and Walters, Cotton County, Oklahoma, and declaring an emergency.

SENATE JOINT RESOLUTION NO. 49, by Johnson of Creek.—A Resolution authorizing the State Library to furnish a complete set of Oklahoma Reports to the A. & M. College at Stillwater, and declaring an emergency.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 312, by Committee on Roads and Highways.—To Committee on Judiciary No. 1.

SENATE BILL NO. 313, by VanDall.—To Committee on Revenue and Taxation.

SENATE JOINT RESOLUTION NO. 47, by Rice.—To Committee on Constitution and Constitutional Amendments.

HOUSE BILL NO. 403, by Riddle, Logan, and Payne of the House, and Culp of the Senate.

Upon motion of Senator Johnson (Creek), the rules of the Senate were suspended and House Bill No. 403 was ordered printed and placed upon the calendar, without reference to a Committee.

HOUSE BILL NO. 397, by Smith of Bryan.

Upon motion of Senator McCurley, the rules of the Senate were suspended and House Bill No. 397 was ordered printed and placed upon the calendar, without reference to a Committee.

HOUSE BILL NO. 367, by Trent

Upon motion of Senator Shepherd, the rules of the Senate were suspended and House Bill No. 367 was ordered printed and placed upon the calendar, without reference to a Committee.

HOUSE BILL NO. 366, by Fry.

Upon motion of Senator Ferguson, House Bill No. 366 was referred to the Committee on Municipal Corporations.

HOUSE BILL NO. 289, by Campbell and Strauss, of the House, and Otjen of the Senate.

Upon motion of Senator Otjen, the rules of the Senate were suspended and House Bill No. 289 was ordered printed and placed upon the calendar, without reference to a Committee.

HOUSE BILL NO. 269, by Bilbrey, by Request.—To Committee on Municipal Corporations.

HOUSE BILL NO. 332, by Chappell.—To Committee on Education.

HOUSE BILL NO. 373, by Roe, Hill and Watson of Pittsburg, of the House, and Andrews of the Senate.—To Committee on State and County Affairs.

HOUSE BILL NO. 89, by Ogden.—To Committee on Fish and Game.

Senator Pullen moved that SENATE BILL NO. 108, by Pullen, be withdrawn from the Committee on Appropriations and placed upon the calendar.

Senator Anglin moved to table the Pullen motion, which prevailed, upon a roll call as follows:

Ayes: Andrews, Anglin, Boyer, Clark, Ferguson, George, Gray, Hill, Johnson (Creek), Kimerer, Marshall, Peck, Powers, Rexroat, Shearer, Stewart, Stigler, Storms, Terwilleger, VanDall, Wheatley, Williamson. Total 22.

Nays: Darnell, Goodall, Gulager, Loofbourrow, McCurley, Nesbitt, Otjen, Pullen, Shepherd, Simmons, Thomas. Total 11.

Absent: 0.

Not Voting: Austin, Graham, Harper, Looney, Rice. Total 5.

Excused: Culp, Reed, Smith, Waldrep. Total 4.

Resigned: Total 1.

Excused From Voting: Fidler. Total 1.

Senator Fidler sent up the following explanation of his request, which was granted, to be excused from voting:

Mr. President: Owning stock in a school book company prohibits me from voting on any bill of this nature, even though the Company in which I am interested has no contract with the State of Oklahoma.

FIDLER.

The following Messages from the Honorable House were received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 252, by Reily, Hines, Watson (of Kiowa), McLaury, Ware and Windle, entitled:

An Act relating to the distribution of certain funds and revenues derived from automobile license tax and from the gasoline excise tax, repealing all acts or parts of acts in conflict therewith and declaring an emergency;

ENGROSSED HOUSE BILL NO. 358, by Cash and Battenfield of the House and Wheatley of the Senate, entitled:

An Act relating to the County Commissioners in counties having a population of not less than 18,750 and not more than 19,300 and in counties having a population of not less than 16,685, and not more than 17,510

according to the last preceding Federal decennial census or any future Federal census, repealing House Bill No. 280, Chapter 168, Session Laws, 1925, page 271, and all laws and parts of laws in conflict herewith, and declaring an emergency,

ENGROSSED HOUSE BILL NO. 333, by Carmichael, entitled:

An Act fixing the salary of the deputy county assessor in all counties of the State of Oklahoma, having a population of not less than 18,950 and not more than 19 000 according to the last decennial Federal census,

ENGROSSED HOUSE BILL NO. 389, by Hines, of the House and Thomas of the Senate, entitled:

An Act providing, in addition to salaries now fixed by law, certain compensation for the Board of County Commissioners of Washita County, Oklahoma, for the inspection of county road and bridge work,

and to inform you and through you the Honorable Senate that the same have been passed by the House of Representatives and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,

Chief Clerk.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 15, by Goodall, Loofbourrow and Graham, entitled:

An Act amending Section 5735 of the Compiled Oklahoma Statutes, 1921, as amended by Section 1 of Chapter 121 of the Session Laws of Oklahoma, 1924, fixing and reducing the terms of office of the County Attorney, Court Clerk, County Clerk, County Surveyor, Superintendent of Public Instruction County Sheriff, County Treasurer, County Public Weigher, County Assessor and Three County Commissioners in every County of the State of Oklahoma, providing for service of unexpired terms,

and to advise you and through the Honorable Senate that same has been passed by the House of Representatives, AS AMENDED, and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed House Amendments to Senate Bill No. 15 were read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT NO. 1. That Section 1, line 4. of Senate Bill No. 15, be amended by striking the figures "1924" and substituting therefor, the following: "1923-1924."

ENGROSSED HOUSE AMENDMENT NO. 2. That Section 1, lines 14, 15 and 16 (printed copy), of Senate Bill No. 15, be amended by striking that part of lines 14, 15 and 16,

beginnig with the words "County Judge" on line 14, down to and including the word "the" in line 16.

ENGROSSED HOUSE AMENDMENT NO. 3. That the title of Senate Bill No. 15, be amended to read as follows:

"An Act amending Section 5735, of the Compiled Oklahoma Statutes, Annotated, 1921, as amended by Section 1, of Chapter 121, of the Session Laws of Oklahoma for 1923-1924, fixing and reducing the terms of office of the County Attorney, Court Clerk, County Clerk, County Surveyor, County Superintendent of Public Instruction, Sheriff, County Treasurer, County Public Weigher, County Assessor, and three (3) County Commissioners in every County in the State of Oklahoma; providing for service of unexpired terms; and declaring an emergency."

Upon motion of Senator Goodall, the Senate concurred in House Amendments to Senate Bill No. 15.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gulager, Harper, Hill, Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Simmons, Stigler, Storms, Terwilleger, VanDall, Wheatley, Williamson. Total 30.

Nays: Anglin, Austin, Gray, Johnson (Creek), Looney, Stewart. Total 6.

Absent: 0.

Not Voting: Andrews, Peck, Thomas. Total 3.

Excused: Culp, Reed, Smith, Waldrep. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gulager, Harper, Hill, Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen Rexroat, Rice, Shearer, Shepherd, Simmons, Stigler Storms, Terwilleger, VanDall, Wheatley, Williamson. Total 30.

Nays: Anglin, Austin, Gray, Johnson (Creek) Looney, Stewart. Total 6.

Not Voting: Andrews, Peck, Thomas. Total 3

Absent: 0.

Excused: Culp, Reed, Smith, Waldrep. Total 4.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed Engrossed House Amendments to Senate Bill No. 15 and referred the same for enrollment.

THIRD READING

HOUSE BILL NO. 49 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Rice, Shearer, Shepherd, Simmons, Stewart Stigler, Storms, Terwilleger, Wheatley, Williamson. Total 33.

Nays: Pullen. Total 1.

Not Voting: Anglin, Peck, Rexroat, Thomas, VanDall. Total 5.

Absent: 0.

Excused: Culp, Reed, Smith, Waldrep. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Mar-

shall, McCurley, Nesbitt, Otjen, Powers, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, Wheatley, Williamson. Total 33.

Nays: Pullen. Total 1.

Not Voting: Anglin, Peck, Rexroat, Thomas, VanDall. Total 5.

Absent: 0.

Excused: Culp, Reed, Smith, Waldrep. Total 4.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 49 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 303 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, George, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, Wheatley, Williamson. Total 31.

Nays: Ferguson, Kimerer. Total 2.

Not Voting: Graham, Peck, Pullen, Rexroat, Thomas, VanDall. Total 6.

Absent: 0.

Excused: Culp, Reed, Smith, Waldrep. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 303 and ordered the same transmitted to the Honorable House.

HOUSE JOINT RESOLUTION NO. 9 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham Gray, Gulager, Harper Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt Otjen, Powers, Rice, Shepherd, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Andrews, Peck, Pullen Rexroat, Shearer, Simmons. Total 6.

Absent: 0.

Excused: Culp, Reed, Smith, Waldrep. Total 4.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of House Joint Resolution No. 9 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 300 was read for the third time at length.

Senator Nesbitt moved to reconsider the vote by which House Bill No. 300 was advanced to engrossment and third reading, which motion prevailed.

Senator Nesbitt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 300, line 4, page 1, by striking after the word, "be," the word, "issued," and inserting the word "used"

NESBITT.

Senator Nesbitt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 300, line 5, page 1, by striking after the word, "heretofore," and before the word, "the," in line 6, page 1, the following "purchased by the Sinking fund of said county," and substituting

therefor, "issued and being or remaining outstanding and unpaid."

NESBITT.

Senator Nesbitt submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 300, by adding the following Section 2: "All acts or parts of acts in conflict herewith are hereby repealed."

NESBITT

Senator Nesbitt submitted the following amendment, which was adopted:

Mr. President: I move to amend the title to House Bill No. 300, by adding the words, "and repealing all acts and parts of acts in conflict herewith."

NESBITT.

Upon motion of Senator Nesbitt, House Bill No. 300, as amended was advanced to engrossment and third reading.

Upon motion of Senator Gulager, the rules of the Senate were suspended and House Bill No. 300, as amended, was considered engrossed and placed upon third reading and final passage.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gulager, Harper, Hill, Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Rice, Shearer, Shepherd, Simmons, Stewart Stig-

ler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Andrews, Gray, Johnson (Creek), Looney Peck, Rexroat. Total 6.

Absent: 0.

Excused: Culp, Reed, Smith, Waldrep. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 300 was referred for proper engrossment.

The following Message from the Honorable House was received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 381, by Logan and Riddle of the House, and Culp of the Senate, entitled:

An Act providing for the appointment of a special deputy in the Assessor's Office in Okmulgee County, Okla-

homa to discover and assess omitted or delinquent property and fixing a salary therefor,

and to advise you, and through you, the Honorable Senate, that the same has been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk

House Bill No. 381 was read for the fourth time, the enrolled copy signed by the President Pro Tempore in open session, and ordered returned to the Honorable House.

The following Messages from the Governor were received and read:

March 9, 1927.

To the Honorable Senate and
House of Representatives,
Eleventh Legislature,

BUILDING.

Gentlemen:

I have the honor to report to you that I have received and this day signed ENROLLED SENATE BILL NO. 175 entitled:

"An Act to authorize the acquisition of the property of Southern Power and Light Company by the South western Light and Power Company and declaring an emergency,"

and have transmitted same to the Secretary of State, as keeper of the archives of Oklahoma.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor

March 9, 1927.

To the Honorable Senate and
House of Representatives,
Eleventh Legislature,

BUILDING.

Gentlemen:

I have the honor to report to you that I have received and this day signed ENROLLED SENATE JOINT RESOLUTION NO. 3, entitled:

"A Resolution authorizing the Board of Regents of the University of Oklahoma to expend certain moneys in the hands of the State Treasurer to the credit of the University Hospital of Oklahoma, for the purpose of erecting and equipping a Medical School building, or buildings, on the site of the Medical Department of the University of Oklahoma for said Hospital, and declaring an emergency."

Also, ENROLLED HOUSE BILL NO. 170, entitled:

"An Act amending Chapter 105, Session Laws, 1923, providing for medical and surgical treatment and hospital care of children who are afflicted with any malady or deformity which can likely be remedied

whose parents or other persons legally chargeable with their support, are unable to provide such treatment and care; providing for payment of the expenses thereof, and conferring jurisdiction on juvenile courts in such cases; providing for the commitment of such children to the University Hospital; defining the powers and duties of said institutions; further providing for commitment of such children to other hospitals in certain cases; authorizing the University Hospital to bear certain expense hereunder; providing for qualifications and approval of hospitals, physicians and surgeons; providing for clinics to be held throughout the State; providing for the levy of a tax for expenditures hereunder, and repealing all laws in conflict herewith and declaring an emergency."

and have transmitted same to the Secretary of State, as keeper of the archives of Oklahoma.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

March 9, 1927

To the Honorable Senate and
House of Representatives,
Eleventh Legislature,

BUILDING.

Gentlemen:

I have the honor to report to you that I have received and this day signed ENROLLED SENATE BILL NO. 105, which is entitled:

"An Act making a supplemental appropriation for support and maintenance of the Oklahoma School for the Deaf at Sulphur, Oklahoma, for the fiscal year ending June 30th, 1927, and declaring an emergency."

Also ENROLLED HOUSE BILL NO. 244, entitled:

"An Act regulating the salaries of the county judge, county attorney, court clerk, county superintendent, county clerk, county treasurer, county assessor and county sheriff, also for the appointment and compensation of deputies, additional deputies, assistants, stenographers, under-sheriffs and jailors in the various county offices of county attorney, court clerk, county clerk, county treasurer, county assessor, county superintendent and county sheriff of Washington County Oklahoma, providing the manner, method and procedure of such appointments; fixing the number thereof and the maximum limit of such compensation; repealing all acts and parts of acts in conflict herewith and declaring an emergency."

Also, ENROLLED HOUSE BILL NO. 149, entitled:

"An Act creating the position of stenographer in the office of the Referee for the Supreme Court, fixing the salary therefor, providing for pay of such salary, and declaring an emergency."

and have transmitted same to the Secretary of State, as keeper of the archives of Oklahoma.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

March 10, 1927.

To the Honorable Senate and
House of Representatives,
Eleventh Legislature,

BUILDING.

Gentlemen:

I have the honor to report to you that I have received and on the 9th day of March, 1927, signed and have transmitted to the Secretary of State, the following bills:

ENROLLED HOUSE BILL NO. 314, entitled:

"An Act authorizing the Board of Trustees of the town of Haskell, Muskogee County, Oklahoma, to reduce and remit the penalty and interest on delinquent special assessment on property in said town in paving district No. 1, and authorizing the county treasurer of Muskogee County, Oklahoma, to collect said delinquent special assessments without collecting such penalties and interest; repealing all acts and parts of acts in conflict herewith; and declaring an emergency."

ENROLLED HOUSE JOINT RESOLUTION NO. 14 entitled:

"A Resolution authorizing an extension of time of payment of the first half of the 1926 ad valorem taxes until September 1st, 1927, and providing that the last half of the 1926 ad valorem taxes shall not become delinquent until the 15th day of October, 1927, in all counties having a population of not less than fifty-two thousand five hundred fifty (52,550), and

not more than fifty-two thousand five hundred seventy (52,570) according to the last Federal decennial census; and relieving the tax payers of all penalty of such taxes and declaring an emergency."

ENROLLED HOUSE BILL NO. 253, entitled:

"An Act authorizing the County Commissioners of Payne County, Oklahoma, to make a special levy for the purpose of erecting buildings for the free fair association upon real estate owned by the said county or a municipal corporation therein, under contract or lease, for use as exhibit grounds for free county fair, and declaring an emergency."

ENROLLED HOUSE BILL NO. 216, entitled:

"An Act making an appropriation for the purchase of an automobile to be used for the benefit and transportation of ex-Confederate soldiers residing at the Oklahoma Confederate Home at Ardmore, Oklahoma and declaring an emergency."

ENROLLED HOUSE BILL NO. 113, entitled:

"An Act making appropriation to pay the cities and towns named, the total of the amount of money collected by the State Insurance Commissioner from the insurance companies and which has been turned into the State Treasury as provided in Article 5, Chapter 29 Compiled Oklahoma Statutes, 1921, and declaring an emergency."

ENROLLED HOUSE BILL NO. 321 entitled:

"An Act amending Section One, Chapter 88, Oklahoma Session Laws, 1923-24, and fixing the number and

the salaries of deputies in the office of the county treasurer in counties having a population of not less than thirty-seven thousand nine hundred (37,900), and not to exceed thiriy-seven thousand nine hundred ten (37,910), according to the Federal census of 1920, or any succeeding Federal census, and declaring an emergency."

ENROLLED HOUSE BILL NO. 286, entitled:

"An Act making an appropriation of eight hundred ($800.00) dollars, to be used by the Department of Agriculture of the State of Oklahoma in inspecting seed sweet and Irish potatoes and declaring an emergency."

ENROLLED SENATE BILL NO. 68, entitled:

"An Act making an emergency appropriation for the year ending June 30th, 1927, for the Commissioners of the Land Office for abstracts, foreclosures and dispossessions, and declaring an emergency."

ENROLLED SENATE BILL NO. 211, entitled:

"An Act abolishing the office of county surveyor in Texas County and declaring an emergency."

ENROLLED SENATE BILL NO. 112, entitled:

"An Act providing for a first and second deputy in the office of the County Treasurer of Beckham County Oklahoma, and fixing their salaries, and declaring an emergency."

ENROLLED HOUSE BILL NO. 195, entitled:

"An Act fixing the salary of the county attorney, assistant county attorney and county attorney's stenographer of Carter County, Oklahoma, and repealing Section Two, of Chapter 120, of the Session Law of Oklahoma 1921, and Section Three of Chapter 109, of the Session Laws of Oklahoma 1919, and declaring an emergency."

And on the 10th day of March, 1927, signed Enrolled House Bill No. 224, entitled:

"An Act designating nominating district for district court judicial district No. 15, of the State of Oklahoma, and declaring an emergency."

Also Enrolled Senate Bill No. 212, entitled:

"An Act abolishing the office of county surveyor in Beaver County, and declaring an emergency."

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

SPECIAL ORDER

HOUSE BILL NO. 241, by Daniel, Stovall, et al, having been made special order, was taken up for consideration.

Senator Anglin raised a point of order against consideration of House Bill No. 241, stating the bill had not been before the Appropriations Committee.

The Anglin point of order was sustained and House Bill No. 241 was ordered referred to the Appropriations Committee.

HOUSE CONCURRENT RESOLUTION NO. 3, by Laskey, et al, being a Special Order was called up for consideration.

Senator Pullen moved that further consideration of House Concurrent Resolution No. 3 be indefinitely postponed.

Senator Looney raised a point of order, which was sustained, against the Pullen motion, stating a motion to reconsider the vote by which House Concurrent Resolution No. 3 failed of adoption, had not been made.

Senator Gulager moved to reconsider the vote by which House Concurrent Resolution No. 3 failed of adoption.

Senator Pullen, as a substitute, moved that further consideration of House Concurrent Resolution No. 3 be indefinitely postponed.

Senator Thomas, as a substitute for all pending motion, moved that the men of the Senate vote the wishes of their wives, and not the wishes of other women, in casting their decision on House Concurrent Resolution No. 3, which motion was lost for the want of a second.

Vice President Pro Tempore Stigler presiding

Senator Rexroat moved the previous question, which motion prevailed.

The vote recurring on the Pullen motion, the same failed of adoption, upon a roll call, as follows:

Ayes: Andrews, Austin, Darnell, Ferguson, Graham, Hill, Johnson (Creek), Loofbourrow, Nesbitt, Pullen, Shepherd, Simmons, Stewart, Terwilleger, Thomas, VanDall, Wheatley. Total 17.

Nays: Anglin, Boyer, Clark, Fidler, George, Goodall, Gray, Gulager, Harper, Kimerer, Looney, Marshall, McCurley, Otjen, Peck, Powers, Rexroat, Rice, Shearer, Stigler, Storms, Williamson. Total 22.

Absent: 0.

Excused: Culp, Reed, Smith, Waldrep. Total 4

Resigned: Total 1.

President Pro Tempore Williamson presiding.

The vote recurring on the Gulager motion, to reconsider the vote by which House Concurrent Resolution No. 3 failed of adoption, the same prevailed, upon a roll call as follows:

Ayes: Anglin, Boyer, Clark, Fidler, George, Goodall, Gray, Gulager, Harper, Kimerer, Looney, Marshall, McCurley, Otjen, Peck, Powers, Rexroat, Rice, Shearer, Stigler, Storms, Williamson. Total 22.

Nays: Andrews, Austin, Darnell, Ferguson, Graham, Hill, Johnson (Creek), Loofbourrow, Nesbitt, Pullen, Shepherd, Simmons, Stewart, Terwilleger, Thomas, VanDall, Wheatley. Total 17.

Absent: 0.

Excused: Culp, Reed, Smith, Waldrep. Total 4.

Resigned: Total 1.

Senator Fidler moved that further consideration of House Concurrent Resolution No. 3 be set down for Special Order, at 2:30 p. m., Friday, March 11th.

Senator Pullen, as a substitute, moved that House Concurrent Resolution No. 3 be placed on third reading and final passage at this time.

Senator Rexroat moved to table the Pullen motion.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE BILL NO. 252, by Reily, Hines, Watson (of Kiowa), McLaury, Ware and Windle, entitled—An Act relating to the distribution of certain funds and revenues derived from automobile license tax and from the gasoline excise tax, repealing all acts or parts of acts in conflict therewith and declaring an emergency.

HOUSE BILL NO. 358, by Cash and Battenfield of the House and Wheatley of the Senate, entitled—An Act relating to the County Commissioners in counties having a population of not less than 18,750 and not more than 19,300 and in counties having a population of not less than 16 685, and not

more than 17,510, according to the last preceding federal decennial census or any future federal census, repealing House Bill No. 280, Chapter 188, Session Laws, 1925, page 271, and all laws and parts of laws in conflict herewith, and declaring an emergency.

HOUSE BILL NO. 333, by Carmichael, entitled.—An Act fixing the salary of the deputy county assessor in all counties of the State of Oklahoma having a population of not less than 18,950 and not more than 19,000 according to the last decennial federal census.

HOUSE BILL NO. 389, by Hines, of the House, and Thomas of the Senate, entitled.—An Act providing, in addition to salaries now fixed by law, certain compensation for the Board of County Commissioners of Washita County, Oklahoma, for the inspection of county road and bridge work.

Senator Rexroat moved that the Senate adjourn, under the rules, which motion prevailed.

FIFTY-SEVENTH LEGISLATIVE DAY

Friday, March 11 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers Pullen, Revroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart Stigler, Storms, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 40.

Excused: Culp, Reed, VanDall. Total 3.

Resigned: Total 1.

The President announced a quorum present.

Prayer was offered by Dr. Reynolds, of the Culbertson Heights Church, this City.

COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and place upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on State and County Affairs to whom was referred HOUSE JOINT RESOLUTION NO. 29, by Graham and Leecraft, entitled:

> A Joint Resolution authorizing the State Board of Public Affairs to build or cause to be built a mansion for the Governor of Oklahoma on lands owned by the State and adjacent to the Capitol Building, amending House Bill No. 35 approved by etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman.

Mr. President: We, your Committee on Education to whom was referred HOUSE BILL NO. 46, by Logan, Brown, Brewer, Lane, Thompson (of Garvin), Manning, Gilmer, Daniel, Bell, Dukes, Riddle, Fraley, Watson and Aldridge of the House and George, Loofbourrow, Johnson (Caddo), Pullen, Johnson (Creek), Williamson and Stigler, of the Senate, entitled:

> An Act amending Section 10718, Compiled Oklahoma Statutes, 1921, relating to the Government of the University of Oklahoma; the appointment of a

Board of Regents; providing for the tenure of office and removal of same and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, by adding at the conclusion of Section 1 the following:

Provided that the present members of the Board of Regents shall continue as such for the term for which they have been appointed to the same extent as if appointed under this Act.

STORMS, Chairman.

Mr. President: We, your Committee on Legal Advisory, to whom was referred HOUSE BILL NO. 299, by Cardwell, entitled:

An Act providing that the county treasurer of Coal County, Oklahoma, in addition to his other duties, shall be the Treasurer of each Independent School District of said County, and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

OTJEN, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred HOUSE BILL NO. 373, by Roe, Hill and Watson of Pittsburg, of the House and Andrews, of the Senate, entitled:

An Act authorizing and directing the Board of County Commissioners of Pittsburg County, Oklahoma, to include in its annual estimate, and the Excise Board of said county to make an extra annual levy in a sum equal to one-half (½) of one (1) mill for a jury and witness fund in district court and declaring same not to be a current expense; etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman.

Mr. President: We, your Committee on Roads and Highways, to whom was referred HOUSE BILL NO. 356, by Johnson of Comanche, Singletary, Hybarger of the House, and Reed of the Senate, entitled:

An Act amending Section 1 Chapter 113, Oklahoma Session Laws, 1925, relating to audits of the books and files of the State Highway Commission and its agents and employees; providing for the payment of the costs thereof, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STEWART, Chairman.

Mr. President: We, your Committee on Constitution and Constitutional Amendments to whom was referred SENATE JOINT RESOLUTION NO. 2, by Mrs. Looney, entitled:

A Resolution authorizing the submission of a proposed amendment to the Constitution to the People for their approval or rejection, said proposed amendment being an amendment to Section 3, Article 6, of the Constitution of the State of Oklahoma,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MARSHALL, Chairman.

Mr. President: We, your Committee on Constitution and Constitutional Amendments to whom was referred SENATE JOINT RESOLUTION NO. 17, by Stigler, entitled:

A Resolution authorizing the submission for a proposed amendment to the Constitution of the State of Oklahoma to the People for their approval or rejection, said proposed amendment being an amendment to Section 19, Article 6, of the Constitution of the State of Oklahoma,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MARSHALL, Chairman.

Mr. President: We, your Committee on Constitution and Constitutional Amendments to whom was referred SENATE JOINT RESOLUTION NO. 18, by Stigler entitled:

A Resolution authorizing the submission of a proposed amendment to the Constitution to the People for their approval or rejection, said proposed amendment being an amendment to Section 20, Article 6, of the Constitution of the State of Oklahoma.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MARSHALL, Chairman.

Mr. President: We, your Committee on Constitution and Constitutional Amendments to whom was referred SENATE JOINT RESOLUTION NO. 19, by Stigler, entitled:

A Resolution authorizing the submission of a proposed amendment to the Constitution to the People for their approval or rejection, said proposed amendment being an amendment to Section 23, of Article 6, of the Constitution of the State of Oklahoma

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MARSHALL, Chairman.

Mr. President: We, your Committee on Constitution and Constitutional Amendments to whom was referred SENATE JOINT RESOLUTION NO. 20, by Stigler, entitled:

A Resolution authorizing the submission of a proposed amendment to the Constitution, to the People for their approval or rejection, said proposed amendment being an amendment to Section 27, of Article 6, of the Constitution of the State of Oklahoma.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MARSHALL, Chairman.

Mr. President: We, your Committee on Constitution and Constitutional Amendments to whom was referred SENATE JOINT RESOLUTION NO. 23, by Anglin, entitled:

> A Resolution ratifying the proposed amendment to the Constitution of the United States to give Congress the power to limit regulate and prohibit the labor of persons under eighteen years of age; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MARSHALL, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE JOINT RESOLUTION NO. 27, by Anglin, entitled:

> A Resolution appropriating the sum of $262.50 to pay salary of Mrs. Mary C. Perkins, Secretary of the Oklahoma Real Estate Commission, from December 15, 1925, to and including January 31, 1926, and directing the State Treasurer to pay the same out of Real Estate Commission Fund; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Upon motion of Senator Anglin, Senate Joint Resolution No. 27 was advanced to engrossment and third reading.

Mr. President: We, your Committee on Constitution and Constitutional Amendment, to whom was referred SENATE BILL NO. 45, by Austin, Stigler, Darnell, Wheatley and Otjen, entitled:

> A Resolution authorizing the submission of a proposed amendment to the constitution of Oklahoma to the People for approval or rejection; such proposed amendment being for the authorization of a Board of Pardons,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MARSHALL, Chairman.

Mr. President: We, your Committee on Constitution and Constitutional Amendments to whom was referred SENATE JOINT RESOLUTION NO. 47, by Rice, entitled:

> A Resolution authorizing the submission of a proposed amendment to the Constitution of Oklahoma, to the People thereof for their approval or rejection, said proposed amendment being to Section 21, Article 5, of the Constitution of the State of Oklahoma and providing for a salary and an expense allowance for members of the Legislature of Oklahoma,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MARSHALL, Chairman.

Mr. President: We, your Committee on Privileges and Elections to whom was referred SENATE BILL NO. 27, by Shepherd, entitled:

> An Act relating to primary elections; providing for the manner of nominating candidates to be placed on the ballot. Directing that certain political party organization official be selected at each biennial primary election, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

WILLIAMSON, Chairman.

Upon motion of Senator Williamson the adverse report was adopted.

Mr. President: We, your Committee on Municipal Corporations to whom was referred SENATE BILL NO. 141, by Anglin, entitled:

> An Act amending Section 4507 of the C. O. S. 1921, relating to cities engaging in business and acquiring public utilities; authorizing cites and towns to engage in any business which may be engaged in by a person or corporation by virtue of a franchise; authorizing cities and towns to acquire real estate and various public utilities and improvements; authorizing the issuance of bonds by such cities and towns for such purposes and declaring an emergency,

beg leave to report that we had the same under consideration

and herewith return the same with the recommendation that it do not pass.

FERGUSON, Chairman.

Senator Ferguson moved the adoption of the adverse report.

Senator Anglin, as a substitute, moved that, notwithstanding the adverse report Senate Bill No. 141 be printed and placed upon the calendar, which motion prevailed.

Mr. President: We, your Committee on Privileges and Elections to whom was referred SENATE BILL NO. 210, by George, Williamson, Rice, Wheatley of the Senate and Lane of the House, entitled:

> An Act amending Sections 6134 and 6298 of the Compiled Oklahoma Statutes, of 1921, relating to the creation and alteration of voting precincts by authorizing county election boards to create, alter, divide and discontinue voting precincts as in their judgment is best and proper specifically authorizing the establishment of voting precincts in incorporated towns without regard to ward lines, validating the designation of voting precincts heretofore established in incorporated towns without regard to ward lines and validating and legalizing all elections heretofore held in towns where the voting precincts were established without regard to ward lines and declaring an emergency

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

WILLIAMSON, Chairman.

Mr. President: We, your Committee on Privileges and Elections to whom was referred SENATE BILL NO. 221, by Darnell, Rexroat, VanDall and Ferguson, entitled:

> A Bill entitled an Act providing for the authentication and identification of Election Ballots; providing for the installation of a voting device or ballot protectograph to be used in General, Primary and Special elections in the State of Oklahoma; providing for the use and custody, etc., etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

WILLIAMSON, Chairman.

Upon motion of Senator Williamson, the adverse report was adopted.

Mr. President: We, your Committee on Banks and Banking to whom was referred SENATE BILL NO. 233 by Darnell, Williamson, Nesbitt, Fidler and Austin, entitled:

> An Act creating the office of an additional attorney, law clerk and stenographer for the banking department, fixing the salaries, repealing Chapter 50, Session Laws, 1925, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

SIMMONS Chairman.

Mr. President: We, your Committee on Privileges and Elections to whom was referred SENATE BILL NO. 237, by Mrs. Looney, entitled:

An Act amending Section 6094 Compiled Oklahoma Statutes 1921, relating to primary elections,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

WILLIAMSON, Chairman.

Upon motion of Senator Williamson, the adverse report was adopted.

Mr. President: We, your Committee on Agriculture, to whom was referred SENATE BILL NO. 238, by Mrs. Looney and Reed, entitled:

An Act relating to the eradication of bovine tuberculosis, providing for additional veterinarians, making an appropriation to pay the salaries therefor and carry out the provisions of this Act.

beg leave to report that we had the same unde consideration and herewith return the same with the recommendation that it do pass.

MRS. LOONEY, Chairman.

Senate Bill No. 238 was referred to the Appropriations Committee.

Mr. President: We, your Committee on Public Health to whom was referred SENATE BILL NO. 263, by Kim-

erer and Anglin of the Senate, and Hill and Thompson of Garvin of the House, entitled:

> An Act amending Sections 8701 and 8710, Compiled Oklahoma Statutes, 1921, relating to the appointment and duties of the Board of Dental Examiners, and the appeal from the action of said board in revoking the license of a practicing dentist, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CLARK, Vice Chairman.

Mr. President: We, your Committee on Roads and Highways to whom was referred SENATE BILL NO. 277, by Harper, entitled:

> An Act amending Section 20, Chapter 48, Oklahoma Session Laws 1923-1924 relating to the compensation of the members of the State Highway Commission, and of the State Highway Engineer and the Secretary of said Commission, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STEWART, Chairman.

Mr. President: We your Committee on State and County Affairs to whom was referred SENATE BILL NO. 271, by Austin, Fidler and Darnell, entitled:

An Act amending Sections 1 and 2 of Chapter 25, Session Laws of Oklahoma of 1923, relating to assistants to be furnished the Attorney General, the salaries to be paid the same; also the clerks and stenographers to be furnished said department, and the salaries to be paid said clerks and stenographers.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 314, by Gulager.

Upon motion of Senator Gulager the rules of the Senate were suspended and Senate Bill No. 314 was ordered printed and placed upon the calendar.

SENATE BILL NO. 315, by Anglin.

Upon motion of Senator Fidler, the rules of the Senate were suspended and Senate Bill No. 315 was ordered printed and placed upon the calendar.

SENATE BILL NO. 316, by Terwilleger.

Upon motion of Senator Terwilleger, the rules of the Senate were suspended and Senate Bill No. 316 was ordered printed and placed upon the calendar.

SENATE BILL NO. 317, by Boyer.

Upon motion of Senator Boyer, the rules of the Senate were suspended and Senate Bill No. 317 was ordered printed and placed upon the calendar.

SENATE BILL NO. 318, by Austin.

Upon motion of Senator Austin, the rules of the Senate were suspended and Senate Bill No. 318 was ordered printed and placed upon the calendar.

SENATE BILL NO. 319, by Committee on Privileges and Elections.—To Committee on Privileges and Elections.

SENATE BILL NO. 320, by Committee on Privileges and Elections.—To Committee on Privileges and Elections.

SENATE BILL NO. 321, by Rexroat.—To Committee on Judiciary No. 1.

SENATE BILL NO. 322, by Stigler of the Senate, by Request.—To Committee on Judiciary No. 1.

SENATE BILL NO. 323, by Austin.

Upon motion of Senator Austin, the rules of the Senate were suspended and Senate Bill No. 323 was ordered printed and placed upon the calendar.

SENATE BILL NO. 324, by Austin, Williamson and Gray.—To Committee on Privileges and Elections.

SENATE JOINT RESOLUTION NO. 48, by Boyer

Upon motion of Senator Boyer, the rules of the Senate were suspended and Senate Joint Resolution No. 48 was ordered printed and placed upon the calendar.

SENATE JOINT RESOLUTION NO. 49, by Johnson of Creek.

Upon motion of Senator Johnson (Creek), the rules of the Senate were suspended and Senate Joint Resolution No. 49 was ordered printed and placed upon the calendar.

HOUSE BILL NO. 252, By Reily, Hines, Watson (Kiowa), McLaury, Ware and Windle.—To Committee on Roads and Highways.

HOUSE BILL NO. 358 by Cash and Battenfield of the House and Wheatley of the Senate.

Upon motion of Senator Wheatley, the rules of the Senate were suspended and House Bill No. 358 was ordered printed and placed upon the calendar.

Upon motion of Senator Wheatley, House Bill No. 358 was advanced to engrossment and third reading.

HOUSE BILL NO. 333, by Carmichael.

Upon motion of Senator Shepherd, the rules of the Senate were suspended and House Bill No. 333 was ordered printed and placed upon the calendar.

Upon motion of Senator Shepherd, House Bill No. 333 was advanced to engrossment and third reading.

HOUSE BILL NO. 389, by Hines, of the House and Thomas of the Senate.

Upon motion of Senator Thomas, the rules of the Senate were suspended and House Bill No. 389 was ordered printed and placed upon the calendar.

Upon motion of Senator Thomas, House Bill No. 389 was advanced to engrossment and third reading.

Senator Gulager moved that when the Senate adjourns today, it adjourn to meet on Monday, March 14th, under the rules, which motion prevailed.

GENERAL ORDER

Upon motion of Senator Gray, SENATE BILL NO. 301, by Gray, Rice and Nesbitt, was re-referred to the Appropriations Committee.

Upon motion of Senator Rexroat, SENATE BILL NO. 132, by Rexroat and Waldrep, was advanced to engrossment and third reading.

Upon motion of Senator Rexroat SENATE BILL NO. 192, by Waldrep, was advanced to engrossment and third reading

Upon motion of Senator Otjen, HOUSE CONCURRENT RESOLUTION NO. 13, by Berry, Brown and Johnson (Comanche), was referred to the Committee on Oil and Gas.

Upon motion of Senator Gray, SENATE JOINT RESOLUTION NO. 25, by Gray, was advanced to engrossment and third reading.

Upon motion of Senator Stigler, SENATE BILL NO. 251 by Stigler, of the Senate, and Berry, of the House, was advanced to engrossment and third reading.

Upon motion of Senator Pullen, SENATE BILL NO. 216, by Anglin, was advanced to engrossment and third reading.

Upon motion of Senator Gulager, SENATE BILL NO. 268, by Gulager, was advanced to engrossment and third reading.

Upon motion of Senator Stewart, SENATE JOINT RESOLUTION NO. 6, by Committee on Agriculture, was advanced to engrossment and third reading.

Upon motion of Senator Storms, SENATE BILL NO. 179, by Johnson (Caddo), was advanced to engrossment and third reading.

Upon motion of Senator Gulager, SENATE BILL NO 103, by Gulager, was advanced to engrossment and third reading.

Upon motion of Senator Fidler, SENATE JOINT RESOLUTION NO. 36, by Fidler, was advanced to engrossment and third reading.

HOUSE BILL NO. 329, by Pomeroy and Taylor, of the House, and Peck, of the Senate was considered.

Section 1 was read.

Senator Pullen submitted the following amendment which was adopted:

Mr. President: I move to amend House Bill No. 329, line 4, page 2, after the figures, "33,500," and before the word, "as," by inserting the following, "and of any County in Oklahoma, having a population of not less than 13,100 and not more than 13 200," and by amending the title to conform thereto by inserting in line 6, of the title, the words, "and of any county in Oklahoma, having a population of not less than 13,100 and not more than 13,200."

PULLEN

Upon motion of Senator Pullen, Section 1, as amended, was adopted.

Section 2 was read and adopted, upon motion of Senator Pullen.

Upon motion of Senator Pullen House Bill No. 329, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Terwilleger, SENATE BILL NO. 140, by Committee on Municipal Corporations, was advanced to engrossment and third reading.

Upon motion of Senator Harper, SENATE JOINT RESOLUTION NO. 42, by Harper, of the Senate, and Briggs, of the House, was advanced to engrossment and third reading.

Upon motion of Senator Anglin, SENATE BILL NO. 230 by Anglin, was advanced to engrossment and third reading.

Senator Stewart moved that the rules of the Senate be suspended and SENATE BILL NO. 312, by Committee on Roads and Highways, be withdrawn from Judiciary Committee No. 1 and advanced to engrossment and third reading, which motion was tabled, upon motion of Senator Anglin.

Senator Anglin presiding.

Senator Rice moved to advance SENATE BILL NO. 2, by Rice, to engrossment and third reading, which motion failed of adoption.

Upon motion of Senator Williamson, SENATE BILL NO. 193, by George, of the Senate, and Lane of the House, was advanced to engrossment and third reading

Upon motion of Senator Waldrep, SENATE BILL NO. 288, by Waldrep, was advanced to engrossment and third reading.

Upon motion of Senator Darnell, SENATE BILL NO. 231, by Anglin, was advanced to engrossment and third reading.

Upon motion of Senator Darnell, SENATE BILL NO. 253, by Darnell was advanced to engrossment and third reading.

Upon motion of Senator Gulager, SENATE BILL NO. 41, by Gulager, was advanced to engrossment and third reading.

SENATE BILL NO. 255, by Anglin, was considered.

Section 1 was read.

Senator Darnell submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 255, line 18, page 3, by striking all of said section, after the word, "sale," and inserting the following: "The Attorney General of the State of Oklahoma is authorized and empowered to carry out the provisions of this Act and pass on all applications filed for the purpose of issuing stock and act, in all respects, as heretofore authorized and conferred upon the Commission. The Attorney General of the State of Oklahoma shall appoint one of the regular assistants of his office to act as and be the Secretary to the said Commission, he to serve without further compensation."

DARNELL.

Upon motion of Senator Darnell, Section 1, as amended, was adopted.

Upon motion of Senator Darnell, Senate Bill No. 255, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Looney, SENATE BILL NO. 58, by Committee on Agriculture was advanced to engrossmenut and third reading.

Upon motion of Senator Powers, SENATE BILL NO. 243, by Powers, was advanced to engrossment and third reading.

Upon motion of Senator Waldrep, SENATE BILL NO. 199, by Peck and Waldrep, was advanced to engrossment and third reading.

Senator Pullen moved that SENATE BILL NO. 196, by Pullen and Waldrep, be advanced to engrossment and third reading, which motion failed of adoption.

Upon motion of Senator Boyer, SENATE BILL NO. 70, by Boyer, was advanced to engrossment and third reading.

Upon motion of Senator Rice, SENATE BILL NO. 2, by Rice, was advanced to engrossment and third reading.

SPECIAL ORDER

HOUSE BILL NO. 83, by Graham, et al, being a Special Order, was taken up for further consideration.

Section 2 was re-read

The McCurley amendment, to line 5, page 1, pending since Tuesday, March 8 (Senate Journal of Mar. 8), was re-read.

Senator Shearer, having moved to table the McCurley amendment (Senate Journal of Mar. 8), the motion prevailed.

Senator Gulager submitted the following amendment, which was tabled upon motion of Senator Kimerer:

Mr. President: I move to amend House Bill No. 83, line 5 page 1, by striking line 5 and inserting the following: "law a tax at the rate of one (1) per cent."

GULAGER.

Senator Gulager submitted the following amendment, which was tabled upon motion of Senator Simmons:

Mr. President: I move to amend House Bill No. 83, page 2, by striking after the word "money," in line 7, the balance of said line and lines 8, 9, 10, 11, 12, 13 and 14.

GULAGER.

Senator Gulager submitted the following amendment, which failed of adoption:

Mr. President: I move to amend House BILL No. 83, lines 2 and 3, page 2, by striking the words "co-partnership, or corporation, building and loan association, joint stock association or trust association"

GULAGER.

Upon motion of Senator Terwilleger, Section 2 was adopted.

Section 3 was read.

Senator Gulager submitted the following amendment, which failed of adoption:

Mr. President: I move to amend House Bill No. 83, pages 2 and 3, by striking after the word, "person" line 15, the balance of said line and line 16, up to the word.

"Trustee," line 17, and beginnig at the word, "corporation," line 1, page 3, by striking the balance of line 1, and lines 2, 3, 4, 5, 6, 7, 8, 9. 10, 11, 12, 13, and up to the word, "it," in line 14.

GULAGER.

Senator Loofbourrow presiding.

Upon motion of Senator Terwilleger, Section 3 was adopted.

Section 4 was read.

Senator Gulager submitted the following amendment, which was tabled upon motion of Senator Simmons:

Mr. President: I move to amend House Bill No. 83, line 9, page 4, by striking after the word, "schools," the balance of the section and inserting the words, "located in school district where property is located and listed"

GULAGER.

Upon motion of Senator Terwilleger, Section 4 was adopted.

Section 5 was read.

Senator Austin submitted the following amendment:

Mr. President: I move to amend House Bill No. 83, pages 4 and 5 by striking Section 5.

AUSTIN.

Senator Simmons moved to table the Austin amendment, which motion prevailed upon a roll call, as follows:

Ayes: Boyer, Clark, Fidler, George, Goodall, Johnson (Creek), Kimerer, Loofbourrow, Marshall, Nesbitt, Otjen, Powers, Shearer, Shepherd, Simmons, Stewart, Stigler Terwilleger, Thomas, Wheatley. Total 20.

Nays: Andrews, Austin, Darnell, Ferguson, Graham Gray, Gulager, Looney, McCurley, Pullen, Rice, Smith, Storms. Total 13.

Not Voting: Anglin, Harper Hill Peck, Rexroat, Waldrep, Williamson. Total 7.

Absent: 0.

Excused: Culp, Reed, VanDall. Total 3.

Resigned: Total 1.

Senator Smith submitted the following amendment, which was tabled upon motion of Senator Terwilleger:

Mr. President: I move to amend House Bill No. 83, line 14, page 4, by inserting after the word, "herein," and before the word, "rendered" the word, "not"

SMITH.

Senator Smith submitted the following amendment, which was tabled upon motion of Senator Shearer:

Mr. President: I move to amend House Bill No. 83, line 15, page 4, by striking after the figures, "1925," all the balance of Section 5, and substituting the words, "and all of said funds shall go into the common school fund of said county."

SMITH.

Upon motion of Senator Otjen, Section 5 was adopted.

Section 6 was read.

Senator Andrews submitted the following amendment:

Mr. President: I move to amend House Bill No. 83, page 5, by inserting after Section 6, the following: "It is hereby made the duty of every bank or trust company or other association, partnership, individual or corporation, to render, under oath, a full and complete statement of any and all sums on deposit or otherwise held or owing to any person, firm, or corporation, to the County Assessor of the County in which the bank, trust company, association or individual resides or is to be found, to whom such moneys or credits are due. Such statement shall be made under oath on or before February 1st of each succeeding year."

ANDREWS.

Senator Kimerer moved to table the Andrews amendment, which motion prevailed, upon a roll call as follows:

Ayes: Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Harper, Johnson (Creek), Kimerer Looney, Marshall, Nesbitt, Otjen, Powers, Rexroat, Rice, Shearer, Shepherd, Simmons Stewart, Stigler, Terwilleger, Thomas Waldrep, Wheatley. Total 26.

Nays: Andrews, Darnell, Graham, Gray, Gulager, Loofbourrow, McCurley, Pullen, Smith, Williamson Total 10.

Not Voting: Anglin Hill, Peck, Storms. Total 4.

Absent: 0.

Excused: Culp, Reed, VanDall. Total 3

Resigned: Total 1.

Upon motion of Senator Terwilleger, Section 6 was adopted.

Upon motion of Senator Terwilleger, House Bill No. 83 was advanced to engrossment and third reading.

Senator Otjen moved that the rules of the Senate be suspended and House Bill No. 83 be considered engrossed and placed upon third reading and final passage, which motion prevailed.

Senator Terwilleger presiding.

HOUSE BILL NO. 83 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George Goodall, Gray, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Rexroat, Rice, Shearer, Shepherd, Simmons, Stigler Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 29.

Nays: Andrews, Anglin, Graham Gulager, McCurley, Pullen, Storms. Total 7.

Not Voting: Hill, Peck, Smith, Stewart. Total 4.

Absent: 0.

Excused: Culp Reed VanDall. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney Marshall, McCurley, Nesbitt, Otjen, Powers, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 32.

Nays: Anglin, Gray, Gulager, Pullen. Total 4.

Not Voting: Andrews, Hill, Peck, Smith. Total 4.

Excused: Culp, Reed, VanDall. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of House Bill No. 83 and ordered the same transmitted to the Honorable House.

Senator Anglin presiding.

Senator Otjen moved to reconsider the vote by which House Bill No. 83 was passed which motion was tabled, upon motion of Senator Harper.

The following Messages from the Governor were received and read:

To the Honorable Senate and
House of Representatives,

BUILDING.

I note that you are passing a large number of local bills. When they came to me, during the early part of the session, I made inquiry as to the advertisement and as to compliance with the Constitution in such cases, as announced by the Custer County Court House case of our own Supreme Court.

In each instance the facts disclosed full compliance with the constitutional provision. I have not been making this request recently for the reason I have assumed that you had those matters fully in mind.

However it has been called to my attention this morning, that in some of the bills now before me, that you have perhaps overlooked this feature.

Let me ask that you check over your own records and send a certificate to me with each bill showing compliance or non-compliance with the constitutional requirement. This request to also cover the bills which I have signed and transmitted to the Secretary of State, as it may be necessary to re-enact them.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

To the Honorable Senate and
House of Representatives,
of the Eleventh Legislature.

BUILDING.

Gentlemen:

You have transmitted to me HOUSE BILL NO. 223, amending Section 3057 of the Compiled Statutes of Oklahoma.

I am advised that several local bills are being passed changing some of the districts.

If it is your purpose to make any more modifications of the districts, I would be pleased to have you recall this bill and make the changes in this bill.

It occurs to me that it would also be well to write into the same bill the number of judges for each district and at the same time repeal all other sections alluding to the number of judges.

It is my purpose to approve this bill, because of its merit, but I would prefer that you would recall it and bring the special matters into this general bill.

In lieu of Section 2, I would suggest that you reenact Section 3072 whereby you may embody the amendments desired without compelling the party in quest of that information to search through different sections of the statute. It is always considered poor work for any Legislature to so draft legislative provisions as to add confusion or multiplicity in the examination of indexes and sections in order to locate one subject matter.

The suggestions herein embodied can easily be cared for by committee and gotten back into my hands some time this afternoon or not later than to-morrow afternoon.

Truly, yours,

HENRY S. JOHNSTON,

Governor.

To the Honorable Senate and
House of Representatives,
of the Eleventh Legislature,

BUILDING.

Gentlemen:

I have the honor to report to you that on March 9th I signed ENROLLED SENATE BILL NO. 227, entitled:

An Act authorizing and directing the Board of County Commissioners of Pittsburg County, Oklahoma, to include in its annual estimate, and the Excise Board of said County to make an extra annual levy in a sum equal to one-half of one mill for a jury and witness fund in District Court, and declaring same not to be a current expense, repealing conflicting laws and declaring an emergency.

Also, on March 10th I signed ENROLLED HOUSE BILL NO. 304, entitled:

An Act amending section 6455, of Article 1, Chapter 43, Compiled Oklahoma Statutes, 1921, relating to salaries of County officers in wealthy coun-

ties of small population; repealing all Acts or parts of Acts in conflict therewith; and declaring an emergency.

Also, on March 11th I signed ENROLLED HOUSE BILL NO. 223, entitled:

An Act amending Section 3057, Compiled Oklahoma Statutes, 1921, as amended by Chapter 90, of Session Laws of 1925, relating to District Court Judicial Districts.

and have transmitted same to the Secretary of State, as keeper of the archives of Oklahoma.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

To the Honorable Senate and
House of Representatives,
of the Eleventh Legislature,

BUILDING.

Gentlemen:

I have the honor to report to you that I have received and on the 9th day of March signed SENATE BILL NO. 250, entitled:

An Act making supplementary appropriation to pay the mileage and per diem of members of the Senate and House of Representatives of the Eleventh Legislature, salaries of officers and employees and contingent expenses, and declaring an emergency.

and have transmitted same to the Secretary of State, as keeper of the archives of Oklahoma.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

The following Messages from the Honorable House were received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 19, by Shearer and Rexroat, entitled:

An Act amending Sections 9263, 9264 and 9265, of Article XIV, Compiled Oklahoma Statutes, 1921, relating to the Union Soldiers' Home, and declaring an emergency,

ENROLLED SENATE BILL NO. 37, by Smith, Stigler, Ferguson, Hill, Johnson, etc., and Graham, Riddle, Nash, Lane, etc., of the House, entitled:

An Act providing for an appropriation of $50,000 for the fiscal year ending June 30, 1928 and $50,000 for the fiscal year ending June 30, 1929, for the aid of the sick, wounded and disabled soldiers, sailors, nurses and marines of the late World War, Spanish American War or Philippine Insurrection, and their destitute wives, widows and minor children and providing for expense of administration.

ENROLLED SENATE BILL NO. 85, by Stewart, entitled:

An Act making a deficiency appropriation for the payment of Confederate Pensions for the fiscal year ending June 30, 1927, and declaring an emergency,

ENROLLED SENATE BILL NO. 242, by Smith of the Senate, and Aldridge of the House, entitled:

An Act providing for the compuensation of the county attorney, sheriff, county clerk, county assessor, county treasurer, court clerk, county superintendent, county judge and county commissioners of Seminole County; providing for the appointment and compensation of deputies, assistants and stenographers; repealing all acts and parts of acts in conflict herewith, and declaring an emergency,

and to inform you, and through you, the members of the Honorable Senate, that same have been read for the

fourth time, and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,
Chief Clerk.

Enrolled Senate Bills Nos. 19, 37, 85 and 242 were referred to the Governor for consideration.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 262, by Anglin, entitled:

An Act granting authority to the City of Holdenville, Oklahoma, to issue bonds in an amount within the limits prescribed by the constitution for the purpose of constructing a bridge over the Canadian River at a point to be selected by the mayor and city council of said city at a distance not to exceed ten miles from the corporate limits of the city of Holdenville, and declaring an emergency,

ENROLLED SENATE BILL NO. 265, by Goodall of the Senate and Adair of the House, entitled:

An Act authorizing the Board of County Commissioners of Adair County, Oklahoma, to expend the sum of Thirty-seven Hundred Dollars for

the purchase of a lot for the court house of said county, and declaring an emergency,

ENROLLED SENATE BILL NO. 266, by Goodall of the Senate and Adair of the House, entitled:

An Act authorizing the county treasurer of Adair County, State of Oklahoma, to charge off as a loss the sum of Five Thousand, Four Hundred Ninety-eight Dollars and Seventy cents, which was deposited in the defunct bank of Stillwell, Oklahoma, and declaring an emergency,

ENROLLED SENATE BILL NO. 269, by Johnson of Creek, entitled:

An Act amending Chapter 134, Session Laws of Oklahoma, 1923, relating to terms of superior court of Creek County, Oklahoma, providing that said court shall be held at Bristow and Drumright, transferring the cases now pending in the Superior Court at Sapulpa, and declaring an emergency,

ENROLLED SENATE BILL NO. 276, by Waldrep of the Senate and Reily and Cobb of the House, entitled:

An Act providing for additional deputy sheriffs and under-sheriffs in Pottawatomie County, State of Oklahoma, fixing the salaries thereof, fixing the salaries of the County Jailors and Under-sheriffs making other provisions with reference thereto, repealing all acts and parts of acts in conflict herewith, and declaring an emergency,

and to inform you and through you the members of the Honorable Senate, that same have been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Bills Nos. 262, 265, 266, 269 and 276 were referred to the Governor for consideration.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 201, by Johnson of Creek, entitled:

An Act providing for an additional judge for the twenty-second judicial district of Oklahoma, same to be nominated from and a resident of Creek county, and declaring an emergency,

and to inform you and through you the members of the Honorable Senate, that same has been passed by the House of Representatives, and signed by the Speaker of the House in open session.

Respectfully submitted,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bill No. 201 was referred for enrollment.

Senator Austin asked unanimous consent to introduce a Senate Concurrent Resolution.

Senator Rexroat raised a point of order, against the introduction of the Resolution, citing Senate Concurrent Resolution No. 9, adopted by the Senate on March 1st.

The Presiding Officer did not sustain the point of order, stating Senate Concurrent Resolution No. 9 referred to bills and not to Concurrent Resolutions.

The following Concurrent Resolution was introduced and read at length:

SENATE CONCURRENT RESOLUTION NO. 22—by Austin, Stigler and Fidler.

A Concurrent Resolution authorizing and empowering the Board of Affairs of the State of Oklahoma to provide for accommodations and facilities by the State of Oklahoma for holding a term of court each year by the Circuit Court of Appeals of the Eighth Circuit of the United States.

WHEREAS, the Congress of the United States has heretofore provided for the holding of a term of the Circuit Court of Appeals for the Eighth Circuit of the United States, at Oklahoma City, Oklahoma; and,

WHEREAS, the facilities in the Federal Building in Oklahoma City, are insufficient to accommodate a session of the Circuit Court of Appeals at the present time, although an appropriation has been made, and the construction of an addition has been authorized, which will provide ample facilities for said purpose; and,

WHEREAS, at the time of the passage of said bill by Congress, representations were made by the Bar of Oklahoma, and the State Officials of Oklahoma, to the effect that temporary provision would be made for the accommodation of said Court in the State Capitol Building, until such time as the completion of the Federal Building would supply said facilities,

NOW, THEREFORE, BE IT RESOLVED by the Senate, the House of Representatives concurring therein, that the Board of Affairs of the State of Oklahoma, be, and it is hereby authorized and directed to provide suitable accomodations for the holding of said session of the Circuit Court of Appeals of the Eighth Circuit, on the Fourth Monday of January each year, or at such other time as said Circuit Court of Appeals may determine for the holding of the same, and that in providing said quarters that said Board of Affairs be and it is hereby directed to confer with the Supreme Court, and to make arrangements for the accommodation of said Circuit Court of Appeals in such manner as will be satisfactory to, and not inconvenience, said Supreme Court of Oklahoma, and that said accommodations be provided to said Circuit Court of Appeals without expense to the United States.

Upon motion of Senator Austin, Senate Concurrent Resolution No. 22 was adopted and referred for engrossment.

Senator Johnson (Creek) moved, in view of the fact that the Senate had accepted the Terwilleger invitation to go to Tulsa on Saturday, that the Senate stenographic force be given a holiday on said day, which motion prevailed.

Upon motion of Senator Rexroat, the Senate adjourned to meet under the rules on Monday, March 14th.

FIFTY-EIGHTH LEGISLATIVE DAY

Saturday, March 12, 1927.

NO SESSION

FIFTY-NINTH LEGISLATIVE DAY

Monday, March 14th, 1927.

The Senate, pursuant to adjournment, met at 1:30 p. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Excused: Austin, Culp Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

Senator Williamson moved that the Senate, for the remainder of this session, when on third reading and final

passage of bills and resolutions, work under a call of the Senate, which motion prevailed.

The following Messages from the Honorable House were received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 112, by Cochran and Dyer, entitled:

An Act amending Section 1, Chapter 151, Oklahoma Session Laws, 1923, and Section 9747, Compiled Oklahoma Statutes 1921, reducing the penalty on delinquent taxes to twelve (12%) per cent per annum; repealing all acts or parts of acts in conflict herewith:

ENGROSSED HOUSE BILL NO. 124, by Crowley, entitled:

An Act amending Section 10164, Compiled Oklahoma Statutes, 1921, relating to rules of the road, fixing a penalty for violation of same, repealing all acts or parts of acts in conflict therewith:

ENGROSSED HOUSE BILL NO. 172, by Johnson of Comanche and Reily, entitled:

An Act amending Section 13, Chapter 48, Oklahoma Session Laws, 1923-24 and authorizing the State

Highway Commission to drain, put to grade, and build bridges and underpasses on any highway, street or alley within any incorporated city or town, which highway, street or alley is a continuation of the state highway system; repealing all acts or parts of acts in conflict therewith;

ENGROSSED HOUSE BILL NO. 196, by Brown, entitled:

An Act defining and fixing the amount of liability of hotel and innkeepers to their guests and the general public and of guests and general public to hotel and innkeepers for loss of money, valuables, baggage and other property at said hotel or inn; providing punishment for violations hereof; repealing all acts or parts of acts in conflict herewith;

ENGROSSED HOUSE BILL NO. 430 by Hybarger and Singletary, entitled:

An Act amending Section 10131 of the Compiled Oklahoma Statutes of 1921, as amended by Section 1, of Chapter 167, of the Session Laws of Oklahoma, 1925, and Section 10137, of the Compiled Oklahoma Statutes, 1921, relating to the registration and licensing of motor vehicles, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 450, by Graham, entitled:

An Act limiting the amount of expense of state officials and employees while traveling within and without the state of Oklahoma on official business and declaring an emergency;

and to inform you, and through you, the members of the Honorable Senate, that same have been passed by the House of Representatives and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 281, by Reeves, Bilbrey, Faulk, Thomas (LeFlore), Christian (Creek), etc., of the House and Rice McCurley, Waldrep and Rexroat of the Senate, entitled:

An Act to appropriate $5,000.00 for the year 1927-28 and $5,000 for the year 1928-29 to demonstrate, encourage, ship and market sugar beets for the manufacture of sugar to a refinery therefrom and matters connected thereto.

ENGROSSED HOUSE BILL NO. 239, by Bilbrey, Windle, Hines and Johnson (Pushmataha), entitled:

An Act making it unlawful for the owner or managing officer or employee, of any compress or cotton yard in this state to fail or refuse to pay the proceeds of the sale of all uncalled for samples and

all cleanings taken by the officer or employees of said compress or cotton yard from the bales of cotton held or compressed, at said compress or cotton yard to the county treasurer of the county in which said compress or cotton yard is located, and fixing penalty for the violation of said act; requiring said treasurer to credit said proceeds to the widows' pension fund of said county, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 211, by Skinner and Porter, entitled:

An Act amending Section 7552, Compiled Oklahoma Statutes 1921; providing for four mining districts in the State of Oklahoma; authorizing the chief mine inspector to appoint an inspector for mining district No. 4, prescribing the qualifications, making an appropriation therefor, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 243, by Skinner and Brown, entitled:

An Act authorizing work of photographing instruments filed for record to be done outside of the county and amending Section 3, of Chapter 50, Session Laws 1923, at page 87, thereof, and repealing all acts or parts of acts in conflict therewith and declaring an emergency;

ENGROSSED HOUSE BILL NO. 236, by Kight, entitled:

An Act making appropriation from the general revenue of the State of Oklahoma for all State Educational, Eleemosynary and Penal Institutions, providing for the appropriation and distribution of the new college funds in accordance with Section 7225, revised laws of Oklahoma, 1910, to the institutions entitled to same, and providing for the appropriation and distribution of the Section Thirteen funds as provided in Section 7660 C. O. S., etc.,

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 16, by Watson of Creek of the House and Johnson of the Senate, entitled:

A Resolution memoralizing Congress and commending the efforts of Honorable E. B. Howard, Congressman from the First Congressional district of Oklahoma, relating to the re-opening of Carlisle University in Oklahoma,

ENGROSSED HOUSE JOINT RESOLUTION NO. 26, by Kight, entitled:

A Resolution for the payment to certain special justices of the Supreme Court of the State of Oklahoma in Case No. 18,080

and to inform you and through you the Honorable Senate that the same have been passed by the House of Representatives and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,

Chief Clerk.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 374, by Moon, entitled:

An Act providing for the disbursement of funds collected on delinquent special assessments for street improvements where all installments thereof are past due; repealing all acts or parts of acts in conflict therewith;

ENGROSSED HOUSE BILL NO. 387 by Ebey, Leecraft, Berry, Brown, Hines, Watson, Kight, Davis of Oklahoma, Battenfield and Bird, entitled:

An Act amending Sections 9947 and 9950, Compiled Oklahoma Statutes, 1921, relating to annual license fees of domestic and foreign corporations doing business in the State of Oklahoma,

and to inform you, and through you, the members of the Honorable Senate, that same have been passed by the House of Representatives, and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE JOINT RESOLUTION NO. 9, by Reece and McLaury of the House and Johnson of Creek of the Senate, entitled:

A Resolution giving assent of the State of Oklahoma to the terms of an act known as the Purnell Act (Public No. 458—68th Congress, H. R. 157) passed by the Congress of the United States, to authorize the more complete endowment of agricultural experiment stations, and for other purposes, approved February 24, 1925, in accordance with the terms of said act, and making provisions as required by said act,

and to inform you, and through you, the members of the Honorable Senate that same has been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Joint Resolution No. 9 was read for the fourth time, the enrolled copy signed by the President and ordered returned to the Honorable House.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 49, by Moon, entitled:

An Act authorizing cities with a population of more than 30,000 inhabitants, according to the last Federal Decennial Census, to levy and collect a special ad valorem tax not exceeding one mill over and above and in excess of the six mill levy authorized for general purposes; the funds derived from said special tax shall be used exclusively for making permanent improvements within the city parks owned by such city; repealing all laws in conflict herewith, and declaring an emergency;

ENROLLED HOUSE BILL NO. 83, by Graham, O'Bryan, Skinner, Lohman, Fraley, Chappell, McCombs, Logan, Leecraft, Jolly and Watson of Creek of the House and Terwilleger, Culp and Fidler of the Senate, entitled:

An Act imposing a tax on money and credits in lieu of existing tax or existing law, providing the rate of taxation on such money or credits and a method for scheduling for taxation such money, certificates of deposit or evidence thereof, and providing the purposes for which said tax shall be used, and declaring an emergency;

ENROLLED HOUSE BILL NO. 303, by Kight, entitled:

An Act relating to the County Attorney; fixing the salary and prescribing additional duties of the County Attorney in all counties in this state having a population of not less than seventeen thousand six hundred five (17,605) and not more than seventeen thousand six hundred fifty (17,650), population, according to the last preceding Federal De-

cennial Census, or any future Federal Census, and repealing all conflicting laws,

and to inform you, and through you the members of the Honorable Senate, that same have been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bills Nos. 49, 83 and 303 were, each, read for the fourth time, the enrolled copies signed by the President and ordered returned to the Honorable House.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Resolutions Nos. 13 and 14, Senate Concurrent Resolution No. 9 and House Bill No. 300, all correctly engrossed.

BOYER, Chairman.

The President, in open session, signed: Engrossed Senate Resolutions Nos. 13 and 14 and referred the same for enrollment: signed Engrossed Senate Concurrent Resolution No. 9 and ordered the same transmitted to the Honorable House for consideration; Engrossed Senate Amendments to and Engrossed House Bill No. 300, and ordered the same returned to the Honorable House.

Senator Otjen asked unanimous consent, which was granted, to have considered SENATE BILL NO. 198, by George, Fidler and Terwilleger.

Section 1 was read and adopted, upon motion of Senator Otjen.

Section 2 was read.

Senator Otjen submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 198, line 7, page 4, by striking the word, "action," and substituting the word, "Section."

OTJEN.

Upon motion of Senator Otjen, Section 2, as amended, was adopted.

Section 3 was read and adopted, upon motion of Senator Otjen.

Section 4 was read.

Senator Otjen submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 198, line 13, page 8, by adding after the word, "be," and before the word, "provided," the words, "the same as"

OTJEN.

Upon motion of Senator Otjen, Section 4, as amended, was adopted.

Sections 5 and 6 were read and adopted, upon motions of Senator Otjen.

Upon motion of Senator Otjen, Senate Bill No. 198, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Otjen, the rules of the Senate were suspended and Senate Bill No. 198 was considered engrossed and placed on third reading and final passage.

SENATE BILL NO. 198 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 34.

Nays: 0.

Not Voting: Hill, Loofbourrow, Powers. Total 3.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 34.

Nays: 0.

Not Voting: Hill, Loofbourrow, Powers. Total 3.

Excused: Austin, Culp, Darnell, Peck Storms, Terwilleger. Total 6.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 198 was referred for engrossment.

Senator Andrews asked unanimous consent, which was granted, to advance SENATE BILL NO. 285, by Fidler and George, to engrossment and third reading.

Upon motion of Senator Andrews, the rules of the Senate were suspended and Senate Bill No. 285 was considered engrossed and placed upon third reading and final passage.

SENATE BILL NO. 285 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stigler, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 33.

Nays: Pullen. Total 1.

Not Voting: Loofbourrow, Powers, Stewart. Total 3.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt Otjen, Reed, Rexroat, Rice, Shearer. Shepherd,

Simmons, Smith, Stigler, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 33.

Nays: Pullen. Total 1.

Not Voting: Loofbourrow, Powers, Stewart. Total 3.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 285 was referred for engrossment.

Upon motion of Senator Gulager, the regular order of business was taken up.

COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred HOUSE BILL NO. 176, by Lohman, entitled:

An Act amending Section 1472, Compiled Oklahoma Statutes, 1921, relating to service or publication of order of court setting for hearing guardian's peti-

tion for sale of lands, repealing all acts in conflict therewith and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STIGLER, Chairman.

Mr. President: We, your Committee on Agriculture to whom was referred SENATE BILL NO. 55, by Mrs. Looney and Reed, entitled:

An Act relating to the introduction into this state of tubercular cattle and to the prevention and eradication of tuberculosis in cattle; authorizing the state board of agriculture to promulgate and enforce rules and regulations relating thereto; providing for the killing of tubercular cattle and for compensating the owners thereof; permitting counties to provide a fund to be used in cooperating with the State and United States Departments of Agriculture, repealing Chapter 127, Oklahoma Session Laws, 1923-24, and all other acts or parts of acts in conflict herewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the reocmmendation that it do pass, as amended.

MRS. LOONEY, Chairman.

Mr. President: We your Committee on Penal Institutions to whom was referred SENATE BILL NO. 156, by Reed, Waldrep, McCurley, Gray, and Fidler of the Senate, and Windle, Graham, Watson (Creek), Thomas (Tulsa), Smith (Blaine), Christian (Creek), and Reeves of the House, entitled:

An Act entitled an Act to regulate the employment of convicts and prisoners in State Penal and Reformatory Institutions of the State of Oklahoma, providing for the disposition of the products of their skill and labor prescribing offenses and penalties providing for the enforcement thereof, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

ANDREWS, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 273, by Anglin entitled:

An Act making an appropriation to pay claims against certain State Departments and Institutions herein named, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

ANGLIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 278, by Fidler, entitled:

An Act to repeal Chapter 87, Article 10, Compiled Statutes of Oklahoma, 1921, relating to public accounting and creating a State Board of Accountancy; and re-creating said board, fixing the term and compensation of members, and prescribing its powers and duties; providing for the examination

and certification of public accountants and their regulation, and prescribing the relation and obligation to clients of persons so certified; prescribing penalty for making false reports and for other violations of the provisions hereof; repealing all acts in conflict herewith, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

STIGLER, Chairman.

Mr. President: We, your Committee on Commerce and Labor, to whom was referred SENATE BILL NO. 297, by VanDall, entitled:

An Act relating to the personal rights of an individual engaged in labor, prohibiting interference therewith, providing penalties for the violation thereof, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

GOODALL, Chairman.

Upon motion of Senator Goodall, the adverse report was adopted.

Mr. President: We, your Committee on Commerce and Labor to whom was referred SENATE BILL NO. 298, by VanDall, entitled:

An Act repealing Section 7261 of the Compiled Statutes of Oklahoma, 1921, relating to agreements,

combinations or contracts relative to acts in contemplation or furtherance of trade disputes,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

GOODALL, Chairman.

Upon motion of Senator Goodall, the adverse report was adopted.

Mr. President: We, your committee on Commerce and Labor, to whom was referred SENATE BILL NO. 299, by VanDall, entitled:

An Act prohibiting the use of threat or coercion to secure support of a labor organization, or to induce membership therein, providing penalties for the violation thereof, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

GOODALL, Chairman.

Upon motion of Senator Goodall, the adverse report was adopted.

Mr. President: We, your Committee on Agriculture, to whom was referred SENATE BILL NO. 310, by Rexroat, Reed, entitled:

An Act providing for the inspection of farm products and the issuing of certificates showing their quality and condition making certificates prima facie evi-

dence in all courts of the State of Oklahoma and prescribing qualifications of field agents in the State Market Commission and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with recommendation that it do pass.

MRS. LOONEY, Chairman.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Joint Resolutions Nos. 25, 27, 38; Senate Bills Nos. 5, 24, 31, 39, 132, 152, 192, 214, 251 and 257, all correctly engrossed; and Senate Bills Nos. 15 and 201 correctly enrolled.

BOYER, Chairman.

Senate Bill No. 15 was read for the fourth time, the enrolled copy signed by the President and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Johnson (Creek) presiding.

Senate Bill No. 201 was read for the fourth time, the enrolled copy signed by the Presiding Officer and ordered transmitted to the Honorable House for the signature of the Speaker.

The President presiding.

THIRD READING

SENATE JOINT RESOLUTION NO. 38 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 34.

Nays: 0.

Not Voting: Powers, Rexroat, Waldrep. Total 3.

Absent: 0.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 34.

Nays: 0.

Not Voting: Powers, Rexroat, Waldrep. Total 3.

Absent: 0.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Joint Resolution No. 38 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 257 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Ferguson, Fidler, George, Goodall Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Thomas, Waldrep, Wheatley, Williamson. Total 32.

Nays: Clark, Harper, Otjen, VanDall. Total 4.

Not Voting: Simmons. Total 1.

Absent: 0.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Ferguson, Fidler, George, Goodall Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Thomas, Waldrep, Wheatley, Williamson. Total 32.

Nays: Clark, Harper, Otjen, VanDall. Total 4.

Not Voting: Simmons. Total 1.

Absent: 0.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 257 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 152 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Clark, Ferguson, Fidler, George, Goodall, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Otjen, Powers, Rexroat, Shearer, Shepherd, Stewart, VanDall, Waldrep, Wheatley, Williamson. Total 23.

Nays: Andrews, Boyer, Graham, Gulager, McCurley, Nesbitt, Pullen, Reed, Rice, Smith, Stigler, Thomas, Total 12.

Not Voting: Anglin, Simmons. Total 2.

Absent: 0.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Clark, Fidler, George, Goodall, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Shearer, VanDall, Waldrep, Wheatley. Total 19.

Nays: Andrews, Boyer, Ferguson, Graham, Gulager, McCurley, Pullen, Reed, Rexroat, Rice, Shepherd, Smith, Stigler, Thomas, Williamson. Total 15.

Not Voting: Anglin, Simmons, Stewart. Total 3.

Absent: 0.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The emergency having failed to receive the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared failed of passage.

SENATE BILL NO. 152 was referred for engrossment.

SENATE BILL NO. 31 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Boyer, Fidler, George, Harper, Hill, Loofbourrow, Marshall, Otjen, Powers, Shepherd, Smith, Stewart, Stigler, VanDall, Waldrep, Wheatley, Williamson. Total 18.

Nays: Anglin, Clark, Ferguson, Goodall, Graham, Gray, Gulager, Kimmer, Looney, McCurley, Nesbitt, Pullen, Reed, Rexroat, Rice, Shearer, Thomas. Total 17.

Absent: 0.

Not Voting: Johnson (Creek), Simmons. Total 2.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The bill having failed to receive the constitutional majority of the votes of all members elected to and constituting the Senate was declared failed of passage.

Senator Waldrep served notice that he would, on the next legislative day, move to reconsider the vote by which Senate Bill No. 31 failed of passage.

SENATE BILL NO. 24 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Gray, Gulage, Harper, Hill, Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, VanDall, Waldrep, Wheatley, Williamson. Total 30.

Nays: Graham, McCurley, Pullen, Smith. Total 4.

Not Voting: Johnson (Creek), Simmons, Thomas. Total 3.

Absent: 0.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Gray, Gulager, Harper, Hill, Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, VanDall, Waldrep, Wheatley, Williamson. Total 30.

Nays: Graham, McCurley, Pullen, Smith. Total 4.

Not Voting: Johnson (Creek), Simmons, Thomas. Total 3.

Absent: 0.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 24 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 5 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Gray, Harper, Hill, Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, VanDall, Waldrep, Wheatley, Williamson. Total 32.

Nays: Graham. Total 1.

Not Voting: Gulager, Johnson (Creek), Simmons, Thomas. Total 4.

Absent: 0.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Gray, Harper, Hill, Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, VanDall, Waldrep, Wheatley, Williamson. Total 32

Nays: Graham. Total 1.

Not Voting: Gulager, Johnson (Creek), Simmons, Thomas. Total 4.

Absent: 0.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 5 and ordered the same transmitted to the Honorable House.

President Pro Tempore Williamson presiding.

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 15, by Goodall, Loofbourrow and Graham, entitled:

An Act amending Section 5735, of the Compiled Oklahome Statutes, annotated, 1921, as amended by Sec-

tion 1, of Chapter 121, of the Session Laws of Oklahoma for 1923-24, fixing and reducing the terms of office of the county attorney, court clerk, county clerk, county superintendent of public instruction, county surveyor, sheriff, county treasurer, county public weigher, county assessor, and three (3) county commissioners in every county in the State of Oklahoma, providing for service of unexpired terms, and declaring an emergency.

and to inform you, and through you the members of the Honorable Senate, that same has been read for the fourth time, and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Bill No. 15 was referred to the Governor for consideration.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 201, by Johnson of Creek, entitled:

An Act providing for an additional judge for the Twenty-second Judicial District of Oklahoma, same to be nominated from, and a resident of Creek County, and declaring an emergency.

and to advise you, and through you, the Honorable Senate, that same has been read for the fourth time, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Bill No. 201 was referred to the Governor for consideration.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED HOUSE BILL NO. 169, by Singletary, Leecraft, Graham, Windle Billups, Chappell, Laskey, Davis, Campbell, and Reeves of the House, and Fidler and Hill of the Senate, entitled:

An Act repealing Sections 8824, 8825, 8826, 8829, 8831 and 8832, Compiled Oklahoma Statutes 1921, and repealing Chapter 103, Oklahoma Session Laws, 1923; defining and regulating the practice of Optometry; prescribing certain acts and omissions as a misdemeanor and fixing the penalty therefor; creating a Board of Examiners in Optometry and prescribing their powers, duties, disposition of fees collected remuneration and payment for expenses; repealing all Acts or part of Acts in conflict herewith and declaring an emergency.

and to inform you, and through you, the members of the Honorable Senate, that the House has had under consideration Senate Amendments to House Bill No. 169, and concurred in Senate Amendments No. 2, No. 3, and No. 4; refuses to accept Senate Amendment No. 1, and requests that your Honorable Body recede therefrom.

Respectfully,

BERT McDONEL,

Chief Clerk.

Senator Fidler moved that the Senate recede from Senate Amendment No. 1, to Engrossed House Bill No. 169.

Senator Pullen, as a substitute, moved that the Senate refuse to recede from Senate Amendment No. 1, to Engrossed House Bill No. 169, and request a conference, thereon, of the Honorable House.

The substitute motion prevailed and the President Pro Tempore appointed as conferees Senators Fidler, Hill and Rexroat.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 198 correctly engrossed.

BOYER, Chairman.

The President Pro Tempore signed Engrossed Senate Bill No. 198 and ordered the same transmitted to the Honorable House for consideration.

SENATE BILL NO. 39 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Boyer, Ferguson, Fidler, George, Graham, Harper, Hill, Johnson (Creek), Loofbourrow, Marshall, Otjen, Powers, Rice, Shearer, Simmons, Stewart, VanDall, Waldrop, Wheatley, Williamson. Total 21.

Nays: Andrews, Clark, Goodall, Gulager, Kimerer, Looney, McCurley, Nesbitt, Pullen, Reed, Rexroat, Shepherd, Smith, Stigler, Thomas. Total 15.

Not Voting: Gray. Total 1.

Absent: 0.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The bill having failed to receive the constitutional majority of the votes of all members elected to and constituting the Senate was declared failed of passage.

Senator Harper served notice that he would, on the next legislative day, move to reconsider the vote by which Senate Bill No. 39 failed of passage.

SENATE BILL NO. 214 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Fidler, George, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 30.

Nays: Ferguson, Graham, Kimerer, McCurley, Pullen, Reed Total 6.

Not Voting: Simmons. Total 1.

Absent: 0.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session signed the engrossed copy of Senate Bill No. 214 and ordered the same transmitted to the Honorable House.

SENATE JOINT RESOLUTION NO. 27 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 34.

Nays: Pullen, Smith. Total 2.

Not Voting: Simmons. Total 1.

Absent: 0.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Stewart, Stigler, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 34.

Nays: Pullen, Smith. Total 2.

Not Voting: Simmons. Total 1.

Absent: 0.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Joint Resolution No. 27 and ordered the same transmitted to the Honorable House.

Vice President Pro Tempore Stigler presiding.

SENATE BILL NO. 132 was read for the third time at length.

Senator Reed asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 132, line 10, page 3, by striking the words and figures, "Eighteen Hundred ($1800.00) Dollars," and substituting therefor the words and figures, "Fifteen Hundred ($1500.00) Dollars."

REED.

Senator Andrews asked unanimous consent, which was granted, to submit the following amendment, which was adopted.

Mr. President: I move to amend Senate Bill No. 132, line 5, page 3, after the word, "subsistence," by adding the following, "when away from the office of the State Examiner and Inspector and on official business, to be paid only for such days as they are actually so engaged."

ANDREWS.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Ferguson, Fidler, George, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stewart, Stigler, VanDall, Waldrep, Wheatley, Williamson. Total 31.

Nays: Graham, McCurley, Otjen. Total 3.

Not Voting: Clark, Shearer, Thomas. Total 3.

Absent: 0.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Ferguson, Fidler, George, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stewart, Stigler, VanDall, Waldrep, Wheatley, Williamson. Total 31.

Nays: Graham, McCurley, Otjen. Total 3.

Not Voting: Clark, Shearer, Thomas. Total 3.

Absent: 0.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 132 was referred for re-engrossment.

SENATE BILL NO. 192 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Fidler, George, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Stewart, Stigler, VanDall, Waldrep, Wheatley, Williamson. Total 30.

Nays: Ferguson, Graham, McCurley, Otjen, Smith. Total 5.

Not Voting: Shearer, Thomas. Total 2.

Absent: 0.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Stewart, Stigler, VanDall, Waldrep, Wheatley, Williamson. Total 31.

Nays: Ferguson, McCurley, Otjen, Smith. Total 4.

Not Voting: Shearer, Thomas. Total 2.

Absent: 0.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 192 and ordered the same transmitted to the Honorable House.

SENATE JOINT RESOLUTION NO. 25 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Graham. Total 1.

Absent: 0.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Joint Resolution No. 25 and ordered the same transmitted to the Honorable House.

Senator Fidler presiding.

SENATE BILL NO. 251 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Boyer, Clark, Fidler, George, Goodall, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stigler, Thomas, Waldrep, Wheatley, Williamson. Total 29.

Nays: Anglin, Ferguson, Graham, Gray, Otjen, VanDall. Total 6.

Not Voting: Shearer, Stewart. Total 2.

Absent: 0.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Boyer, Clark, Fidler, Geo ge, Goodall, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Smi h, Stewart, Stigler, Thomas, Wald ep, Wheatley, Williamson. Total 30.

Nays.: Anglin, Ferguson, Graham, Gray, Otjen, VanDall. Total 6.

Not Voting: Shearer. Total 1.

Absent: 0.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of Senate Bill No. 251 and ordered the same transmitted to the Honorable House.

President Pro Tempore Williamson presiding.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE BILL NO. 112, by Cochran and Dyer, entitled. —An Act amending Section 1, Chapter 151, Oklahoma Ses-

sion Laws, 1923, and Section 9747, Compiled Oklahoma Statutes, 1921. reducing the penalty on delinquent taxes to twelve (12%) per cent per annum; repealing all acts or parts of acts in conflict herewith.

HOUSE BILL NO. 124, by Crowley, entitled.—An Act amending Section 10164, Compiled Oklahoma Statutes, 1921, relating to rules of the road, fixing a penalty for violation of same, repealing all acts or parts of acts in conflict herewith,

HOUSE BILL NO. 172, by Johnson of Comanche and Reily, entitled.—An Act amending Section 13, Chapter 48, Oklahoma Session Laws, 1923-24, and authorizing the state highway commission to drain, put to grade, and build bridges and underpasses on any highway, street or alley within any incorporated city or town, which highway. street or alley is a continuation of the state highway system; repealing all acts or parts of acts in conflict therewith.

HOUSE BILL NO. 196, by Brown, entitled.—An Act defining and fixing the amount of liability of hotel and innkeepers to their guests and the general public and of guests and general public to hotel and innkeepers for loss of money, valuables, baggage and other property at said hotel or inn; providing punishment for violations hereof; repealing all acts or parts of acts in conflict herewith.

HOUSE BILL NO. 430, by Hybarger and Singletary, entitled.—An Act amending Section 10131 of the Compiled Oklahoma Statutes of 1921, as amended by Section 1, of Chapter 167, of the Session Laws of Oklahoma, 1925, and Section 10137, of the Compiled Oklahoma Statutes, 1921, relating to the registration and licensing of motor vehicles, and declaring an emergency.

HOUSE BILL NO. 450, by Graham, entitled.—An Act limiting the amount of expense of state officials and employees while traveling within and without the state of Oklahoma on official business, and declaring an emergency,

HOUSE BILL NO. 281, by Reeves, Bilbrey, Faulk, Thomas (LeFlore), Christian (Creek), etc., of the House, and Rice, McCurley, Waldrep and Rexroat, of the Senate, entitled.—An Act to appropriate $5,000.00 for the year 1927-28 and $5,000 for the year 1928-29 to demonstrate encourage, ship and market sugar beets for the manufacture of sugar to a refinery therefrom and matters connected thereto,

HOUSE BILL NO. 239, by Bilbrey, Windle Hines and Johnson (Pushmataha), entitled.—An Act making it unlawful for the owner or managing officer, or employee, of any compress or cotton yard in this state to fail or refuse to pay the proceeds of the sale of all uncalled for samples and all cleanings taken by the officer or employees of said compress or cotton yard from the bales of cotton held or compressed at said compress or cotton yard to the county treasurer of the county in which said compress or cotton yard is located, and fixing penalty for the violation of said act; requiring said treasurer to credit said proceeds to the widows' pension fund of said county, and declaring an emergency.

HOUSE BILL NO. 211, by Skinner, and Porter, entitled.—An Act amending Section 7552, Compiled Oklahoma Statutes, 1921; providing for four mining districts in the State of Oklahoma; authorizing the chief mine inspector to appoint an inspector for mining district No. 4, prescribing the qualifications, making an appropriation therefor, and declaring an emergency,

HOUSE BILL NO. 243, by Skinner and Brown, entitled.—An Act authorizing work of photographing instruments filed for record to be done outside of the county and amending Section 3, of Chapter 50, Session Laws 1923, at page 87, thereof, and repealing all acts or parts of acts in conflict therewith, and declaring an emergency,

HOUSE BILL NO. 236, by Kight, entitled.—An Act making appropriations from the general revenue of the State of Oklahoma for all State Educational, Eleemosynary and Penal Institutions, providing for the appropriation and distribution of the new college funds in accordance with Section 7225, revised laws of Oklahoma, 1910, to the institutions entitled to same, and providing for the appropriation and distribution of the section thirteen funds as provided in Section 7660, C. O. S., etc.,

HOUSE CONCURRENT RESOLUTION NO. 16, by Watson of Creek of the House, and Johnson of the Senate, entitled.—A Resolution memorializing Congress and commending the efforts of Honorable E. B. Howard, Congressman from the First Congressional district of Oklahoma relating to the re-opening of Carlisle University in Oklahoma.

HOUSE JOINT RESOLUTION NO. 26, by Kight, entitled.—A Resolution for the payment of certain special justices of the Supreme Court of the State of Oklahoma in Case No. 18,080.

HOUSE BILL NO. 374, by Moon, entitled.—An Act providing for the disbursement of funds collected on delinquent special assessments for street improvements where all installments thereof are past due; repealing all acts or parts of acts in conflict therewith.

HOUSE BILL NO. 387, by Ebey, Leecraft, Berry, Brown, Hines, Watson, Kight, Davis of Oklahoma, Battenfield and Bird, entitled.—An Act amending Sections 9947 and 9950, Compiled Oklahoma Statutes, 1921, relating to annual license fees of domestic and foreign corporations doing business in the State of Oklahoma,

Senator Wheatley moved that the Senate adjourn, to meet at 10:00 a. m., Tuesday, March 15th, which motion prevailed, upon a roll call as follows:

Ayes: Andrews, Boyer, Clark, Ferguson, Graham, Harper, Kimerer, Marshall, McCurley, Otjen, Powers, Pullen, Rexroat, Shepherd, Simmons, Stewart, Stigler, Wheatley. Total 18.

Nays: Anglin, Fidler, George, Goodall, Gray, Gulager, Hill, Johnson (Creek), Looney, Nesbitt, Reed, Rice, Smith, Thomas, Waldrep, Williamson. Total 16.

Not Voting: Loofbourrow, Shearer, VanDall. Total 3.

Absent: 0.

Excused: Austin, Culp, Darnell, Peck, Storms, Terwilleger. Total 6.

Resigned: Total 1.

SIXTIETH LEGISLATIVE DAY

Tuesday, March 15, 1927.

The Senate, pursuant to adjournment, met at 10 a. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 36.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The following Communications were read:

March 12, 1927.

To the President and Members
of the State Senate
of the Eleventh Legislature:

Gentlemen:

On February 2, 1927 I addressed a letter to the Eleventh Legislature of Oklahoma requesting an examination of the Mid-Continent Life Insurance Company by a properly constituted committee.

The business interests of our great state have entire confidence in the wisdom and fairness of the Eleventh Legislature.

This letter is merely a courteous reminder that we still desire the examination and respectfully ask the attention of your honorable body as soon as convenient.

R. T. STUART,

President.

Durant, Oklahoma.
419 N. 17th Ave.
March 11, 1927.

To his Excellency Lieut. Governor
W. J. Holloway, The Oklahoma State
Senate, its officers and members.

Greeting:—

I am this day in receipt of a box of flowers, to which is attached a card, marked "State Senate."

Words cannot convey to you my feeling of sincere appreciation for this kindly remembrance and offering of flow-

ers. I have received many flowers during the fourteen months of my illness, but I think I have received none quite so beautiful as these.

May God's richest blessings rest upon you all.

I beg to remain.

Cordially and sincerely yours,

J. R. McCLENDON,
Former Senator,
for the 26, Senatorial District.

P. S. Perhaps you would be interested to know that the last thirty days have brought much improvement in my health.

Mc.

COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Education to whom was referred SENATE BILL NO. 82 by Looney, entitled:

An Act to regulate the vocation of hairdressers and beauty culturists, to provide for the licensing of persons to carry on and to teach such occupations, to insure better education of such practitioners, to provide rules regulating the proper conduct and sanitation of beauty culturists and schools for the protection of the public health, to provide penalties for the violation thereof and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

STORMS, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 146, by Rexroat, entitled:

An Act repealing Chapter 12 Oklahoma Session Laws, 1925, relating to the enforcement of tax liens; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

STIGLER, Chairman.

Mr. President: We, your Committee on State and County Affairs, to whom was referred SENATE BILL NO. 260, by Ferguson, Harper and Wheatley, entitled:

A Bill entitled an Act amending Chapter 13, Session Laws of 1925, being an Act amending Chap. 86, Sess. Laws of Reg. Session of 1923, granting power to the Board of County Commissioners of any county to use the sinking fund of the county derived from penalties, interest or forfeitures accrued or to accrue as penalties on delinquent taxes, and in addition thereto, authorizing the Board of County Commissioners of any county to make and enter a levy of not to exceed one mill of tax in any one year, etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 312 by Stewart, entitled:

An Act amending Section 6595, Compiled Oklahoma Statutes, 1921, and providing that automobiles shall be reserved to the head of every family residing in this state exempt from attachment or execution and every other species of forced sale for the payment of debts, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

STIGLER, Chairman.

Mr. President: We, your Committee on Privileges and Elections to whom was referred SENATE BILL NO. 324, by Austin, Williamson, Andrews and Gray, entitled:

A Bill providing grounds for contest for primary and general elections, prescribing procedure, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

WILLIAMSON, Chairman.

FIRST READING

The following local bill was introduced and read for the first time:

SENATE BILL NO. 325, by Gray of the Senate and Hybarger and Manning of the House.—An Act authorizing

the county clerks in counties having a population of not less than 33,500 nor more than 34,200, according to the Federal Census of 1920, or according to any succeeding Federal Census to appoint deputies in his office and fixing the salaries thereof; and declaring an emergency.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bills Nos. 272, 329, 355, Senate Joint Resolutions Nos. 6, 36, 42, Senate Bills Nos. 103, 132, 140, 179, 243, and 268, all, correctly engrossed; Senate Resolutions Nos. 13 and 14 correctly enrolled.

BOYER, Chairman.

The President signed Engrossed Senate Bill No. 132 and ordered the same transmitted to the Honorable House, for consideration.

The President signed Enrolled Senate Resolutions Nos. 13 and 14 and ordered the same transmitted to the Secretary of State.

SECOND READING

The following bills were read for the second time and referred to the Committees indicated:

HOUSE BILL NO. 374, by Moon.—To Committee on Judiciary No. 1.

HOUSE BILL NO. 387, by Ebey, Leecraft Berry, Brown, Hines, Watson, Kight, Davis of Oklahoma, Battenfield and Bird.—To Committee on Judiciary No. 2.

HOUSE JOINT RESOLUTION NO. 26, by Kight.—To Committee on Appropriations.

HOUSE BILL NO. 281, by Reeves, Bilbrey, Faulk, Thomas (LeFlore), Christian (Creek), etc., of the House, and Rice, McCurley, Waldrep and Rexroat of the Senate.—To Committee on Appropriations.

HOUSE BILL NO. 239, by Bilbrey, Windle, Hines and Johnson (Pushmataha).—To Committee on Agriculture.

HOUSE BILL NO. 211, by Skinner and Porter.—To Committee on Commerce and Labor.

HOUSE BILL NO. 243, by Skinner and Brown.—To Committee on State and County Affairs.

HOUSE BILL NO. 236, by Kight.—To Committee on Appropriations.

HOUSE BILL NO. 112, by Cochran and Dyer.—To Committee on Revenue and Taxation.

HOUSE BILL NO. 124, by Crowley.—To Committee on Roads and Highways.

HOUSE BILL NO. 172, by Johnson of Comanche and Reily.—To Committee on Roads and Highways.

HOUSE BILL NO. 196, by Brown.—To Committee on Judiciary No. 1.

HOUSE BILL NO. 430, by Hybarger and Singletary.—To Committee on Roads and Highways.

HOUSE BILL NO. 450, by Graham.—To Committee on State and County Affairs.

The following Message from the Governor was received and read:

March 14, 1927.

To the Honorable Senate and
House of Representatives,

BUILDING.

Gentlemen:

I have the honor to report to you that I have received and on this date signed and transmitted to the Secretary of State the following bills:

ENROLLED SENATE BILL NO. 201, entitled:

"An Act providing for an additional Judge for the Twenty-Second Judicial District of Oklahoma, same to be nominated from, and a resident of Creek County, and declaring an emergency."

ENROLLED HOUSE BILL NO. 83, entitled:

"An Act imposing a tax on money and credits in lieu of existing tax or existing law, providing the rate of taxation on such money or credits and a method for scheduling for taxation such money, certificates of deposit or evidence thereof, and providing the purposes for which said tax shall be used and declaring an emergency."

There is considerable question about the centro-retroactive effect of Section 5, and also that the same may be in whole or in part declared unconstitutional, but the rest of the Bill will stand alone, regardless of this Section.

It is rather unfortunate that the First Section of the Act is indefinitely worded, as to class of deposits subject to

taxation, and after reading it three or four times, and hearing others read it, and then discussing it, I can see there is much serious question as to what is covered by the Act.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

The President announced there were matters on his desk for the consideration of the Senate, in executive session.

Upon motion of Senator Rexroat, the Senate closed its doors and went into executive session.

*

The Senate re-assembled, in open session, with its President presiding, who announced the Senate, in executive session, had advised and consented to the confirmation of the following:

FOR DISTRICT JUDGE 22nd Judicial District:

(S. B. 201—11th Legislature)

Thomas S. Harris, of Sapulpa.

THIRD READING

HOUSE BILL NO. 272 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill,

Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Looney, Marshall, Stigler. Total 3.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Looney, Marshall, Stigler. Total 3.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed amendments to and Engrossed House Bill No. 272 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 377 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Looney, Marshall, Stigler. Total 3.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Looney, Marshall, Stigler. Total 3.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 377 and ordered the same transmitted to the Honorable House.

Senator Reed moved that HOUSE BILL NO. 367, by Trent, be advanced to engrossment and third reading, which motion prevailed.

Upon motion of Senator Reed, the rules of the Senate were suspended and House Bill No. 367 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 367 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Looney, Marshall, Stigler. Total 3.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Looney, Marshall, Stigler. Total 3.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 367 and ordered the same transmitted to the Honorable House.

Senator Clark moved that HOUSE BILL NO. 332, by Chappell, be withdrawn from the Committee on Education and placed upon the calendar, which motion prevailed

Upon motion of Senator Clark, House Bill No. 332 was advanced to engrossment and third reading.

Upon motion of Senator Clark, the rules of the Senate were suspended and House Bill No. 332 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 332 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Looney, Marshall, Stigler. Total 3.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice Shearer, Shep-

herd, Simmons, Smith, Stewart Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Looney, Marshall, Stigler. Total 3.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 332 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 389 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Looney, Marshall, Stigler. Total 3.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 389 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 355 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Looney, Marshall, Stigler. Total 3.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Looney, Marshall, Stigler. Total 3.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed

amendments to and Engrossed House Bill No. 355 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 329 was read for the third time at length.

The question being "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Looney, Marshall, Stigler. Total 3.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed amendments to and Engrossed House Bill No. 329 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 243 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Looney, Marshall, Stigler. Total 3.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shep-

herd, Simmons, Smith, Stewart. Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Looney, Marshall, Stigler. Total 3.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 243 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 358 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Looney, Marshall, Stigler. Total 3.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Looney, Marshall, Stigler. Total 3.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 358 and ordered the same transmitted to the Honorable House.

Senator Nesbitt asked unanimous consent, which was granted, to advance HOUSE BILL NO. 299, by Cardwell, to engrossment and third reading.

Upon motion of Senator Nesbitt, the rules of the Senate were suspended and House Bill No. 299 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 299 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Looney, Marshall, Stigler. Total 3.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Looney, Marshall, Stigler. Total 3.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 299 and ordered the same transmitted to the Honorable House.

SENATE JOINT RESOLUTION NO. 42 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Looney, Marshall, Stigler. Total 3.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session signed the engrossed copy of Senate Joint Resolution No. 42 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 333 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill,

Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Looney, Marshall, Stigler. Total 3.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 333 and ordered the same transmitted to the Honorable House.

SENATE JOINT RESOLUTION NO. 36 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas VanDall, Wheatley, Williamson. Total 36.

Nays: 0.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 36.

Nays: 0.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Joint Resolution No. 36 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 364 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas VanDall, Wheatley, Williamson. Total 36.

Nays: 0.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall,

McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas VanDall, Wheatley, Williamson. Total 36.

Nays: 0.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 364 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 179 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Fidler, George, Goodall, Graham, Gray, Gulager, Harper. Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons Smith, Stewart, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 35.

Nays: Ferguson. Total 1.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 35.

Nays: Ferguson. Total 1.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 179 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 365 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart Stigler, Thomas, VanDall, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: 0.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart Stigler, Thomas, VanDall, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: 0.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 365 and ordered the same transmitted to the Honorable House.

Senator Reed asked unanimous consent, which was granted, to advance Senate Bill No. 302, by Reed, to engrossment and third reading.

Upon motion of Senator Reed, the rules of the Senate were suspended and Senate Bill No. 302 was considered engrossed and placed upon third reading and final passage.

SENATE BILL NO. 302 was read for the third time at length.

The question being "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulage., Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: 0.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulage., Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: 0.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 302 was referred for engrossment.

Senator Boyer asked unanimous consent, which was granted, to advance Senate Bill No. 317, by Boyer, to engrossment and third reading.

Upon motion of Senator Boyer, the rules of the Senate were suspended and Senate Bill No. 317 was considered engrossed and placed upon third reading and final passage.

SENATE BILL NO. 317 was read for the third time at length.

The question being "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulage., Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith,

Stewart, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: 0.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulage , Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: 0.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 317 was referred for engrossment.

Senator Boyer asked unanimous consent, which was granted, to advance Senate Joint Resolution No. 48, by Boyer, to engrossment and third reading.

Upon motion of Senator Boyer, the rules of the Senate were suspended and Senate Joint Resolution No. 48 was considered engrossed and placed upon third reading and final passage.

SENATE JOINT RESOLUTION NO. 48 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: 0.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulage., Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigle., Thomas, VanDall, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: 0.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.
Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Joint Resolution No. 48 was referred for engrossment.

Upon motion of Senator Stigler, House Bill No. 403,

by Riddle, et al., of the House, and Culp, of the Senate, was advanced to engrossment and third reading.

Upon motion of Senator Stigler the rules of the Senate were suspended and House Bill No. 403 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 403 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: 0.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: 0.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 403 and ordered the same transmitted to the Honorable House.

Upon motion of Senator Austin, Senate Bill No. 291, by Austin, Fidler and Darnell, was advanced to engrossment and third reading.

Upon motion of Senator Austin, the rules of the Senate were suspended and Senate Bill No. 291 was considered engrossed and placed upon third reading and final passage.

SENATE BILL NO. 291 was read for the third time at length.

The question being. "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 32.

Nays: McCurley. Total 1.

Not Voting: Loofbourrow, Marshall, Smith. Total 3.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 291 was referred for engrossment.

SENATE BILL NO. 268 was read for the third time at length.

Senator Gulager asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 268, line 5, page 1, by striking the word, "shall," and inserting the word, "may."

GULAGER.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 30.

Nays: 0.

Not Voting: Ferguson, Loofbourrow, Marshall, Peck, Smith, Stewart. Total 6.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill,

Johnson (Creek), Kimerer, Looney, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 30.

Nays: 0.

Not Voting: Ferguson, Loofbourrow, Marshall, Peck, Smith, Stewart. Total 6.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 268 was referred for re-engrossment.

SENATE JOINT RESOLUTION NO. 6 was read for the third time at length.

Senator Pullen asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 6, third line from the bottom of page 1, of the Engrossed copy, by inserting the words, "Murray and Sequoyah counties."

PULLEN.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, Van Dall, Wheatley. Total 31.

Nays: Hill. Total 1.

Not Voting: Ferguson, Loofbourrow, Peck, Smith. Total 4.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, Van Dall, Wheatley. Total 31.

Nays: Hill. Total 1.

Not Voting: Ferguson, Loofbourrow, Peck, Smith. Total 4.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Joint Resolution No. 6 was referred for re-engrossment.

SENATE BILL NO. 103 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Fidler, George, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, Wheatley. Total 29

Nays: Andrews, Graham, VanDall. Total 3.

Not Voting: Ferguson, Loofbourrow, Peck, Williamson. Total 4.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, Wheatley. Total 31.

Nays: VanDall. Total 1.

Not Voting: Ferguson, Loofbourrow, Peck, Williamson. Total 4.

Absent: 0.

Excused: Anglin, Culp, Darnell, Otjen, Storms, Terwilleger, Waldrep. Total 7.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 103 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 140 was read for the third time at length.

Senator Fidler asked unanimous consent, which was granted, to submit the following amendment:

Mr. President: I move to amend Senate Bill No. 140, line 6, page 3, by adding after the word, "State," at the end of Section 3, the following: "or to vehicles operated under authority of Chapter 97, Session Laws of Oklahoma, 1925;" and in Section 4, line 7, page 3 by adding before the word, "all," the words, "Sections 4531, 32 and 4533, Compiled Statutes, 1921, and Chapter 105, Session Laws, 1923-24 and"

FIDLER.

President Pro Tempore Williamson presiding.

Upon motion of Senator Rexroat, the Senate recessed to meet at 1:30 p. m.

AFTERNOON SESSION

The Senate, at 1:30 p. m., was called to order by the President.

Senators Anglin, Storms, Terwilleger and Waldrep, asked to be recorded present, which was the order of the Chair.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Concurrent Resolution No. 22, Senate Joint Resolutions Nos. 6 48, Senate Bills Nos. 152, 216, 268, 285, 291, 302 and 317, all, correctly engrossed.

BOYER, Chairman.

The President Pro Tempore presiding.

The President Pro Tempore signed Engrossed Senate Concurrent Resolution No. 22, Engrossed Senate Bills Nos. 152 and 285 and ordered each transmitted to the Honorable House for consideration.

The President presiding.

The President signed Engrossed Senate Joint Resolutions Nos. 6 and 48, Engrossed Senate Bills Nos. 268, 291, 302 and 317, and ordered each transmitted to the Honorable House for consideration.

The following Message from the Honorable House was received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you and through you the Honorable Senate, that the House has concurred in Senate Amendments to

ENGROSSED HOUSE BILL NO. 300, by Cardwell, entitled:

An Act authorizing the County Treasurer of Coal County, Oklahoma, to place all penalties hereinafter collected by him from delinquent taxes into a special fund in the County Treasury and authorizing said Treasurer to pay and to retire county warrants heretofore purchased by the sinking fund of said county.

and the same has been passed by the House as amended.

Yours very truly,

BERT McDONEL,

Chief Clerk.

A communication, over the signatures of W. A. Bassett, President, and George J. Lins, Secretary, of the Associated Broom Corn Industries of Oklahoma, addressed to the President and Members of the Senate, was read, urging the passage of SENATE BILL NO. 156, by Reed, Waldrep, McCurley, Gray and Fidler, of the Senate, and Windle, et al, of the House, relating to the regulation of employment of convicts and prisoners in state penal and reformatory institutions, etc.

Senator Reed asked unanimous consent, to advance SENATE BILL NO. 156, by Reed, et al, to engrossment and third reading, to which Senator Anglin voiced an objection, asking that the regular order of business be followed.

Senator Gulager moved that the rules of the Senate be suspended and Senate Bill No. 156 be advanced to engrossment and third reading.

Senator Anglin moved to table the Gulager motion, which motion prevailed, upon a roll call as follows:

Ayes: Andrews, Anglin, Boyer, Goodall, Graham, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Peck, Powers, Rexroat, Stewart, Terwillege, VanDall, Waldrep, Wheatley, Williamson. Total 21.

Nays: Austin, Clark, Ferguson, Fidler, Gulager, McCurley, Pullen, Reed, Rice, Shearer, Shepherd, Simmons, Smith, Storms. Total 14.

Not Voting: Gray, Hill, Ojen, Stigler, Thomas. Total 5.

Absent: 0.

Excused: Culp, Darnell, George. Total 3.

Resigned: Total 1.

SENATE BILL NO. 140 was considered further.

By unanimous consent, the Fidler amendment, submitted in the forenoon, was amended to read as follows and adopted:

Mr. President: I move to amend Senate Bill No. 140, line 6, page 3, by adding after the word, "State," at the end of Section 3, the following: "or to vehicles operated under authority of Chapter 97, Session Laws of Oklahoma 1925."

FIDLER.

The question being "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark Ferguson, Fidler, Gulager, Johnson (Creek), Loofbourrow, Looney, Marshall, Nesbitt, Peck, Rice, Simmons, Stigler, Storms, Terwilleger, VanDall, Waldrep, Wheatley, Williamson. Total 23.

Nays: Goodall, Graham, Harper, Hill, Kimerer, McCurley, Powers, Pullen, Reed, Rexroat, Shearer, Shepherd, Smith. Total 13.

Not Voting: Gray, Otjen, Stewart, Thomas. Total 4.

Absent: 0.

Excused: Culp, Darnell, George. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Fidler, Goodall, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Stigler, Storms, Terwilleger, VanDall, Waldrep, Wheatley, Williamson. Total 31.

Nays: Ferguson, Graham, Harper, McCurley, Smith. Total 5.

Not Voting: Otjen, Shearer, Stewart, Thomas. Total 4.

Absent: 0.

Excused: **Culp, Darnell, George.** Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 140 was referred for re-engrossment.

SENATE BILL NO. 216 was read for the third time at length.

Senator Stewart moved to reconsider the vote by which Senate Bill No. 216 was advanced to engrossment and third reading, which motion failed of adoption.

Senator Austin asked unanimous consent to submit an amendment to Senate Bill No. 216, to which Senator Smith voiced objection.

Senator Austin moved that the rules of the Senate be suspended for the purpose of considering his proposed amendment to Senate Bill No. 216, which motion was tabled, upon motion of Senator Smith.

Senator McCurley asked unanimous consent to submit an amendment to Senate Bill No. 216, to which Senator Wheatley voiced an objection.

Senator Loofbourrow moved that further consideration of Senate Bill No. 216 be indefinitely postponed, which motion was tabled, upon motion of Senator Smith, the roll call thereon being as follows:

Ayes: Anglin, Boyer, Clark, Fidler, Goodall, Gulager, Hill, Johnson (Creek), Looney, Marshall, Nesbitt, Otjen, Powers, Pullen, Reed, Rice, Shearer, Shepherd, Smith, Terwilleger. Total 20.

Nays: Andrews, Austin, Ferguson, Graham, Gray, Harper Kimerer, Loofbourrow, McCurley, Peck, Simmons, Stewart, Stigler, Storms, Thomas, VanDall, Wheatley, Williamson. Total 18.

Not Voting: Rexroat, Waldrep. Total 2.

Absent: 0.

Excused: Culp, Darnell, George. Total 3.

Resigned: Total 1.

Senator Anglin moved that the rules be suspended and he be permitted to add at the end of Section 1, of Senate Bill No. 216, the words, "without comment."

Senator Andrews, as a substitute, moved that the rules be suspended and the vote be reconsidered by which Senate Bill No. 216 was advanced to engrossment and third reading, for the purpose of submitting an amendment.

The President Pro Tempore ruled the Andrews motion out of order, stating the purpose of the amendment had been disposed of in a former motion.

By unanimous consent, Senator Anglin withdrew his motion.

Senator Otjen moved that Senate Bill No. 216 be recommitted to the Committee from which it was reported,

with instructions to amend the bill by adding the words, "without comment thereon." in line 4, page 1, after the word, "read," and before the word, "or"; also in line 5, page 1, after the word, "reading," and before the word, "of."

Senator Harper raised a point of order, against the Otjen motion, stating that it was, in effect, the same as an amendment to the bill.

The President Pro Tempore failed to sustain the point of order, saying the Senate could re-commit Senate Bill No. 216 to the Committee, reporting it out.

Senator Smith moved to table the Otjen motion.

Senator Stigler, as a substitute for all pending motions, moved that Senate Bill No. 216 be re-committed to the Committee from which it was reported, without instructions.

The President Pro Tempore ruled the Stigler motion out of order, stating a motion to commit, with instructions, takes precedence over motion to commit, without instructions.

The vote recurring on the Smith motion, to table the Otjen amendment, the same failed of adoption, upon a roll call as follows:

Ayes: Anglin, Boyer, Clark, Fidler, Goodall, Graham, Gulager, Hill, Johnson (Creek), Looney, Marshall, Pullen, Reed, Rice, Shepherd, Smith, Terwilleger, Waldrep. Total 18.

Nays: Andrews, Austin, Ferguson, Gray, Harper, Kimerer, Loofbourrow, McCurley, Nesbitt, Otjen, Peck,

Powers, Rexroat, Simmons, Stewart, Stigler, Storms, Thomas, VanDall, Wheatley, Williamson. Total 21.

Not Voting: Shearer. Total 1.

Absent: 0.

Excused: Culp, Darnell, George. Total 3.

Resigned: Total 1.

Senator Smith, as an amendment to the Otjen amendment, submitted the following amendment:

Mr. President: I move to amend the Otjen amendment, by further instructing the Committee to report immediately, said bill to retain its place upon third reading and final passage.

SMITH.

Senator Wheatley moved to table the Smith amendment to the Otjen amendment, which failed of adoption.

Senator Stigler, as a substitute for the Otjen amendment, moved that Senate Bill No. 216 be re-committed to the Committee on Education, without instructions, except to report the bill back to the Senate within 24 hours.

Senator Goodall moved to table the Stigler motion, which prevailed.

Senator Stigler raised a point of order against the adoption of the Otjen amendment, which was sustained, stating the Smith amendment to the Otjen amendment had not been acted upon.

The vote recurring on the Smith amendment to the Otjen amendment, the same was adopted, upon a roll call as follows:

Ayes: Anglin, Boyer, Clark, Fidler, Goodall, Graham, Gulager, Hill, Johnson (Creek), Looney, Marshall, Otjen, Powers, Pullen, Reed, Rice, Smith, Terwilleger, Waldrep, Williamson. Total 20.

Nays: Andrews, Austin, Ferguson, Gray, Harper, Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Rexroat, Simmons, Stewart, Stigler, Storms, Thomas, VanDall, Wheatley. Total 18.

Not Voting: Shearer, Shepherd. Total 2.

Absent: 0.

Excused: Culp, Darnell, George. Total 3.

Resigned: Total 1.

The vote recurring on the Otjen amendment, as amended by the Smith amendment, the same was adopted.

By unanimous consent, the Senate recessed for 15 minutes, permitting the Committee on Education to consider Senate Bill No. 216.

*

The Senate reassembled and was called to order by the President Pro Tempore.

Senator Storms asked unanimous consent, which was granted, to submit the following Committee Report:

Mr. President: We, your Committee on Education to whom was recommitted, with instructions, Senate Bill No. 216, by Anglin, entitled:

An Act requiring that some suitable passage of the Bible be read daily in each public school of this State to all of the students thereof if said school is supported in whole or in part by public funds, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass, with the following amendment by Otjen as per instructions from the Senate: By adding the words "without comment thereon," in line 4, page 1, after the word "read," and before the word "or" and also in line 5, page 1, after the word "reading" and before the word "of."

STORMS, Chairman.

Senator Storms moved the adoption of the Report.

Senator Anglin raised a point of order against the adverse Report, which was sustained, stating the Report was not in keeping with the Senate's instructions.

Senator Otjen moved the adoption of that part of the Report of the Education Committee, commencing with the Otjen amendment, which motion prevailed.

The President presiding.

Senator Rexroat moved that the Senate go into executive session, for the consideration of executive matters, which motion failed of adoption.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Boyer, Clark, Fidler, Goodall, Gulager, Hill, Johnson (Creek), Looney, Marshall, Nesbitt, Otjen, Powers, Pullen, Reed, Rice, Shepherd, Smith, Stewart, Terwilleger, Waldrep, Williamson. Total 22.

Nays: Andrews, Austin, Ferguson, Graham, Gray, Harper, Kimerer, Loofbourrow, McCurley, Peck, Rexroat, Simmons, Stigler, Storms, Thomas, VanDall, Wheatley. Total 17.

Not Voting: Shearer. Total 1.

Absent: 0.

Excused: Culp, Darnell, George. Total 3.

Resigned: Total 1.

The bill having failed to receive the constitutional majority of the votes of all members elected to and constituting the Senate was declared failed of passage.

Senator Anglin served notice that he would, on the next legislative day, move to reconsider the vote by which Senate Bill No. 216 failed of passage.

Senator Otjen asked unanimous consent, which was granted, to introduce the following Senate Resolution:

SENATE RESOLUTION NO. 15, by Otjen, Ferguson, Hill, Shearer, Marshall, Kimerer, Powers, Clark, Terwilleger and Reed.

A RESOLUTION EXPRESSING THE REGARD AND SYMPATHY OF THE SENATE TO EX-SENATOR JOHN GOLOBIE.

WHEREAS, The Honorable John Golobie, long a distinguished and beloved member of this honorable body, has been incapacitated physically for some time and is forced to remain in his room because of a continued illness, and

WHEREAS, Senator Golobie during the eight years he was a faithful member of this Body won the respect of the State and the affection of his colleagues by the diligent manner in which he served the State and the courteous manner in which he addressed his compeers; and

WHEREAS, The Senate regrets most sincerely the inability of Senator Golobie to visit this Body during its deliberations and give the assembled Senators the benefit of his cheer and good counsel;

THEREFORE, BE IT RESOLVED: That the Senate bear hearty witness to the fidelity with which Senator Golobie discharged his duties to his State and people during the long years he was a member of this Honorable Body, that the Senate point to the many wise statutes that he helped enact in the interest of good government and civic betterment, that the Senate pay testimony to him as one of the most generous and humane men that ever served the people of Oklahoma in a legislative capacity.

RESOLVED: That the Senate remind the public of the noble life led by Senator Golobie as a friendless immigrant among a strange people, as a courageous pioneer helping to lay the foundations of a great State in the virgin soil of a new territory, as a helpful editor and publisher directing the minds of his people to that which is fine and clean in American life, as a Senator laboring incessantly for better things in Oklahoma, and as a man whose faith in his fellows was never permitted to weaken or grow dim.

RESOLVED: That the Senate extend to Senator Golobie a message of affection, assuring him that the Senate thinks of him in the day of his affliction and wishes for him an early and complete recovery of his usual health. That the Senate appeals to Senator Golobie not to accept this resolution as a mere formal expression of friendly solicitude, but as a genuine message from the hearts of those who know him and hope for him the continued blessings of a happy life. To Senator Golobie the Senate extends its warmest wish that all his ways may be ways of pleasantness and all his paths be peace.

Senator Rexroat moved that all Democratic members of the Senate be added as joint authors of Senate Resolution, No. 15 which motion prevailed.

Upon motion of Senator Otjen, Senate Resolution No. 15 was adopted, and referred for engrossment.

Upon motion of Senator Storms, HOUSE BILL NO. 46, by Logan, Brown, et al, was stricken from the calendar and re-referred to the Committee on Education.

The following Message from the Honorable House was received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 379, by Graham, entitled:

An Act amending Sections 7381 and 7387, Compiled Oklahoma Statutes, 1921, and providing that the five representatives of the Legislature of Oklahoma County shall be nominated and elected at large.

and to inform you, and through you, the members of the Honorable Senate, that same has been passed by the House of Representatives, and signed by the Acting Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

HOUSE BILL ON FIRST READING

The following bill was received from the Honorable House and read for the first time:

HOUSE BILL NO. 379, by Graham, entitled.—An Act amending Section 7381 and 7387, Compiled Oklahoma Statutes, 1921, and providing that the five representatives of the Legislature of Oklahoma County, shall be nominated and elected at large.

Upon motion of Senator Rexroat, the Senate adjourned, to meet at 10:00 o'clock, a. m., Wednesday, March 16th.

SIXTY-FIRST LEGISLATIVE DAY

Wednesday, March 16, 1927.

The Senate, pursuant to adjournment, met at 10:00 o'clock, a. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 41.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

The President announced there were matters upon his desk for the consideration of the Senate, in executive session.

Upon motion of Senator Rexroat, the Senate closed its doors and went into executive session.

The Senate re-assembled, in open session, with its President presiding, who announced the Senate, in executive session, had advised and consented to the following executive nominations:

FOR SECRETARY, STATE BOARD OF VOCATIONAL EDUCATION:

Miss Florence Neff, Oklahoma City.

FOR MEMBER STATE INDUSTRIAL COMMISSION:

G. T. Bryan, Oklahoma City.

FOR MEMBER STATE BOARD OF AFFAIRS:

J. Robert Gillam, Ardmore, effective May 1st, 1927.

FOR SECRETARY, STATE BOARD OF PHARMACY:

C. M. Anderson, Hugo.

COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Fish and Game to whom was referred HOUSE BILL NO. 45, by Skinner and Porter, entitled:

An Act amending Section 6560 Compiled Oklahoma Statutes, 1921, relating to the sale of fur of fur bearing animals, and repealing all acts or parts of acts in conflict herewith.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GRAHAM, Chairman.

Mr. President: We, your Committee on Education to whom was referred HOUSE BILL NO. 46, by Logan, Brown, Brewer, Lane, Thompson (Garvin), Manning, Gilmer, Daniel, Bell, Dukes, Riddle, Fraley, Watson and Aldridge of the House and George, Loofbourrow, Johnson (Caddo), Pullen, Johnson (Creek), Williamson and Stigler of the Senate, entitled:

An Act amending Section 10718, Compiled Oklahoma Statutes, 1921, relating to the Government of the University of Oklahoma; the appointment of a Board of Regents; providing for the tenure of office and removal of same, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STORMS, Chairman.

Mr. President: We, your Committee on Fish and Game to whom was referred HOUSE BILL NO. 89, by Ogden, entitled:

An Act amending Section 8, Chapter 124, of the Session Laws of Oklahoma, 1923-24, relating to fish and game; and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GRAHAM, Chairman.

Mr. President: We, your Committee on Roads and Highways to whom was referred HOUSE BILL NO. 172, by Johnson of Comanche, and Reily, entitled:

An Act amending Section 13, Chapter 48, Oklahoma Session Laws, 1923-24, and authorizing the State Highway Commission to drain, put to grade, and build bridges and underpasses on any highway, street or alley within any incorporated city or town, which highway, street, or alley is a continuation of the State Highway system; repealing all acts or parts of acts in conflict therewith,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STEWART, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred HOUSE BILL NO. 196, by Brown, entitled:

An Act defining and fixing the amount of liability of hotel and inn keepers to their guests and the general public and of guests and the general public to hotel and inn keepers for loss of money, valuables,

baggage and other property at said hotel or inn, providing punishment for violations hereof; repealing all acts or parts of acts in conflict herewith,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

STIGLER, Chairman.

Mr. President: We, your Committee on Commerce and Labor to whom was referred HOUSE BILL NO. 211, by Skinner and Porter, entitled:

An Act amending Section 7552 Compiled Oklahoma Statutes, 1921; providing for four (4) mining districts in the State of Oklahoma; authorizing the chief mine inspector to appoint an inspector for Mining District No. Four (4), prescribing the qualifications, making an appropriation therefor and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GOODALL, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred HOUSE BILL NO. 236, by Kight, entitled:

An Act making appropriations from the General Revenue Fund of the State of Oklahoma for all State Educational, Eleemosynary and Penal Institutions, providing for the appropriation and distribution of the new college funds in accordance with Section

7225, Revised Laws of Oklahoma 1910, to the institutions entitled to the same, and providing for the appropriation and distribution of the Section Thirteen funds as provided in Section 7660, Revised Laws of Oklahoma, 1910, to the institutions entitled to the same, and as amended by Chapter 295, Session Laws, 1917, and providing for the appropriation and distribution of the Extension Funds to the institutions entitled to the same.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

ANGLIN, Chairman.

Upon motion of Senator Anglin, 100 additional copies of Engrossed House Bill No. 236 were ordered printed.

Mr. President: We, your Committee on Appropriations to whom was referred HOUSE BILL NO. 241, by Daniel, et al., of the House, Storms, et al., of the Senate, and Governor Henry S. Johnston, entitled:

An Act creating a special common school equalization fund, providing for distribution of said fund by the State Board of Education, providing regulations therefor, making certain extensions of transfer privileges, allocating certain revenues to the said fund, and limiting the powers of the State Board of Education in making apportionments of moneys actually collected and placed in said fund, and repealing all acts or parts of acts in conflict herewith.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, with the following amendments:

Section 2, Sub-Division "f", add the following words and figures:

Provided, however, the total of all sums that can be expended under this Act shall never exceed in any fiscal year, the sum of One Million Five Hundred Thousand ($1,500,000.00) Dollars.

That, after Section 8, and before Section 9, the following shall be inserted, designated as Section 8-A:

Section 8-A. This Act is exclusive and in lieu of any former act, or acts, dealing with the same subject matter and is not cumulative to any such Act, or Acts, but supersedes wholly all such former Acts, and especially that Act heretofore enacted by this Legislature and approved by the Governor, known as "House Bill Number Nine."

ANGLIN, Chairman.

Mr. President: We, your Committee on Municipal Corporations to whom was referred HOUSE BILL NO. 269, by Bilbrey, by request, entitled:

An Act prohibiting the governing body of any municipal corporation organized and incorporated under the Laws of the State of Oklahoma, from selling, leasing, conveying or otherwise disposing of any public utility belonging to such municipal corporation, when the actual cash value of such utility belonging to a city of the first class shall exceed ten thousand ($10,000.00) dollars, and a town or village, five thousand ($5,000.00) dollars unless such sale, lease, etc., etc.,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

FERGUSON, Chairman.

Mr. President: We, your Committee on Legislative and Judicial Apportionments to whom was referred HOUSE BILL NO. 285, by Chappell and Bell, entitled:

> An Act relating to District Court Judicial Districts, Numbers 12 and 21, and creating a New District Court Judicial District No. 31, said District to be composed of Noble and Pawnee Counties, repealing all acts and parts of acts in conflict herewith and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

TERWILLEGER, Chairman.

Mr. President: We, your Committee on Municipal Corporations to whom was referred HOUSE BILL NO. 366, by Fry, entitled:

> An Act fixing the salary of the Deputy Superintendent of Public Instruction of Noble County, Oklahoma, at one hundred ($100.00) dollars per month; repealing all acts or parts of acts in conflict therewith and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

FERGUSON, Chairman.

Upon motion of Senator Ferguson, the adverse report was adopted.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred HOUSE BILL NO 374, by Moon, entitled:

> An Act providing for the disbursement of funds collected on delinquent special assessments for street improvements where all installments thereof are past due; repealing all acts or parts of acts in conflict therewith:

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

STIGLER, Chairman.

Mr. President: We, your Committee on Privileges and Elections to whom was referred SENATE BILL NO. 90, by Waldrep, entitled:

> A Bill entitled an Act amending Section 6119; Compiled Oklahoma Statutes, 1921, relating to expenditures in primary elections: repealing all acts or parts of acts in conflict herewith, and declaring an emergency,

offer herewith substitute bill with recommendation that it do pass.

WILLIAMSON, Chairman.

Mr. President: We, your Committee on Municipal Corporations to whom was referred SENATE BILL NO. 308, by Storms, of the Senate, and Sullivan, of the House, entitled:

An Act authorizing the Boards of City Commissioners of the cities of the State of Oklahoma to remit and refund certain penalties on certain paving taxes and assessments and authorizing the County Treasurers of the State of Oklahoma to collect said taxes and assessments without collecting such penalties, repealing all conflicting laws and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

FERGUSON, Chairman.

Upon motion of Senator Ferguson, the adverse report was adopted.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolution No. 15 and Senate Bill No. 140 correctly engrossed.

BOYER, Chairman.

The President, in open session, signed: Engrossed Senate Resolution No. 15 and referred the same for enrollment; Engrossed Senate Bill No. 140 and ordered the same transmitted to the Honorable House for consideration.

FIRST READING

The following local bills were introduced and read for the first time:

SENATE BILL NO. 326, by Johnson of Creek.—An Act authorizing the County Treasurer of Creek County, Oklahoma to establish a branch office in Bristow, Oklahoma, in said county, to be in charge of one of his regular deputies, to collect certain taxes, providing for the expense thereof and declaring an emergency.

SENATE BILL NO. 327, by Stigler of the Senate (by request) and Nash of the House.—An Act granting power to the Board of County Commissioners of Haskell County, Oklahoma, to use the sinking fund of the county derived from penalties, interests and forfeitures, accrued or to accrue, as penalties on delinquent taxes for the purpose of purchasing land for a building site for a county court house for erecting, repairing or constructing a county court house, providing the method therefor, and declaring an emergency.

Senator Looney introduced the following Resolution, which was read at length:

SENATE CONCURRENT RESOLUTION NO. 23—By Mrs. Looney.

A Concurrent Resolution to the Secretary of the Interior and the Commissioner of the General Land Office, requesting and urging that duplicate records of the United States Land Office, now on file at Guthrie, Oklahoma, be transferred to and deposited with the Oklahoma Historical Society, for safekeeping and reference.

WHEREAS, the United States District Land Office, at Guthrie, Oklahoma, is to be closed at the end of the current fiscal year and,

WHEREAS, the essential records of the said District Land Office are largely if not entirely duplicated by copies already on file in the General Land Office of the United States, at Washington, and,

WHEREAS, the original land surveys of Oklahoma Territory and of the Chickasaw Nation were made under the terms of contracts which were entered into directly between contracting surveyors and the Commissioners of the General Land Office, instead of through the office of a surveyor general, as in the case of other states and territories, and,

WHEREAS, in other states, duplicate copies of plats and field notes were furnished for each county for reference and use by the county surveyor thereof, but no such duplicates were furnished for such reference and use in Oklahoma, and,

WHEREAS, the preservation of such field notes, plats, maps, records, and other data, pertaining to the surveys, administration, sale, donation or other disposition of the lands of the Public Domain in Oklahoma, at some place within the state where the same may be conveniently available for examination or reference is not only desirable but expedient, therefore, be it

RESOLVED, by the Senate of the State of Oklahoma, the House of Representatives concurring therein, THAT, the Honorable Secretary of the Interior and the Honorable Commissioner of the General Land Office be respectfully requested and urged to transfer to the Oklahoma Historical Society, a duly constituted trustee of the State of Oklahoma, copies of all surveyors' field notes, plats, maps, charts, etc., pertaining to the surveying and subdivision of the lands of

the Public Domain of the United States within the limits of the State of Oklahoma, of which duplicate copies are already on file in the General Land Office, at Washington, together with copies of all essential records pertaining to the administration and operation of the several district land offices in the Indian Territory, the originals of which are now in the custody of the United States District Land Office at Guthrie, Oklahoma.

Senator Looney moved that the rules be suspended and Senate Concurrent Resolution No. 23 be taken up for immediate consideration, which motion prevailed.

Upon motion of Senator Looney, Senate Concurrent Resolution No. 23 was adopted and referred for engrossment.

SECOND READING

The following bills were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 325—By Gray of the Senate and Hybarger and Manning of the House.

Upon motion of Senator Gray, the rules of the Senate were suspended and Senate Bill No. 325 was advanced to engrossment and third reading.

HOUSE BILL NO. 379—By Graham.

Upon motion of Senator Fidler, the rules of the Senate were suspended and House Bill No. 379 was advanced to engrossment and third reading.

The President announced, in keeping with Rule No. 15, of the adopted rules of the Senate, the name of Senator Rexroat withdrawn as a Senate Conferee on HOUSE BILL NO. 169, and the name of Senator Storms substituted therefor.

Senator Austin moved that Rule 28, of the adopted rules of the Senate, be amended by striking all that portion, except the word and figures, "Rule 28," down to the last paragraph of said rule.

The President Pro Tempore presiding.

The vote recurring on the Austin motion, the same prevailed upon a roll call, as follows:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Ferguson, Fidler, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat, Rice, Shearer, Stewart, Stigler, Terwilleger, VanDall, Wheatley, Williamson. Total 29.

Nays: Darnell, Goodall, Graham, Gulager, McCurley, Pullen, Shepherd, Simmons, Smith, Thomas. Total 10.

Not voting: Storms, Waldrep. Total 2.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The following Messages from the Governor were received and read:

To the Honorable Senate and
House of Representatives,

BUILDING.

Gentlemen:

I have the honor to report to you that I have this day signed and transmitted to the Secretary of State, the following bills, namely:

ENROLLED HOUSE BILL NO. 381, entitled:

"An Act providing for the appointment of a special deputy in the assessor's office in Okmulgee County, Oklahoma, to discover and assess omitted or delinquent property and fixing a salary therefor."

ENROLLED SENATE BILL NO. 37, entitled:

"An Act providing for an appropriation of fifty thousand ($50,000.00) dollars for the fiscal year ending June 30th, 1928, and fifty thousand ($50,000.00) dollars for the fiscal year ending June 30th, 1929, for the aid of sick, wounded and disabled soldiers, sailors, nurses and marines of the late World war, Spanish American War or Philippine Insurrection, and their destitute wives, widows and minor children, and providing for expense of administration."

ENROLLED SENATE BILL NO. 19, entitled:

"An Act amending Sections 9263, 9264 and 9265 of Article XIV, Compiled Oklahoma Statutes, 1921, relating to the Union Soldiers' Home, and declaring an emergency."

ENROLLED SENATE BILL NO. 85, entitled:

"An Act making a deficiency appropriation for the payment of Confederate pensions for the fiscal year ending June 30, 1927, and declaring an emergency."

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

To the Honorable Senate and
House of Representatives,
of the Eleventh Legislature,
BUILDING.

Gentlemen:

I have the honor to advise that I have this day signed and transmitted to the Secretary of State the following bills, namely:

ENROLLED SENATE BILL NO. 15, entitled:

"An Act amending Section 5735, of the Compiled Oklahoma Statutes, Annotated, 1921, as amended by Section 1, of Chapter 121, of the Session Laws of Oklahoma for 1923-1924, fixing and reducing the terms of office of the County Attorney, Court Clerk, County Clerk, County Surveyor, County Superintendent of Public Instruction, Sheriff, County Treasurer, County Public Weigher, County Assessor, and three (3) County Commissioners in every County in the State of Oklahoma; providing for service of unexpired terms, and declaring an emergency."

ENROLLED SENATE BILL NO. 265, entitled:

"An Act authorizing the Board of County Commissioners of Adair County, Oklahoma, to expend the sum of thirty-seven hundred dollars for the purchase of a lot for the court house of said County, and declaring an emergency."

ENROLLED SENATE BILL NO. 266, entitled:

"An Act authorizing the County Treasurer of Adair County, State of Oklahoma, to charge off as a loss the sum of five thousand, four houndred ninety-eight dollars and seventy cents, which was deposited in the defunct Bank of Stilwell, Oklahoma, and declaring an emergency."

ENROLLED HOUSE BILL NO. 154, entitled:

"An Act amending Section 8050, of Article 2, Chapter 70, Compiled Oklahoma Statutes, 1921, relating to proceedings in the adoption of children."

Respectfully submitted,

HENRY S. JOHNSTON

Governor.

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you and through you the Honorable Senate that the House has concurred in Senate amendments to:

ENGROSSED HOUSE BILL NO. 272, by Fry, entitled:

An Act making it the duty of the County Commissioners of Noble County, Oklahoma, to make a special levy for the purpose of erecting buildings for the Free Fair Association upon real estate to be furnished by the Chamber of Commerce of the City of Perry, in said County, and used for exhibit grounds for Free County Fair, and declaring an emergency.

ENGROSSED HOUSE BILL NO 329, by Pomeroy and Taylor of the House and Peck of the Senate, entitled:

An Act authorizing County Commissioners in any county in Oklahoma with a population of not less than 33,400 nor more than 33,500 as shown by Federal Census 1920 or by any succeeding Federal Census to make a special levy for the purpose of erecting live stock and exhibit buildings and for the construction of permanent sidewalks, etc.

ENGROSSED HOUSE BILL NO. 355, by McArthur, Christian of Tillman, Beatty, Watson of Creek, Sewell, Stone and Beck, entitled:

An Act to abolish the offices of Township Trustee, Township Clerk and Township Treasurer of each Township in certain Counties in the State of Oklahoma, and confer the powers and duties of said offices on the Board of County Commissioners, County Clerk and County Treasurer of such Counties, repealing all acts in conflict therewith and declaring an emergency.

and same has been passed by the House as amended.

Yours very truly,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 409, by Forehand, entitled:

An Act providing for the appointment of additional Deputy County Clerks in McClain County, fixing their salaries and declaring an emergency;

ENGROSSED HOUSE BILL NO. 410, by Riddle, Logan and Payne of the House and Culp of the Senate, entitled:

An Act relating to the appointment of Under-sheriff of Okmulgee County, Oklahoma, prescribing salary, repealing all acts in conflict herewith, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 411, by Riddle, Logan and Payne of the House and Culp of the Senate, entitled:

An Act authorizing the County Treasurer of Okmulgee County, Oklahoma, to appoint deputies in his office, fixing the salaries thereof, repealing all acts or parts of acts in conflict therewith, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 415, by Lane, entitled:

An Act authorizing the County Clerks, the Court Clerks and the County Treasurers of all Counties in this State, which Counties have a population of not less than 18,500, nor more than 19,800, according to the Federal Census of 1920, or according to any succeeding Federal Census, to appoint, with the approval of the County Commissioners of said County, certain deputies in their respective offices, and fixing the salary thereof, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 378, by Acton, Windle, Leecraft, Cobb, Berry, Brown, Manning, Johnson of Comanche, Ogden, Webster and McArthur of the House, and Shearer, Fidler, Rexroat and Gulager of the Senate, entitled:

An Act relating to the taxation of property used exclusively for the manufacture of lint cotton in the State of Oklahoma; classifying the said property for the purpose of taxation; establishing tax levy thereon; providing for collection, distribution and the use of the said taxes; exempting the said property from ad valorem tax to the extent herein providing, repealing all acts in conflict therewith, and declaring an emergency;

and to inform you and through you the members of the Honorable Senate, that same have been passed by the House of Representatives and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 1, By Christian of Creek, Logan, Watson of Creek, Lohman, Brown, Chappell, Watson of Kiowa, and Paul, entitled:

An Act repealing Chapter 101 of the Session Laws of 1925, relating to "Stop—State Law" signs at railway crossings;

ENGROSSED HOUSE BILL NO. 62, By McArthur, Smith of Blaine, Deardorff, Baldwin, Baggerly, Reily, Windle, James and Reeves, entitled:

An Act repealing Chapter 139 of the Session Laws of 1923-24 entitled "Drainage and Irrigation Districts" as amended by Chapter 148 of the Session Laws of 1925, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 340, By Logan, Crowley and Sewell, entitled:

An Act authorizing the State Highway Commission to co-operate with the United States Geological Survey in the Topographic mapping of the State of Oklahoma, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 384, By Windle and Ebey, entitled:

An Act amending Section 3 and 4, Chapter 296, Session Laws of the State of Oklahoma of 1919,

being Sections 9896 and 9897, C. O. S. 1921, relating to and fixing the rates and exemptions on inheritance and transfer taxes and declaring an emergency;

ENGROSSED HOUSE BILL NO. 398, By Bird and Thomas of the House, and Harper of the Senate, entitled:

An Act fixing the salaries of the County Treasurer and regular deputies in the office of the County Treasurer of LeFlore County, Oklahoma, repealing all conflicting laws and declaring an emergency;

and to inform you, and through you the members of the Honorable Senate, that same have been passed by the House of Representatives, and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Senator Boyer submited the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 199, 230 and 255 correctly engrossed.

BOYER, Chairman.

THIRD READING

Senator VanDall moved to reconsider the vote by which SENATE BILL NO. 39 failed of passage on yesterday.

Senator Pullen moved to table the VanDall motion, which failed of adoption.

The vote recurring on the VanDall motion, the same prevailed.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Boyer, Darnell, Ferguson, Fidler, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Marshall, Otjen, Peck, Powers, Rice, Shearer, Simmons, Smith, Stewart, Terwilleger, VanDall, Wheatley, Williamson. Total 25.

Nays: Andrews, Austin, Clark, Goodall, Gulager, Looney, McCurley, Nesbitt, Pullen, Reed, Rexroat, Stigler, Storms, Thomas, Waldrep. Total 15.

Not voting: Shepherd. Total 1.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 39 and ordered the same transmitted to the Honorable House.

Senator Stewart moved to reconsider the vote by which

Senate Bill No. 39 was passed, which motion was tabled, upon motion of Senator VanDall.

SENATE BILL NO. 230 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Rexroat, Rice, Simmons, Smith, Stewart, Stigler Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 35.

Nays: Pullen. Total 1.

Not Voting: Gulager, Peck, Reed, Shearer, Shepherd. Total 5.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray,

Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Rexroat, Rice, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 35.

Nays: Pullen. Total 1.

Not voting: Gulager, Peck, Reed, Shearer, Shepherd. Total 5.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 230 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 199 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Rexroat, Rice, Simmons, Smith, Stewart, Stig-

ler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Not Voting: Gulager, Reed, Shearer, Shepherd. Total 4.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Rexroat, Rice, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Not Voting: Gulager, Reed, Shearer, Shepherd. Total 4.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 199 and ordered the same transmitted to the Honorable House.

Senator Austin moved that SENATE BILL NO. 233, by Darnell, Williamson, Nesbitt, Fidler and Austin, be advanced to engrossment and third reading, which motion prevailed.

Senator Austin moved that Senate Bill No. 233 be considered engrossed and placed upon third reading and final passage.

Senator Wheatley moved to table the Austin motion, which failed of adoption.

Senator Wheatley raised a point of order against the Austin motion, which was sustained, that his motion would take a suspension of the rules.

Senator Austin moved that the rules of the Senate be suspended and Senate Bill No. 233 be considered engrossed and placed upon third reading and final passage. which motion prevailed.

Senator Austin asked unanimous consent, which was granted, to submit the following amendment:

Mr. President: I move to amend Senate Bill No. 233, line 2, Section 2, by striking the words and figures, "Five

Thousand ($5000.00) Dollars", and inserting the words and figures, "Four Thousand ($4000.00) Dollars", and by striking in lines 3 and 4, of Section 2, the words and figures, "Three Thousand ($3000.00) Dollars," and inserting the words and figures, "Twenty-four Hundred ($2400.00) Dollars."

AUSTIN.

Upon motion of Senator Pullen, the Senate recessed to meet at 1:30 p. m.

AFTERNOON SESSION

The Senate reassembled at 1:30 p. m., and was called to order by President Pro Tempore Williamson.

Senator McCurley asked unanimous consent, which was granted, to advance HOUSE BILL NO. 397, by Smith (Bryan), to engrossment and third reading.

Upon motion of Senator Waldrep, the rules of the Senate were suspended and House Bill No. 397 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 397 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Peck, Powers,

Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Not Voting: Anglin, Nesbitt, Otjen, Pullen. Total 4.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Not Voting: Anglin, Nesbitt, Otjen, Pullen. Total 4.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 397 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 233 was considered further.

The vote recurring on the Austin amendment, submitted before recess, the same was adopted.

SENATE BILL NO. 233 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stigler, Terwillegar, Thomas, VanDall, Waldrep, Williamson. Total 32.

Nays: Graham, Loofbourrow, McCurley, Pullen, Stewart, Wheatley. Total 6.

Not Voting: Anglin, Otjen, Storms. Total 3.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Williamson. Total 32.

Nays: Graham, Loofbourrow, McCurley, Pullen, Stewart, Wheatley. Total 6.

Not Voting: Anglin, Otjen, Storms. Total 3.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 233 was referred for engrossment.

Senator Rice asked unanimous consent, which was granted, to advance to engrossment and third reading SENATE JOINT RESOLUTION NO. 47, by Rice.

Upon motion of Senator Rice, the rules of the Senate were suspended and Senate Joint Resolution No. 47 was considered engrossed and placed upon third reading and final passage.

Senator Thomas moved to indefinitely postpone further consideration of Senate Joint Resolution No. 47, which motion was tabled, upon motion of Senator Fidler.

SENATE JOINT RESOLUTION NO. 47 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Boyer, Ferguson, Fidler, Hill, Looney, Marshall, Nesbitt, Reed, Rice, Shearer, Simmons, Stewart, VanDall, Waldrep. Total 15.

Nays: Austin, Clark, Darnell, Goodall, Graham, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Otjen, Peck, Powers, Pullen, Rexroat, Shepherd, Smith, Stigler, Storms, Terwilleger, Thomas, Wheatley, Williamson. Total 24.

Not Voting: Anglin, Gray. Total 2.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The resolution having failed to receive the constitutional majority of the votes of all members elected to and constituting the Senate was declared failed of passage.

Upon motion of Senator Looney, the regular order of business was taken up.

SENATE BILL NO. 255 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwillege., Thomas, Waldrep, Wheatley, Williamson. Total 36.

Nays: Ferguson, Fidler, McCurley, VanDall. Total 4.

Not Voting: Loofbourrow. Total 1.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: 0.

Nays: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 40.

Not Voting: Loofbourrow. Total 1.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having failed to receive the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared failed of passage.

Senate Bill No. 255 was referred for re-engrossment.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 233 correctly engrossed.

BOYER, Chairman.

The President Pro Tempore, in open session, signed Engrossed Senate Bill No. 233 and ordered the same transmitted to the Honorable House for consideration.

Senator Waldrep moved that SENATE JOINT RESOLUTION NO. 24, by Waldrep, being under Special Order,

be taken up for further consideration, which motion failed of adoption, upon a roll call, as follows:

Ayes: Boyer, Darnell, Fidler, Goodall, Loofbourrow, Nesbitt, Otjen, Peck, Pullen, Reed, Rice, Shepherd, Stigler, Storms, Terwilleger, Thomas, Waldrep. Total 17.

Nays: Andrews, Anglin, Austin, Clark, Ferguson, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, Powers, Shearer, Simmons, Smith, VanDall, Wheatley, Williamson. Total 21.

Not Voting: McCurley, Rexroat, Stewart. Total 3.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

Senator Otjen moved that the rules of the Senate be suspended and SENATE BILL NO. 324, by Austin, Williamson, Andrews and Gray, be taken up for consideration.

Senator Anglin, as a substitute, moved that consideration of Senate Bill No. 324 be made a Special Order for 7:00 o'clock tonight, which motion failed of adoption.

The vote recurring on the Otjen motion, the same prevailed, upon a roll call, as follows:

Ayes: Andrews, Austin, Boyer, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Shearer, Shep-

herd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, VanDall, Williamson. Total 31.

Nays: Anglin, Looney, Peck, Pullen, Rice, Waldrep. Total 6.

Not Voting: Clark, Rexroat, Thomas, Wheatley. Total 4.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

Section 1 was read and adopted, upon motion of Senator Otjen.

Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 and 16 were read and adopted, upon motions of Senator Austin.

Upon motion of Senator Otjen, Senate Bill No. 324 was advanced to engrossment and third reading.

Upon motion of Senator Otjen the rules of the Senate were suspended and Senate Bill No. 324 was considered engrossed and placed upon third reading and final passage.

SENATE BILL NO. 324 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gul-

ager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Van Dall, Wheatley, Williamson. Total 38.

Nays: Pullen, Waldrep. Total 2.

Not Voting: Thomas. Total 1.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Van Dall, Wheatley, Williamson. Total 38.

Nays: Pullen, Waldrep. Total 2.

Not Voting: Thomas. Total 1.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 324 was referred for engrossment.

Senator Otjen moved to reconsider the vote by which Senate Bill No. 324 was passed, which motion was tabled upon motion of Senator Gray.

Senator Harper moved that the rules of the Senate be suspended and SENATE BILL NO. 277, by Harper, be taken up for consideration.

Senator Pullen moved to table the Harper motion, which prevailed, upon a roll call as follows:

Ayes: Andrews, Anglin, Austin, Clark, Darnell, Gulager, Hill, Kimerer, Looney, Marshall, McCurley, Powers, Pullen, Reed, Rice, Shearer, Shepherd, Simmons, Smith, Stigler, Storms, Terwilleger, Waldrep, Williamson. Total 24.

Nays: Boyer, Fidler, Goodall, Graham, Gray, Harper Johnson (Creek), Loofbourrow, Nesbitt, Peck, Rexroat, Stewart, VanDall, Wheatley. Total 14.

Not Voting: Ferguson, Otjen, Thomas. Total 3.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 41, 58, 193, 231, 253, 255, 288 and 324 correctly engrossed.

BOYER, Chairman.

The President Pro Tempore signed, in open session, Engrossed Senate Bills Nos. 255 and 324 and ordered each transmitted to the Honorable House for consideration.

SENATE BILL NO. 253 was read for the third time at length.

Senator Reed moved to reconsider the vote by which Senate Bill No. 253 was advanced to engrossment and third reading, which motion was tabled upon motion of Senator Kimerer.

The President presiding.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Shearer, Simmons, Smith, Stoms, Terwilleger, VanDall, Wheatley, Williamson. Total 30.

Nays: Gray, Looney, Reed, Rice, Shepherd, Waldrep. Total 6.

Not Voting: Loofbourrow, Rexroat, Stewart, Stigler, Thomas. Total 5.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall Graham, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Rice, Shearer, Simmons, Smith, Storms, Terwilleger, VanDall, Wheatley, Williamson. Total 31.

Nays: Gray, Looney, Reed, Shepherd, Waldrep. Total 5.

Not Voting: Loofbourrow, Rexroat, Stewart, Stigler, Thomas. Total 5.

Absent: 0

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 253 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 231 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, Goodall, Graham, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall Nesbitt, Powers, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Storms, Tewilleger, VanDall, Waldrep, Wheatley, Williamson. Total 30.

Nays: Gray, McCurley, Pullen, Thomas. Total 4.

Not Voting: Ferguson, Harper, Ojen, Peck, Reed, Stewart, Stigler. Total 7.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, Goodall, Graham, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall Nesbitt, Powers, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Storms, Tewilleger, VanDall, Waldrep, Wheatley, Williamson. Total 30.

Nays: Gray, McCurley, Pullen, Thomas. Total 4.

Not Voting: Ferguson, Harper, Otjen, Peck, Reed, Stewart, Stigler. Total 7.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 231 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 288 was read for the third time at length.

Senator Waldrep asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 288, lines 5 and 6, page 2, by striking after the word, "years," line 5, all of the balance of said line, and all of line 6, down to and including the word, "quantities," and after the word, "development," line 8, add the following: "Provided, in case such lease be for oil and gas purposes, same shall be valid as long thereafter as such oil or gas is found in paying quantities."

WALDREP.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, Goodall, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Simmons, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 32.

Nays: Graham. Total 1.

Not Voting: Ferguson, Harper, Otjen, Peck, Reed, Smith, Stewart Williamson. Total 8.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, Goodall, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Simmons, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 32

Nays: Graham. Total 1.

Not Voting: Ferguson, Harper, Otjen, Peck, Reed, Smith, Stewart Williamson. Total 8.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 288 was referred for re-engrossment.

Senator Graham moved that the rules be suspended and SENATE BILL NO. 78, by Graham, of the Senate, and Kight, of the House, be taken up for consideration, which motion prevailed.

The President Pro Tempore presiding.

Section 1 was read.

Senator Anglin moved that further consideration of Senate Bill No. 78 be indefinitely postponed.

Senator Gulager moved to table the Anglin motion, which failed of adoption.

The vote recurring on the Anglin motion, the same prevailed.

The President presiding.

SENATE BILL NO. 193 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Rexroat, Rice, Shearer, Simmons, Stewart, Stigler, Storms, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 31.

Nays: Graham, Gulager, Pullen, Reed. Total 4.

Not Voting: Fidler, Peck, Powers, Shepherd, Smith, VanDall. Total 6.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 193, and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 41 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Gray, Gulager, Hill, Kimerer, Looney,

Marshall, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Storms, Terwilleger, Thomas, Waldrep, Wheatley. Total 27.

Nays: Andrews, Harper, Johnson (Creek), Loofbourrow, McCurley, Stewart. Total 6.

Not Voting: Fidler, Graham, Peck, Shearer, Smith, Stigler, VanDall, Williamson. Total 8.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Austin, Clark, Goodall, Gray, Gulager, Hill, Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Stigler, Storms, Terwilleger, Waldrep, Wheatley. Total 24.

Nays: Andrews, Anglin, Boyer, Darnell, Ferguson, Harper, Johnson (Creek), Loofbourrow, Stewart, Williamson. Total 10.

Not Voting: Fidler, Graham, Peck, Shearer, Smith, Thomas, VanDall. Total 7.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having failed to receive the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared failed of passage.

Senate Bill No. 41 was referred for re-engrossment.

Senator Stewart moved to reconsider the vote by which Senate Bill No. 41 passed, which motion was tabled upon motion of Senator Storms.

SENATE BILL NO. 58 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Stigler, Storms, Terwilleger, Thomas, Waldrep, Wheatley. Total 32.

Nays: 0.

Not Voting: Fidler, Graham, Loofbourrow, Peck, Shearer, Smith, Stewart, VanDall, Williamson. Total 9.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Stigler, Storms, Terwilleger, Thomas, Waldrep, Wheatley. Total 32.

Nays: 0.

Not Voting: Fidler, Graham, Loofbourrow, Peck, Shearer, Smith, Stewart, VanDall, Williamson. Total 9.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 58 and ordered the same transmitted to the Honorable House.

Senator Austin moved that the rules of the Senate be suspended and SENATE BILL NO. 210, by George, Williamson, Rice, Wheatley, of the Senate, and Lane, of the House, be advanced to engrossment and third reading, which motion failed of adoption.

Senator Rexroat moved that the rules of the Senate be suspended and SENATE BILL NO. 146, by Rexroat, be taken up for consideration, which motion failed of adoption.

Upon motion of Senator Anglin, SENATE BILL NO. 281, by Hill and Ferguson, of the Senate, and Hill, of the House, was advanced to engrossment and third reading.

Upon motion of Senator Anglin, SENATE BILL NO. 204, by Johnson (Creek), et al., of the Senate, and Reece, et al, of the House, was advanced to engrossment and third reading.

Upon motion of Senator Anglin, SENATE BILL NO. 295, by Goodall, was advanced to engrossment and third reading.

Senator Waldrep moved that the rules of the Senate be suspended and SENATE BILL NO. 96, by Pullen and Waldrep, be advanced to engrossment and third reading, which motion was adopted.

Upon motion of Senator Pullen, SENATE BILL NO. 232, by Soldiers' Relief Committee, was withdrawn from the Committee on Appropriations and placed upon the calendar.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 288 correctly engrossed.

BOYER, Chairman.

The President signed, in open session, Engrossed Senate Bill No. 288 and ordered the same transmitted to the Honorable House for consideration.

Upon motion of Senator Anglin, SENATE BILL NO. 273, by Anglin, was advanced to engrossment and third reading.

Upon motion of Senator Anglin, SENATE BILL NO. 315, by Anglin, was advanced to engrossment and third reading.

Upon motion of Senator Austin, SENATE BILL NO. 210, by George, Williamson, Rice, Wheatley, of the Senate, and Lane, of the House, was advanced to engrossment and third reading.

Upon motion of Senator Rexroat, SENATE BILL NO. 146, by Rexroat, was advanced to engrossment and third reading.

Upon motion of Senator Ferguson, SENATE BILL NO. 260, by Ferguson, Harper and Wheatley, was advanced to engrossment and third reading.

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 300, by Cardwell, entitled:

An Act authorizing the County Treasurer of Coal County, Oklahoma, to place all penalties hereinafter collected by him from delinquent taxes into a special fund in the county treasury and authorizing said treasurer to pay and to retire county warrants heretofore purchased by the sinking fund of said county, and repealing all acts and parts of acts in conflict herewith.

and to inform you, and through you, the Honorable Senate, that same has been read for the fourth time in the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bill No. 300 was read for the fourth time the enrolled copy signed by the President and ordered returned to the Honorable House.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 367, by Trent, entitled:

An Act fixing the salaries of the first deputies of the county clerk and the county treasurer of Roger Mills County, repealing all acts or parts of acts in conflict herewith, and declaring an emergency;

ENROLLED HOUSE BILL NO. 389, by Hines of the House and Thomas of the Senate, entitled:

An Act providing in addition to salaries now fixed by law certain compensation for the board of county commissioners of Washita County, Oklahoma, for the inspection of county road and bridge work.

and to inform you, and through you, the Honorable Senate, that same have been read for the fourth time in the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bills Nos. 367 and 389 were, each, read for the fourth time, the enrolled copies signed by the President and ordered returned to the Honorable House.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 332, by Chappell, entitled:

An Act validating contracts entered into by the Board of Education for Union Graded School District No. 1 at Uncas, Oklahoma, with the Foster Lumber Company of Kildare Oklahoma, a corporation,

Elmer Dougherty and C. O. Spurlock, and declaring an emergency;

ENROLLED HOUSE BILL NO. 355, by McArthur, Christian of Tillman, Beatty, Watson of Creek, Sewell, Stone and Beck, entitled:

An Act to abolish the offices of township trustee, township clerk and township treasurer of each township in certain counties in the State of Oklahoma, and confer the powers and duties of said offices on the board of county commissioners, county clerk and county treasurer of such counties; repealing all acts in conflict therewith and declaring an emergency;

ENROLLED HOUSE BILL NO. 358, by Cash and Battenfield of the House and Wheatley of the Senate, entitled:

An Act relating to the county commissioners in counties having a population of not less than 18,750 and not more than 19,300, and in counties having a population of not less than 16,685 and not more than 17,510, according to the last preceding Federal Decennial Census or any future Federal Census, repealing House Bill No. 280, Chapter 168, Session Laws, 1925, page 271, and all laws and parts of laws in conflict herewith, and declaring an emergency;

ENROLLED HOUSE BILL NO. 365, by Webster, entitled:

An Act amending Section 1, Chapter 51, Session Laws of Oklahoma, 1923, as amended in Section 1, Chap-

ter 183, Session Laws of Oklahoma, 1925, relating to the Court of Common Pleas in all counties in the State of Oklahoma, having a city therein of more than 72,000 and less than 90,000 population, according to the last preceding Decennial Federal Census, and having a court of common pleas therein, and declaring an emergency;

and to inform you, and through you, the Honorable Senate, that same have been read for the fourth time in the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bills Nos. 332, 355, 358 and 365 were, each, read for the fourth time, the enrolled copies signed by the President and ordered returned to the Honorable House.

To the President of the Senate,

Sir:

In am directed by the House of Representatives to inform you, and through you, the Honorable Senate, that the House has appointed as conferees on

ENGROSSED HOUSE BILL NO. 169 by Singletary, Leecraft, Graham, Windle, Billups, Chappell, Laskey, Davis, Campbell and Reeves of the House, et al, entitled:

An Act repealing Sections 8824, 8825, 8826, 8829, 8831 and 8832, C. O. S. 1921, and repealing Chapter

103, Oklahoma Session Laws, 1923, defining and regulating the practice of Optometry, prescribing certain acts and omissions as a misdemeanor and fixing the penalty thereon; creating a board of examiners, etc.,

the following members:

Leecraft
Graham
Campbell

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 447, by Briggs, entitled:

An Act amending Section 3973, Compiled Oklahoma Statutes, 1921, as amended by Chapter 116, Session Laws of Oklahoma, 1925, relating to the herding of domestic animals, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 463 by Ware, entitled:

An Act providing for the appointment of deputy court clerks in Caddo County, State of Oklahoma; pro-

viding for their salaries; all acts or parts of acts in conflict herewith are hereby repealed, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 470, by Bell, by Request; entitled:

An Act authorizing the appointment of an assistant superintendent of public instruction of Kay County, Oklahoma, fixing the salary, providing for the payment thereof, repealing all conflicting laws and declaring an emergency;

ENGROSSED HOUSE BILL NO. 472, by Lane of the House and George of the Senate, entitled:

An Act authorizing the county commissioners of Cleveland County, Oklahoma, to make a special levy for the purpose of erecting buildings for the Free Fair Association upon real estate owned by the said county or any municipal corporation therein, under contract or lease, for use as exhibit grounds for Free County Fair, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 431, by Waston of Kiowa, entitled:

An Act relating to the distribution of certain funds in counties having a population of not less than 23,050 and not more than 23,150 as shown by the last Federal Census or any subsequent Federal Census, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 432, by Billups, entitled:

An Act to amend Section 708, Compiled Oklahoma Statutes, 1921, relating to the sale of realty.

and to inform you, and through you the members of the Honorable Senate, that same have been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 311, by Sewell of the House and Simmons of the Senate entitled:

An Act providing for the manner of mortgage on annual or growing crops, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 442, by Johnson of Pushmataha, Stovall, Singletary, and Smith of Bryan, entitled:

An Act amending Section 11, Chapter 48, Session Laws 1923-24, relating to roads and highways, and conferring upon the state highway commissioners the right of exercise of eminent domain;

ENGROSSED HOUSE BILL NO. 310, by Sewell of the House, and Simmons of the Senate, entitled:

An Act amending Section 4185 of Article 3, Chapter 24, C. O. S. 1921, relating to publication or circulation of false, malicious, unprivileged statements for the purpose of injuring banking institutions doing business within the State of Oklahoma; providing a penaltry therefor, and declaring an emergency.

ENGROSSED HOUE BILL NO. 313, by Sewell, entitled:

An Act amending Sections 4176 and 4233, C. O. S. 1921, relating to examination of banks, criminal offenses against the banking laws, and declaring an emergency.

and to inform you, and through you, the Honorable Senate that same have been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE JOINT RESOLUTION NO. 42, by Windle, Watson of Kiowa, and Graham of the House, and Looney of the Senate, entitled:

A Joint Resolution authorizing the American Legion Posts of Greer County and Kiowa County to erect a memorial arch at each end of the bridge now being constructed across the North Fork of Red River on State Highway No. 9, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 317, by Reily and Cobb, entitled:

An Act designating a cemetery for the city of Shawnee, prescribing rules and regulations for the government thereof, and creating a cemetery fund and defining the manner in which such fund shall be appropriated and deposited and providing for a penaltry for violation of the provisions of this Act;

ENGROSSED HOUSE BILL NO. 330, by McArthur, of the House and Shepherd of the Senate, entitled:

An Act relating to road and bridge work and inspection by county commissioners in all counties having a population of 10,600 and not over 15,840, and excepting certain counties, fixing the compensation for such work, repealing all acts or parts of acts in conflict herewith, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 471, by Fraley, entitled:

An Act amending Section 9666, Compiled Oklahoma Statutes, 1921, relating to the assessment of taxable property and providing procedure for such assessments in all counties in the State having a population of not less than 35,000 and not more than

37,500 acording to the Federal Census of 1920, or according to any succeeding Federal Census, and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that same have been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 227, by Crowley, Daniel, Johnson of Comanche, and Roe, entitled:

An Act amending Section 10311, C. O. S. 1921, relating to the County Superintendent of Public Instruction; prescribing the qualifications of such superintendent, and repealing all acts or parts of acts in conflict therewith;

ENGROSSED HOUSE BILL NO. 331, by James, entitled:

An Act authorizing the county assessor of Woodward County to appoint one deputy at a salary to be fixed by the Board of County Commissioners at not to exceed the sum of $1 200.00 per year; and

by and with the consent of the Board of County Commissioners to appoint one deputy for a period of not to exceed six months in any one year at a salary of not to exceed $75.00 per month, the same to be fixed by the Board of County Commissioners; providing for expenses of the County Assessor and repealing all acts in conflict therewith, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 375, by Reily and Cobb, entitled:

An Act fixing the number of deputies in the office of the court clerk in Pottawatomie County, State of Oklahoma, fixing the salary of each deputy, repealing all acts in conflict herewith;

ENGROSSED HOUSE BILL NO. 407, by Thomas of Tulsa, Owens, Maxwell, Wilson and Webster, entitled:

An Act fixing the number of, and compensation of assistant county attorneys, clerks, stenographers, and evidence men in the office of county attorney in all counties having a population in excess of one hundred nine thousand (109,000) and less than one hundred sixteen thousand (116,000) as shown by the last preceding, or any future, regular, Federal Decennial Census; repealing all acts or parts of acts in conflict herewith, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 416, by McLaury and Reece of the House and Johnson of Creek of the Senate, entitled:

An Act fixing the number of deputies and their salaries that may be allowed to the county treasurer of Payne County, Oklahoma, and declaring an emergency.

and to inform you, and through you the members of the Honorable Senate, that same have been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 420, by Moon, entitled:

An Act authorizing counties having a population of not less than 60,000 nor more than 100 000, according to the last Federal Decennial Census, which have on hand taxes collected under assessments heretofore made for court house purposes in a sum of not less than $45,000, nor more than $50,000, which have not been protested to apply such sum upon the purchase price of a site on which to build a court house; repealing all acts or parts of acts in conflict and declaring an emergency;

ENGROSSED HOUSE BILL NO. 421, by Reece and McLaury of the House and Johnson of Creek of the Senate, entitled:

An Act fixing the number of deputies and their salaries that may be allowed to the county clerk of Payne County, Oklahoma, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 422, by Reece and McLaury of the House and Johnson of Creek of the Senate, entitled:

An Act fixing the number of deputies of the county assessor of Payne County, State of Oklahoma, and fixing their salaries, and fixing the amount of expense to be allowed the county assessor and deputies in Payne County, Oklahoma and declaring an emergency;

ENGROSSED HOUSE BILL NO. 423, by Reece and McLaury of the House and Johnson of Creek of the Senate, entitled:

An Act fixing the salary of the County Surveyor of Payne County, Oklahoma, in addition to present compensation allowed by law, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 425, by Briggs of the House and Harper of the Senate, entitled:

An Act authorizing employment of deputies in the office of the county treasurer of Latimer County, State of Oklahoma, fixing the salaries thereof, and repealing all acts in conflict therewith.

and to inform you, and through you the members of the Honorable Senate, that same have been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 433, by Billups, Reeves, Graham, Singletary and Laskey of the House, and Fidler of the Senate, entitled:

An Act legalizing the use of voting machines in Oklahoma County, Oklahoma, authorizing their purchase and installation and prescribing rules and regulations for their operation;

ENGROSSED HOUSE BILL NO. 437, by Pomeroy, by Request, entitled:

An Act authorizing the County Treasurer in all counties in this State having a population of not less than 33,000 nor more than 33,900, according to the Federal Census of 1920, or according to any succeeding Federal Census, to appoint a special deputy in the office of the county treasurer at a salary of $200.00 per month, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 438, by Reily, entitled:

An Act authorizing the board of county commissioners of Pottawatomie County and the Board of Directors of the Pottawatomie County Free Fair Association to purchase land and to make improvements thereon for a free fair ground for said county, and authorizing a one mill levy upon all the taxable property of said county to create a fund to pay for said buildings and land; repealing all acts or parts of acts in conflict therewith, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 440, by Kight, entitled:

An Act amending House Bill No. 466, Chapter 271, Session Laws. 1919, which is an act fixing the salaries of deputies in the county of Rogers and providing for expenses of certain county officers and deputies when away from the county seat on business connected with their office, repealing all acts or parts of acts in conflict therewith, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 446, by Christian of Tillman, entitled:

An Act regulating and fixing the salaries, per diem and mileage of the county commissioners of Tillman County, State of Oklahoma, repealing all acts and parts of acts in conflict herewith, and declaring an emergency.

and to inform you, and through you the members of the Honorable Senate, that same have been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

The following Messages from the Governor were received and read:

To the Honorable Senate and
House of Representatives,
Eleventh Legislature,

BUILDING:

Gentlemen:

I have the honor to report to you that I have received and on March 4th signed the following bills and transmitted same to the Secretary of State:

ENROLLED HOUSE BILL NO. 166, entitled,

"An Act Relating to the Office of County Attorney of Grant County, Oklahoma, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency"; Also,

ENROLLED HOUSE BILL NO. 231, entitled,

"An Act Amending Section 3, Chapter 87, Session Laws of Oklahoma, 1919, Relating to the Salary of Deputies in the Office of the County Clerk of Ottawa County, Oklahoma, and Declaring an Emergency"; Also,

ENROLLED HOUSE BILL NO. 344, entitled,

"An Act Amending Section 1, Chapter 207, Oklahoma Session Laws 1925, Authorizing the County Attorney of Pottawatomie County, Oklahoma, by and with the Advise and Consent of the Board of County Commissioners to Appoint a County Evidence Man or Deputy County Attorney, fixing his salary, Repealing all Acts in Conflicts Herewith, and Declaring an Emergency"; Also,

ENROLLED SENATE BILL NO. 62, entitled,

"An Act Amending Section 4196, Compiled Oklahoma Statutes, 1921, Relating to Trust Companies, and Declaring an Emergency"; Also,

ENROLLED SENATE BILL NO. 139, entitled,

"An Act Regulating and Fixing the Salaries of the County Judge, County Attorney, County Treasurer and Sheriff of Alfalfa County, Oklahoma, and Repealing all Conflicting Laws"; Also,

ENROLLED HOUSE BILL NO. 326, entitled,

An Act to Provide for the Appointment by the Board of Education of the City of Tulsa, Oklahoma, of a Treasurer for the School District Comprising the City of Tulsa and the Territory Thereto Attached for School Purposes, and to Fix His Term, Compensation and Duties, Repealing Provisions of Section 10409, of Compiled Oklahoma Statutes, 1921, in Conflict, and All Other Laws in Conflict."

Yours Very Truly,

HENRY S. JOHNSTON,

Governor

To the Honorable Senate and
House of Representatives,
Eleventh Legislature.

BUILDING

Gentlemen:

I have the honor to report to you that I have received and on March 15th signed

ENROLLED HOUSE BILL NO. 303, entitled,

"An Act Relating to the County Attorney; fixing his salary and prescribing additional duties of the County Attorney in all counties in this State, having a population of not less than Seventeen Thousand Six Hundred Five (17,605), and not more than Seventeen Thousand Six Hundred Fifty (17,650), according to the last preceding Federal Decennial Census, or any future Federal Census, and Repealing all conflicting Laws"; Also,

ENROLLED HOUSE BILL NO. 49, entitled,

"An Act authorizing cities with a population of more than 30,000 inhabitants, according to the last Federal Decennial Census, to levy and collect a special ad valorem tax not exceeding one mill over and above and in excess of the six mill levy authorized for general purposes; the funds derived from said special tax shall be used exclusively for making permanent improvements within the city parks owned by such city; repealing all laws in conflict herewith and declaring an emergency"; Also,

ENROLLED HOUSE JOINT RESOLUTION NO. 9, entitled,

"A Resolution giving assent of the State of Oklahoma to the terms of an act known as the Purnell Act (Public No. 458—68th Congress, H. R. 157)

passed by the Congress of the United States, to authorize the more complete endowment of agricultural experiment stations, and for other purposes, approved February 24, 1925, in accordance with the terms of said act and making provisions as required by said act"; Also,

ENROLLED SENATE BILL NO. 276, entitled,

"An Act providing for additional deputy sheriffs, and under-sheriffs in Pottawatomie County, State of Oklahoma, fixing the salaries of the County Jailers and Under-Sheriffs, making other provisions with reference thereto, repealing all acts and parts of acts in conflict herewith, and declaring an emergency"; Also,

SENATE BILL NO. 262, entitled,

"An Act granting authority to the City of Holdenville, Oklahoma, to issue bonds in an amount within the limits prescribed by the Constitution for the purpose of constructing a bridge over the Canadian River at a point to be selected by the Mayor and City Council of said City at a distance not to exceed ten miles from the corporate limits of the City of Holdenville, and declaring an emergency."

Respectfully submitted,
HENRY S. JOHNSTON,
Governor

Upon motion of Senator Rexroat, the Secretary of the Senate was instructed to purchase and distribute to each member of the Senate ten dollars worth of stamps.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE BILL NO. 409, by Forehand, entitled.—An Act providing for the appointment of additional deputy county clerks in McClain County, fixing their salaries and declaring an emergency.

HOUSE BILL NO. 410, by Riddle, Logan and Payne of the House and Culp of the Senate, entitled.—An Act relating to the appointment of under-sheriff of Okmulgee County, Oklahoma, prescribing salary, repealing all acts in conflict herewith, and declaring an emergency.

HOUSE BILL NO. 411, by Riddle, Logan and Payne of the House and Culp of the Senate, entitled.—An Act authorizing the county treasurer of Okmulgee County, Oklahoma, to appoint deputies in his office, fixing the salaries thereof, repealing all acts or parts of acts in conflict therewith, and declaring an emergency.

HOUSE BILL NO. 415, by Lane, entitled.—An Act authorizing the county clerks, the court clerks and the county treasurers of all counties in this State, which counties have a population of not less than 18,500, nor more than 19,800, according to the Federal Census of 1920 or according to any succeeding Federal Census, to appoint, with the approval of the County Commissioners of said county, certain deputies in their respective offices, and fixing the salary thereof, and declaring an emergency.

HOUSE BILL NO. 378, by Acton, Windle Leecraft, Cobb, Berry, Brown, Manning Johnson of Comanche, Ogden, Webster and McArthur, of the House, and Shearer, Fidler, Rexroat, and Gulager of the Senate, entitled.—An Act relating to the taxation of property used exclusively for the manufacture of lint cotton in the State of Oklahoma; classifying the said property for the purpose of taxation; establishing tax levy thereon; providing for collection distribution and the use of the said taxes; exempting the said property

from ad valorem tax to the extent herein providing, repealing all acts in conflict therewith, and declaring an emergency.

HOUSE BILL NO. 1, by Christian of Creek, Logan, Watson of Creek, Lohman, Brown, Chappell, Watson of Kiowa, and Paul, entitled.—An Act repealing Chapter 101 of the Session Laws of 1925, relating to "STOP—STATE LAW" signs at railway crossings.

HOUSE BILL NO. 62, by McArthur, Smith of Blaine Deardorff, Baldwin, Baggerly, Reily, Windle, James and Reeves, entitled.—An Act repealing Chapter 139 of the Session Laws of 1923-24 entitled "Drainage and Irrigation Districts" as amended by Chapter 148 of the Session Laws of 1925, and declaring an emergency.

HOUSE BILL NO. 340, by Logan, Crowley and Sewell, entitled.—An Act authorizing the state highway commission to co-operate with the United State Geological Survey in the Topographic mapping of the State of Oklahoma, and declaring an emergency.

HOUSE BILL NO. 384 by Windle and Ebey, entitled. —An Act amending Sections 3 and 4, Chapter 296, Session Laws of the State of Oklahoma of 1919, being Sections 9896 and 9897, C. O. S. 1921, relating to and fixing the rates and exemptions on inheritance and transfer taxes and declaring an emergency.

HOUSE BILL NO. 398, by Bird and Thomas of the House, and Harper of the Senate, entitled.—An Act fixing the salaries of the county treasurer and regular deputies in the office of the county treasurer of LeFlore County, Oklahoma, repealing all conflicting laws and declaring an emergency.

HOUSE BILL NO. 447, by Briggs, entitled.—An Act amending Section 3973, Compiled Oklahoma Statutes, 1921,

as amended by Chapter 116, Session Laws of Oklahoma, 1925, relating to the herding of domestic animals, and declaring an emergency.

HOUSE BILL NO. 463, by Ware, entitled.—An Act providing for the appointment of deputy court clerks in Caddo County, State of Oklahoma; providing for their salaries; all acts or parts of acts in conflict herewith are hereby repealed, and declaring an emergency.

HOUSE BILL NO. 470, by Bell, by Request, entitled.—An Act authorizing the appointment of an assistant superintendent of public instruction of Kay County, Oklahoma, fixing the salary, providing for the payment thereof, repealing all conflicting laws and declaring an emergency.

HOUSE BILL NO. 472, by Lane of the House and George of the Senate, entitled.—An Act authorizing the county commissioners of Cleveland County, Oklahoma, to make a special levy for the purpose of erecting buildings for the Free Fair Association upon real estate owned by the said county or any municipal corporation therein, under contract or lease, for use as exhibit grounds for Free County Fair, and declaring an emergency.

HOUSE BILL NO. 431, by Watson of Kiowa, entitled.—An Act relating to the distribution of certain funds in counties having a population of not less than 23,050 and not more than 23,150, as shown by the last Federal Census or any subsequent Federal Census, and declaring an emergency.

HOUSE BILL NO. 432, by Billups, entitled.—An Act to amend Section 708, Compiled Oklahoma Statutes 1921, relating to the sale of realty.

HOUSE BILL NO. 311, by Sewell of the House and Simmons of the Senate, entitled.—An Act providing for the

manner of mortgage on annual or growing crops, and declaring an emergency.

HOUSE BILL NO. 442, by Johnson of Pushmataha, Stovall, Singletary, and Smith of Bryan, entitled.—An Act amending Section 11, Chapter 43, Session Laws 1923-24, relating to roads and highways, and conferring upon the state highway commissioners the right of exercise of eminent domain.

HOUSE BILL NO. 310, by Sewell of the House and Simmons of the Senate, entitled.—An Act amending Section 4185 of Article 3, Chapter 24, C. O. S. 1921, relating to publication or circulation of false, malicious, unprivileged statements for the purpose of injuring banking institutions doing business with the State of Oklahoma; providing a penalty therefor, and declaring an emergency.

HOUSE BILL NO. 313, by Sewell, entitled.—An Act amending Sections 4176 and 4233, C. O. S. 1921, relating to examination of banks, criminal offenses against the banking laws, and declaring an emergency.

HOUSE JOINT RESOLUTION NO. 42, by Windle, Watson of Kiowa, and Graham of the House and Looney of the Senate, entitled.—A Joint Resolution authorizing the American Legion Posts of Greer County and Kiowa County to erect a memorial arch at each end of the bridge now being constructed across the North Fork of Red River on State Highway No. 9, and declaring an emergency.

HOUSE BILL NO. 317, by Reily and Cobb, entitled.—An Act designating a cemetery for the city of Shawnee, prescribing rules and regulations for the government thereof, and creating a cemetery fund and defining the manner in which such fund shall be appropriated and deposited and providing for a penalty for violation of the provisions of this act.

HOUSE BILL NO. 330, by McArthur of the House and Shepherd of the Senate, entitled.—An Act relating to road and bridge work and inspection by county commissioners in all counties having a population of 10,600 and not over 15,840, and excepting certain counties, fixing the compensation for such work, repealing all acts or parts of acts in conflict herewith, and declaring an emergency.

HOUSE BILL NO. 471, by Fraley, entitled.—An Act amending Section 9666, Compiled Oklahoma Statutes, 1921, relating to the assessment of taxable property and providing procedure for such assessments in all counties in the State having a population of not less than 35,000 and not more than 37,400 according to the Federal Census of 1920, or according to any succeeding Federal Census, and declaring an emergency.

HOUSE BILL NO. 227, by Crowley, Daniel, Johnson of Camanche, and Roe, entitled.—An Act amending Section 10311, C. O. S. 1921, relating to the County Superintendent of Public Instruction; prescribing the qualifications of such superintendent, and repealing all acts or parts of acts in conflict therewith.

HOUSE BILL NO. 331, by James, entitled.—An Act authorizing the county assessor of Woodward County to appoint one deputy at a salary to be fixed by the Board of County Commissioners at not to exceed the sum of $1,200.00 per year; and by and with the consent of the Board of County Commissioners to appoint one deputy for a period of not to exceed six months in any one year at a salary of not to exceed $75.00 per month, the same to be fixed by the Board of County Commissioners; providing for expenses of the County Assessor and repealing all acts in conflict therewith, and declaring an emergency.

HOUSE BILL NO. 375, by Reily and Cobb, entitled.—An Act fixing the number of deputies in the office of the court clerk in Pottawatomie County, State of Oklahoma, fixing the salary of each deputy, repealing all acts in conflict herewith.

HOUSE BILL NO. 407, by Thomas of Tulsa, Owens, Maxwell, Wilson and Webster, entitled.—An Act fixing the number of, and compensation of assistant county attorneys, clerks, stenographers, and evidence man in the office of county attorney in all counties having a population in excess of one hundred nine thousand (109,000) and less than one hundred sixteen thousand (116,000) as shown by the last preceding, or any future, regular, Federal Decennial Census; repealing all acts or parts of acts in conflict herewith, and declaring an emergency.

HOUSE BILL NO. 416, by McLaury and Reece of the House and Johnson of Creek of the Senate, entitled.—An Act fixing the number of deputies and their salaries that may be allowed to the county treasurer of Payne County, Oklahoma and declaring and emergency.

HOUSE BILL NO. 420, by Moon, entitled.—An Act authorizing counties having a population of not less than 60,000 nor more than 100,000, according to the last Federal Decennial Census, which have on hand taxes collected under assessments heretofore made for court house purposes in a sum of not less than $45,000, nor more than $50,000, which have not been protested, to apply such sum upon the purchase price of a site on which to build a court house; repealing all acts or parts of acts in conflict and declaring an emergency.

HOUSE BILL NO. 421, by Reece and McLaury of the House and Johnson of Creek of the Senate, entitled.—An Act fixing the number of deputies and their salaries that may be

allowed to the county clerk of Payne County, Oklahoma, and declaring an emergency.

HOUSE BILL NO. 422, By Reece and McLaury of the House and Johnson of Creek of the Senate, entitled.—An Act fixing the number of deputies of the county assessor of Payne County, State of Oklahoma, and fixing their salaries, and fixing the amount of expense to be allowed the county assessor and deputies in Payne County, Oklahoma, and declaring an emergency.

HOUSE BILL NO. 423, By Reece and McLaury of the House and Johnson of Creek of the Senate, entitled.—An Act fixing the salary of the County Surveyor of Payne County, Oklahoma, in addition to present compensation allowed by law, and declaring an emergency.

HOUSE BILL NO. 425, by Briggs of the House and Harper of the Senate, entitled.—An Act authorizing employment of deputies in the office of the county treasurer of Latimer County, State of Oklahoma, fixing the salaries thereof, and repealing all acts in conflict therewith.

HOUSE BILL NO. 433, by Billups, Reeves, Graham, Singletary, and Laskey of the House, and Fidler of the Senate entitled.—An Act legalizing the use of voting machines in Oklahoma County, Oklahoma, authorizing their purchase and installation and prescribing rules and regulations for their operation.

HOUSE BILL NO. 437, by Pomeroy, by Request, entitled.—An Act authorizing the County Treasurer in all counties in this State having a population of not less than 33,000 nor more than 33,900, according to the Federal Census of 1920, or according to any succeeding Federal Census, to

appoint a special deputy in the office of the county treasurer at a salary of $200.00 per month, and declaring an emergency.

HOUSE BILL NO. 438, by Reily, entitled.—An Act authorizing the board of county commissioners of Pottawatomie County and the Board of Directors of the Pottawatomie County Free Fair Association to purchase land and to make improvements thereon for a free fair ground for said county, and authorizing a one mill levy upon all the taxable property of said county to create a fund to pay for said buildings and land; repealing all acts or parts of acts in conflict therewith, and declaring an emergency.

HOUSE BILL NO. 440, by Kight, entitled.—An Act amending House Bill No. 466, Chapter, 271, Session Laws 1919, which is an act fixing the salaries of deputies in the county of Rogers and providing for expenses of certain county officers and deputies when away from the county seat on business connected with their office, repealing all acts or parts of acts in conflict therewith, and declaring an emergency.

HOUSE BILL NO. 446, by Christian of Tillman, entitled.—An Act regulating and fixing the salaries, per diem and mileage of the county commissioners of Tillman County, State of Oklahoma, repealing all acts and parts of acts in conflict herewith and declaring an emergency.

Upon motion of Senator Rexroat, the Senate adjourned to meet at 9:00 o'clock, a. m., Thursday, March 17th.

SIXTY-SECOND LEGISLATIVE DAY

Thursday, March 17, 1927.

The Senate, pursuant to adjournment, met at 9:00 o'clock a. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 42.

Excused: Culp. Total 1.

Resigned: Total 1.

The President announced a quorum present.

Prayer was offered by Senator Boyer.

The President announced matters on his desk, for the consideration of the Senate, in executive session.

Upon motion of Senator Rexroat, the Senate closed its doors and went into Executive session.

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The Senate re-assembled, in open session, and was called to order by its President, who announced the Senate, in executive session had advised and consented to the following Executive nominations:

FOR STATE BUILDING AND LOAN BOARD:

William McWilliams, Oklahoma City, for full term of 4 years.

C. C. Roberts, Tulsa, full term of 4 years.

Eugene F. Scott, Pawhuska, to serve until present term expires on May 27, 1927.

COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Military Affairs to whom was referred HOUSE JOINT RESOLUTION NO. 12, by Brewer, Foster, Nash, Paul, Kight, Bell, Davis, of Carter, Ebey, and Snoddy, entitled:

A Resolution authorizing the Governor of the State of Oklahoma to receive the return of such other funds remaining to the credit of the National Guard Unit in the possession of the Secretary of War of the United States as have not been re-constituted and

to distribute same for the benefit of the National Guard of the State, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CLARK, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred HOUSE JOINT RESOLUTION NO. 26, by Kight, entitled:

A Resolution for the payment to certain special justices of the Supreme Court of the State of Oklahoma in case No. 18,080.

beg leave to report that we had the same under consideration and beg leave to offer herewith substitute bill with recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on State and County Affairs to whom was referred HOUSE BILL NO. 243, by Skinner and Brown, entitled:

An Act authorizing work of photographing instruments filed for record to be done outside of the County and amending Section 3, of Chapter 50, Session Laws, 1923, at page 87, thereof, and repealing all acts or parts of acts in conflict therewith and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WHEATLEY, Chairman.

Mr. President: We, your Committee on Judiciary No. 2 to whom was referred HOUSE BILL NO. 387, by Ebey, Leecraft, Berry, Brown, Hines, Watson, Kight, Davis of Oklahoma, Battenfield and Bird, entitled:

> An Act amending Sections 9947, and 9950, Compiled Oklahoma Statutes, Annotated, 1921, relating to annual license fees of domestic and foreign corporations doing business in the State of Oklahoma,

beg leave to report that we had the same under consideration and herewith return the same with the recommenation that it do pass.

AUSTIN, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE JOINT RESOLUTION NO. 12, by Boyer, entitled:

> A Resolution appropriating four thousand one hundred eighty three dollars and sixty four cents to pay certain claims allowed by the State Industrial Commission in payment of claims of persons receiving injuries while working for the State Highway Commission of the State of Oklahoma,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE JOINT RESOLUTION NO. 22, by Reed of the Senate and Carmichael of the House, entitled:

A Joint Resolution appropriating and authorizing the payment out of the funds in the State Treasury not otherwise appropriated of the sum of $900.00 to E. M. Green, W. A. Stubbs, J. E. Hohenshelt, H. C. Newby and A. L. Deshane, as a reward for the arrest and conviction of Arthur Bliss, Rupert Spencer and Nathan Manuel and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE JOINT RESOLUTION NO. 29, by Williamson, entitled:

A Joint Resolution appropriating and authorizing the payment of the sum of $1,923.75 to Rufus Clark Field of Pauls Valley, Oklahoma, and $200.00 to Dr. S. R. Cunningham of Oklahoma City, Oklahoma, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE JOINT RESOLUTION NO. 30, by Williamson, entitled:

A Joint Resolution appropriating and authorizing the payment of the sum of $7,000.00 to John N. Liv-

ingston of Pauls Valley, Oklahoma, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE JOINT RESOLUTION NO. 37, by Mrs. Looney and Nesbitt, entitled:

A Joint Resolution appropriating and authorizing the payment of the sum of $1,539.00 to Lem Willis of Pauls Valley, Oklahoma and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE JOINT RESOLUTION NO. 39, by Fidler of the Senate and Graham of the House, entitled:

A Resolution providing for the investigation of injuries to George T. Barr; determining the extent of his disability; ascertaining the liability of the State therefor, if any; making an appropriation to cover same if necessary; and declaring an emergency,

beg leave to report that we had the same under consideration

and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE JOINT RESOLUTION NO. 41, by Johnson of Creek, entitled:

> A Resolution appropriating the sum of $910.00 to pay the premium on insurance policies covering boilers and inspection fees thereof in the A. & M. College, Stillwater, Cameron State School of Agriculture, Lawton, Connor State School of Agriculture, Warner, Murray State School of Agriculture, Tishomingo, and the Panhandle State School of Agriculture, Goodwell, Oklahoma and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman

Mr. President: We, your Committee on Appropriations to whom was referred SENATE JOINT RESOLUTION NO. 43, by Williamson, et al., entitled:

> A Joint Resolution appropriating and authorizing the payment of the sum of $1,951.35 to Allie E. Nicholson, nee Van Hoozer, as executrix of the estate of W. C. Van Hoozer, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred SENATE BILL NO. 222, by Johnson (Creek), entitled:

An Act providing for a refund of mileage taxes erroneously paid; making an appropriation therefor; and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 228, by Johnson, Creek, entitled:

An Act repealing Section 5678, Compiled Oklahoma Statutes, 1921, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

STIGLER, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred SENATE BILL NO. 229, by Johnson, Creek, entitled:

An Act amending Section 5677, Compiled Oklahoma Statutes, 1921, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same without recommendation.

STIGLER, Chairman.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 41 correctly engrossed and Senate Resolution No. 15 correctly enrolled.

BOYER, Chairman.

The President, in open session signed: Engrossed Senate Bill No. 41 and ordered the same transmitted to the Honorable House and Enrolled Senate Resolution No. 15 and ordered the same transmitted to the Secretary of State.

FIRST READING

The following local bills were introduced and read for the first time:

SENATE BILL NO. 328, by Darnell.—An Act fixing the number of deputies in the offices of the county treasurer, county clerk, court clerk, county assessor, and county Superintendent of Custer County, Oklahoma, fixing their salaries, and declaring an emergency.

Senator Gray introduced the following Senate Concurrent Resolution, which, after the rules of the Senate were suspended, was read at length and adopted, upon motion of Senator Gray:

SENATE CONCURENT RESOLUTION NO. 24—By Gray.

WHEREAS, on October 24, 1926, death made demand for one of Oklahoma's foremost and most beloved citizens

in the person of Doctor George Washington Austin, for thirteen years President of the Oklahoma College for Women, located at Chickasha;

NOW, THEREFORE BE IT RESOLVED BY THE SENATE OF THE STATE OF OKLAHOMA THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That in the death of President Austin the State has lost a valuable servant; educational circles have lost an unselfish and tireless worker; and Oklahoma has lost a broad-minded public-spirited citizen. At the conclusion of his career we record gratitude for his generous service to the youth of the State, respect for his distinguished record as an educator and love for the exemplary life he has lived among our citizens;

BE IT FURTHER RESOLVED, That a copy of these resolutions be sent to the bereaved family of Dr. Austin and that they be spread upon the journal of this Legislature.

Senate Concurrent Resolution No. 24 was referred for engrossment.

SECOND READING

The following bills were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 326, by Johnson of Creek.

Upon motion of Senator Johnson (Creek), the rules of the Senate were suspended and Senate Bill No. 326 was advanced to engrossment and third reading.

SENATE BILL NO. 327, by Stigler of the Senate (by request) and Nash of the House.

Upon motion of Senator Stigler, the rules of the Senate were suspended and Senate Bill No. 327 was advanced to engrossment and third reading.

HOUSE JOINT RESOLUTION NO. 42, by Windle, Watson of Kiowa, and Graham of the House, and Looney of the Senate.

Upon motion of Senator Looney, the rules of the Senate were suspended and House Joint Resolution No 42 was ordered printed and placed upon the calendar without reference to a Committee.

HOUSE BILL NO. 317, by Reily and Cobb.

Upon motion of Senator Austin, the rules of the Senate were suspended and House Bill No. 317 was ordered printed and placed upon the calendar without reference to a Committee.

HOUSE BILL NO. 330, by McArthur of the House and Shepherd of the Senate.

Upon motion of Senator Shepherd, the rules of the Senate were suspended and House Bill No. 330 was advanced to engrossment and third reading.

HOUSE BILL NO. 471, by Fraley.—To Commitee on Revenue and Taxation.

HOUSE BILL NO. 447, by Briggs.

Upon motion of Senator Gulager, the rules of the Senate were suspended and House Bill No. 447 was ordered printed and placed upon the calendar without reference to a Committee.

HOUSE BILL NO. 463, by Ware.—To Committee on State and County Affairs.

Upon motion of Senator Shepherd, the rules of the Senate were suspended and House Bill No. 463 was ordered printed and placed upon the calendar without reference to a committee.

HOUSE BILL NO. 470, by Bell, by request.

Upon motion of Senator Clark, the rules of the Senate were suspended and House Bill No. 470 was advanced to engrossment and third reading.

HOUSE BILL NO. 472, by Lane of the House and George of the Senate.

Upon motion of Senator Williamson, the rules of the Senate were suspended and House Bill No. 472 was advanced to engrossment and third reading.

HOUSE BILL NO. 431, by Watson of Kiowa.

Upon motion of Senator Darnell, the rules of the Senate were suspended and House Bill No. 431 was advanced to engrossment and third reading.

HOUSE BILL NO. 432, by Billups.

Upon motion of Senator Fidler, the rules of the Senate

were suspended and House Bill No. 432 was advanced to engrossment and third reading.

HOUSE BILL NO. 227, by Crowley, Daniel, Johnson of Comanche, and Roe.—To Committee on Education.

HOUSE BILL NO. 331, by James.

Upon motion of Senator Powers, the rules of the Senate were suspended and House Bill No. 331 was advanced to engrossment and third reading.

HOUSE BILL NO. 375, by Reily and Cobb.

Upon motion of Senator Pullen, the rules of the Senate were suspended and House Bill No. 375 was ordered placed upon the calendar, without reference to a Committee.

HOUSE BILL NO. 407, by Thomas of Tulsa, Owens, Maxwell, Wilson and Webster.

Upon motion of Senator Terwilleger, the rules of the Senate were suspended and House Bill No. 407 was advanced to engrossment and third reading.

HOUSE BILL NO. 416, by McLaury and Reece of the House and Johnson of Creek of the Senate.

Upon motion of Senator Johnson (Creek), the rules of the Senate were suspended and House Bill No. 416 was advanced to engrossment and third reading.

HOUSE BILL NO. 409, by Forehand.

Upon motion of Senator Williamson, the rules of the

Senate were suspended and House Bill No. 409 was advanced to engrossment and third reading.

HOUSE BILL NO. 410, by Riddle, Logan and Payne of the House and Culp of the Senate.

Upon motion of Senator Pullen, the rules of the Senate were suspended and House Bill No. 410 was advanced to engrossment and third reading.

HOUSE BILL NO. 411, by Riddle, Logan and Payne of the House, and Culp of the Senate.

Upon motion of Senator Harper, the rules of the Senate were suspended and House Bill No. 411 was advanced to engrossment and third reading.

HOUSE BILL NO. 415, by Lane.

Upon motion of Senator Williamson, the rules of the Senate were suspended and House Bill No. 415 was advanced to engrossment and third reading.

HOUSE BILL NO. 378, by Acton, Windle, Leecraft, Cobb, Berry, Brown, Manning, Johnson of Comanche, Ogden, Webster and McArthur of the House, and Shearer, Fidler, Rexroat and Gulager of the Senate.

Upon motion of Senator Shearer, the rules of the Senate were suspended and House Bill No. 378 was advanced to engrossment and third reading

HOUSE BILL NO. 1, by Christian of Creek, Logan, Watson of Creek, Lohman, Brown, Chappell, Watson of Kiowa, and Paul.

Senator Darnell moved that the rules of the Senate be suspended and House Bill No. 1 be placed upon the calendar, without reference to a Committee.

Senator Kimerer moved to table the Darnell motion, which failed of adoption, upon a roll call as follows:

Ayes: Andrews, Austin, Clark, Harper, Hill, Kimerer, Looney, Marshall, Peek, Powers, Rexroat, Rice, Shearer, Stewart, Williamson. Total 15.

Nays: Anglin, Boyer, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Johnson (Creek), Loofbourrow, McCurley, Nesbitt, Pullen, Reed, Shepherd, Simmons, Stigler, Storms, Terwilleger, Thomas, Wheatley. Total 21.

Not voting: Fidler, Otjen, Smith, VanDall, Waldrep. Total 5.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The vote recurring on the Darnell motion, the same failed of adoption.

Thereafter, the President referred House Bill No. 1 to the Committee on Public Service Corporations.

HOUSE BILL NO. 62, by McArthur, Smith of Blaine, Deardorff, Baldwin, Baggerly, Reily, Windle, James and Reeves.—To Committee on Irrigation, Drainage and Reclamation.

HOUSE BILL NO. 340, by Logan, Crowley and Sewell. —To Committee on Roads and Highways.

HOUSE BILL NO. 384, by Windle and Ebey.—To Committee on Revenue and Taxation.

HOUSE BILL NO. 398, by Bird and Thomas of the House, and Harper of the Senate.

Upon motion of Senator Harper, the rules of the Senate were suspended and House Bill No. 398 was advanced to engrossment and third reading.

HOUSE BILL NO. 433, by Billups, Reeves, Graham, Singletary and Laskey of the House, and Fidler of the Senate.

Upon motion of Senator VanDall, the rules of the Senate were suspended and House Bill No. 433 was advanced to engrossment and third reading.

HOUSE BILL NO. 437, by Pomeroy, by request.

Upon motion of Senator Peck, the rules of the Senate were suspended and House Bill No. 437 was ordered placed upon the calendar, without reference to a Committee.

HOUSE BILL NO. 438, by Reily.

Upon motion of Senator Johnson (Creek), the rules of the Senate were suspended and House Bill No. 438 was advanced to engrossment and third reading.

HOUSE BILL NO. 440, by Kight.

Upon motion of Senator Graham, the rules of the Sen-

ate were suspended and House Bill No. 440 was advanced to engrossment and third reading.

HOUSE BILL NO. 446, by Christian of Tillman.

Upon motion of Senator Austin, the rules of the Senate were suspended and House Bill No. 446 was advanced to engrossment and third reading.

HOUSE BILL NO. 420, by Moon.—To Committee on Judiciary No. 2.

HOUSE BILL NO. 421, by Reece and McLaury of the House and Johnson of Creek of the Senate.

Upon motion of Senator Johnson (Creek), the rules of the Senate were suspended and House Bill No. 421 was advanced to engrossment and third reading.

HOUSE BILL NO. 422, by Reece and McLaury of the House and Johnson of Creek of the Senate.

Upon motion of Senator Johnson (Creek), the rules of the Senate were suspended and House Bill No. 422 was advanced to engrossment and third reading.

HOUSE BILL NO. 423, by Reece and McLaury of the House and Johnson of Creek of the Senate.

Upon motion of Senator Johnson (Creek), the rules of the Senate were suspended and House Bill No. 423 was advanced to engrossment and third reading.

HOUSE BILL NO. 425, by Briggs of the House and Harper of the Senate.

Upon motion of Senator Harper, the rules of the Senate were suspended and House Bill No. 425 was advanced to engrossment and third reading.

HOUSE BILL NO. 311, by Sewell of the House and Simmons of the Senate.

Senator Simmons moved that the rules of the Senate be suspended and House Bill No. 311 be placed upon the calendar, without reference to a Committee which motion failed of adoption.

Thereafter, the President referred House Bill No. 311 to Judiciary Committee No. 1.

HOUSE BILL NO. 442, by Johnson of Pushmataha, Stovall, Singletary, and Smith of Bryan.—To Committee on Roads and Highways.

HOUSE BILL NO. 310, by Sewell of the House and Simmons of the Senate.

Upon motion of Senator Simmons, the rules of the Senate were suspended and House Bill No. 310 was ordered placed upon the calendar, without reference to a Committee.

HOUSE BILL NO. 313, by Sewell.

Upon motion of Senator Simmons, the rules of the Senate were suspended and House Bill No. 313 was ordered placed upon the calendar, without reference to a Committee.

GENERAL ORDER

Upon motion of Senator Williamson, the rules of the Senate were suspended and HOUSE BILL NO. 46, by Lo-

gan, Brown, et. al, was advanced to engrossment and third reading.

President Pro Tempore Williamson presiding.

Senator Gray moved that HOUSE BILL NO. 7, by Revenue and Taxation and Manning and Crowley, be advanced to engrossment and third reading, which motion failed of adoption.

Upon motion of Senator Clark, HOUSE BILL NO. 285, by Chappell and Bell, was advanced to engrossment and third reading.

Vice President Pro Tempore Stigler presiding.

Senator Anglin, Chairman of the Appropriations Committee, called up for consideration, HOUSE BILL NO. 236, by Kight, being the institutional bill.

Section 1 was read and by unanimous consent, was considered by subdivisions.

STATE UNIVERSITY:

Senator Harper moved that the original HOUSE BILL NO. 236 be substituted for House Bill No. 236, as amended by the Senate Appropriations Committee.

Senator Gulager moved to table the Harper motion.

By unanimous consent, Senator Harper withdrew his motion.

Senator Fidler moved that original Engrossed House Bill No. 236 be substituted for House Bill No. 236, as amended by the Senate Appropriations Committee.

President Pro Tempore Williamson presiding.

Senator Stewart, as a substitute, moved that the items for the Educational Institutions, as passed by the House of Representatives, be adopted by the Senate and consideration given to the other items of House Bill No. 236.

Senator Storms moved to table the Stewart motion which prevailed, upon a roll call as follows:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Goodall, Gray, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Otjen, Peck, Powers, Reed, Rexroat, Shearer, Simmons, Stigler, Storms, Terwilleger, Wheatley, Williamson. Total 26.

Nays: Fidler, Graham, Gulager, Harper, McCurley, Nesbitt, Rice, Shepherd, Smith, Stewart, Thomas, Total 11.

Not voting: Ferguson, George, Pullen, VanDall, Waldrep. Total 5.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

Senator Fidler asked unanimous consent, which was granted to withdraw his motion.

Upon motion of Senator Rexroat, the Senate recessed to meet at 1:30 p. m.

AFTERNOON SESSION

The Senate re-assembled at 1:30 p. m., and was called to order by its President.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report the following bills and resolutions correctly engrossed: House Bill No. 285, Senate Concurrent Resolution No. 23, Senate Bills Nos. 70, 96, 146, 204, 210, 260, 273, 281, 295, 315 and 325.

BOYER, Chairman.

The President signed Engrossed Senate Concurrent Resolution No. 23 and ordered the same transmitted to the Honorable House.

The following Message from the Honorable House was received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 185, by Peck of the Senate, and Pomeroy of the House,

An Act relating to the distribution of certain funds derived in counties having a population of not less than 33,400 and not more than 33,500 as shown by the last Federal decennial census, and declaring an emergency,

and to advise you and, through you, the Honorable Senate that the same has been passed by the House, AS AMENDED, and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed House Amendments to Senate Bill No. 185 were read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT NO. 1. That Engrossed Senate Bill No. 185, be amended by striking out all of lines 1, 2, 3 and the first four words of line 4, of Section 1. and inserting in lieu thereof, the following words: "That in Lincoln County, Oklahoma."

ENGROSSED HOUSE AMENDMENT NO. 2. That the Title of Engrossed Senate Bill No. 185, be amended by striking the following words: "Counties having a population of not less than 33,400 and not more than 33,500 as shown by the last Federal Decennial Census" and substituting therefor the following words: "Lincoln County."

Upon motion of Senator Waldrep, the Senate concurred in House Amendments to Senate Bill No. 185.

The question being "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Harper, Hill, Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Reed, Rice, Shearer,

Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, VanDall, Waldrep, Wheatley, Williamson. Total 34.

Nays: Gulager, Johnson (Creek). Total 2.

Not Voting: George, Powers, Pullen, Rexroat, Smith, Thomas. Total 6.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Harper, Hill, Kinnerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Reed, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, VanDall, Waldrep, Wheatley, Williamson. Total 34.

Nays: Gulager, Johnson (Creek). Total 2.

Not Voting: George, Powers, Pullen, Rexroat, Smith, Thomas. Total 6.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed Engrossed House Amendments to Senate Bill No. 185 and referred the bill for enrollment.

Senator McCurley asked unanimous consent, which was granted, to consider House Joint Resolution No. 16, under Third Reading.

HOUSE JOINT RESOLUTION NO. 16 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimmerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Reed, Rice, Shearer, Shepherd, Simmons, Stewart, Sigler, Storms, Terwillegen, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: Total 0.

Not voting: George, Powers, Pullen, Rexroat, Smith, Thomas. Total 6.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Reed, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, VanDall, Waldrep, Wheatley Williamson. Total 36.

Nays: Total 0.

Not voting: George, Powers, Pullen, Rexroat, Smith, Thomas. Total 6.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Joint Resolution No. 16 and ordered the same transmitted to the Honorable House.

The following Message from the Honorable House was received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to advise you that the report of the Senate and House Conference Committees has been adopted on:

ENGROSSED HOUSE BILL NO. 169, by Singletary, Leecraft, Graham, Billups Windle, Chappell, Laskey, Davis, Campbell and Reeves of the House, and Fidler and Hill of the Senate, entitled:

An Act repealing Sections 8824, 8825, 8826, 8829, 8831 and 8832, C. O. S. 1921, and repealing Chapter 103, Oklahoma Session Laws, 1923; defining and regulating the practice of Optometry; prescribing certain acts and omissions as a misdemeanor and fixing the penalty therefor; creating a Board of Examiners in Optometry and prescribing their powers, duties, disposition of fees collected, remuneration and payment for expenses, repealing all acts or parts of acts in conflict herewith and declaring an emergency,

and the bill is herewith returned, the same having been passed as amended.

Respectfully submitted,

BERT McDONEL,

Chief Clerk.

The following Conference Committee Report was submitted and, upon motion of Senator Fidler, adopted:

We, your Conference Committee, three from the House

and three from the Senate, appointed March 16th, 1927, to consider House Bill No. 169 and Engrossed House Bill No. 169, beg leave to recommend as follows:

1st. That the engrossed Senate Amendment No. 1 offered by Senator Smith, to House Bill No. 169, line 2, page 4, by adding after the word "Optometry" and before the word "shall" the words, "teaching a full course of Optics or has studied at least two years in a registered Optometrist's office," be concurred in by the Honorable House.

Respectfully submitted,

FIDLER,	GRAHAM,
HILL,	LEECRAFT
STORMS,	J. B. CAMPBELL,
Senate Conference Com.	House Conference Com.

House Bill No. 169, together with Conference Committee report thereon, was ordered returned to the Honorable House.

Upon motion of Senator Reed, SENATE BILL NO. 110, by Reed and Shepherd, was advanced to engrossment and third reading.

Senator Ferguson asked unanimous consent, which was granted, to consider House Bill No. 285 on third reading and final passage.

HOUSE BILL NO. 285 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clerk, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Not voting: George, Johnson (Creek), Peck, Powers, Smith. Total 5.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Not voting: George, Johnson (Creek), Peck, Powers, Smith. Total 5.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed amendments to and Engrossed House Bill No. 285, and ordered the same transmitted to the Honorable House.

Senator Austin asked unanimous consent, which was granted, to advance SENATE BILL NO. 236, by Austin, to engrossment and third reading.

Senator Austin asked unanimous consent, which was granted, to advance to engrossment and third reading SENATE BILL NO. 318, by Austin.

Senator Austin asked unanimous consent, which was granted, to advance to engrossment and third reading SENATE BILL NO. 323, by Austin.

Senator Terwilleger asked unanimous consent, which was granted, to advance to engrossment and third reading SENATE BILL NO. 316, by Terwilleger.

By unanimous consent, the third reading bills were considered.

THIRD READING

SENATE BILL NO. 70 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, VanDall, Wheatley, Williamson. Total 36.

Nays: 0.

Not voting: George, Gray, Reed, Terwilleger, Thomas, Waldrep. Total 6.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, VanDall, Wheatley, Williamson. Total 36.

Nays: 0.

Not voting: George, Gray, Reed, Terwilleger, Thomas, Waldrep. Total 6.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 70 and ordered the same transmitted to the Honorable House.

By unanimous consent, Senate Bill No. 236 was considered engrossed and placed upon third reading and final passage.

SENATE BILL NO. 236 was read for the third time at length.

President Pro Tempore Williamson presiding.

By unanimous consent, Senator Otjen submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 236, line 2, page 1, by adding after the word, "any," and before the word, "pool," the word, "unlawful."

OTJEN.

By unanimous consent, Senator Otjen submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 236, line 15, page 2, by adding after the word, "all," and before the word, "arrangements," the word, "unlawful."

OTJEN.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Peck, Powers, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stigler, Terwilleger, VanDall, Waldrep, Wheatley, Williamson. Total 33.

Nays: McCurley. Total 1.

Not voting: Boyer, George, Harper, Pullen, Reed, Stewart, Storms, Thomas. Total 8.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Peck, Powers, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stigler, Terwilleger, VanDall, Waldrep, Wheatley, Williamson. Total 33.

Nays: McCurley. Total 1.

Not voting: Boyer, George, Harper, Pullen, Reed, Stewart, Storms, Thomas. Total 8.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 236 was referred for engrossment.

Senator Austin asked unanimous consent, which was granted, to consider Senate Bill No. 323 engrossed and placed upon third reading and final passage.

SENATE BILL NO. 323 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell Ferguson, Fidler, Goodall, Graham, Gray,

Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Rexroat, Shearer, Shepherd, Smith, Terwilleger, VanDall, Wheatley, Williamson. Total 32.

Nays: 0.

Not voting: George, Pullen, Reed, Rice, Simmons, Stewart, Stigler, Storms, Thomas, Waldrep. Total 10.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Rexroat, Shearer, Shepherd, Smith, Terwilleger, VanDall, Wheatley, Williamson. Total 32.

Nays: 0.

Not voting: George, Pullen, Reed, Rice, Simmons, Stewart, Stigler, Storms, Thomas, Waldrep. Total 10.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 323 was referred for engrossment.

Senator Austin asked unanimous consent, which was granted, to consider Senate Bill No. 318 engrossed and placed upon third reading and final passage.

SENATE BILL NO. 318 was read for the third time at length.

By unanimous consent, Senator Otjen submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 318, line 8, page 2, by striking after the word, "State," and before the word, "or," the words, "by the corporation commission."

OTJEN.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, Nesbitt, Otjen, Peck, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Storms, Terwillege, VanDall, Wheatley, Williamson. Total 33.

Nays: Loofbourrow, McCurley, Waldrep. Total 3.

Not voting: George, Reed, Simmons, Stewart, Stigler, Thomas. Total 6.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, Nesbitt, Otjen, Peck, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Storms, Terwillege., VanDall, Wheatley, Williamson. Total 33.

Nays: Loofbourrow, McCurley, Waldrep. Total 3.

Not voting: George, Reed, Simmons, Stewart, Stigler, Thomas. Total 6.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 318 was referred for engrossment.

Senator Terwilleger asked unanimous consent, which was granted, to consider Senate Bill No. 316 engrossed and placed on third reading and final passage.

SENATE BILL NO. 316 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Goodall, Gray, Gulager, Harper, Hill, Kimmerer, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 32.

Nays: Graham Total 1.

Not Voting: Ferguson, Fidler, George, Johnson, (Creek), Loofbourrow, Otjen, Peck, Simmons, Stigler, Total 9.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Goodall, Gray, Gulager, Harper, Hill, Kimcre , Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 32.

Nays: Graham. Total 1.

Not Voting: Ferguson, Fidler, George, Johnson, (Creek) Lochbourrow, Otjen, Peck, Simmons, Stigler, Total 9.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 316 was referred for engrossment.

SENATE BILL NO. 210 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 35.

Nays: Gulager, Smith. Total 2.

Not voting: George, Pullen, Storms, Terwilleger, Waldrep. Total 5.

Absent: 0.

Excused: Culp Total 1.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 35.

Nays: Gulager, Smith. Total 2.

Not voting: George, Pullen, Storms, Terwilleger, Waldrep. Total 5.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore in open session, signed the engrossed copy of Senate Bill No. 210 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 146 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Wade, Graham, Gray, Gulager, Harper, Kinnear, Looney, McCurley, Nesbitt, Reed, Rexroat, Rice, Simmons, Stewart, Storms, Terwilleger, Thomas, VanDall, Williamson. Total 24.

Nays: Darnell, Ferguson, Goodall, Hill, Johnson (Cheek), Loofbourrow, Marshall, Ojen, Peck, Powers, Shearer, Shepherd, Smith, Wheatley. Total 14.

Not Voting: George, Pullen, Stigler, Waldrep. Total 4.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: 0.

Nays: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 38.

Not voting: George, Pullen, Stigler, Waldrep. Total 4.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The emergency having failed to receive the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared failed of passage.

Senate Bill No. 146 was referred for re-engrossment.

Senator Darnell moved that the rules of the Senate be suspended and SENATE JOINT RESOLUTION NO. 9, by Darnell, Reed, et al, be taken up for consideration.

Upon motion of Senator Anglin, the Darnell motion was tabled.

SENATE BILL NO. 295 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Hill, Johnson (Creek), Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 32.

Nays: 0.

Not Voting: George, Gulager, Harper, Looney, Otjen, Pullen, Stewart, Stigler, Storms, Terwilleger. Total 10.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The bill having received the constitutional majority of

the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Hill, Johnson (Creek), Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 32.

Nays: 0.

Not Voting: George, Gulager, Harper, Looney, Otjen, Pullen, Stewart, Stigler, Storms, Terwilleger. Total 10.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 295, and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 204 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Ferguson, Fidler, Goodall, Gray, Gulager, Hill, Johnson (Creek), Kimbrel, Leofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rice, Sheare., Shepherd, Simmons, Smith, Terwilleger, Thomas, Van Dall, Waldrop, Wheatley, Williamson. Total 32.

Nays: Darnell, Graham. Total 2.

Not voting: George, Harper, Otjen, Pullen, Rexroat, Stewart, Stigler, Storms. Total 8.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Ferguson, Fidler, Goodall, Gray, Gulager, Hill, Johnson (Creek), Kimbrel, Leofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rice, Sheare., Shepherd, Simmons, Smith, Terwilleger, Thomas, Van Dall, Waldrop, Wheatley, Williamson. Total 32.

Nays: Darnell, Graham. Total 2.

Not voting: George, Harper, Otjen, Pullen, Rexroat, Stewart, Stigler, Storms. Total 8.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 204 and ordered the same transmitted to the Honorable House.

By unanimous consent, Senate Bill No. 55, by Looney and Reed, was advanced to engrossment and third reading.

SENATE BILL NO. 55 was read for the third time at length.

By unanimous consent, Senator Loofbourrow submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 55 by adding after Section 14 and before Section 15, the following: "Section 14½. Provided this act shall not apply or be construed to apply to range or beef cattle in the Counties of Cimarron, Texas, Beaver, Harper, Marshall, Craig, Mayes, Atoka, Dewey, Major, Ellis, Alfalfa and Coal."

LOOFBOURROW.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Bover, Clark, Darnell, Ferguson, Fidler, Goodall, Gulager, Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shephe d, Simmons Smith, Stewart, Stigler, Storms, Terwilleger, VanDall, Waldrep, Wheatley, Williamson. Total 32.

Nays: Graham, Gray, Hill, Powers, Thomas. Total 5.

Not voting: Anglin, George, Harper, Johnson (Creek), Peck. Total 5.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Bover, Clark, Darnell, Ferguson, Fidler, Goodall, Gulager, Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, VanDall, Waldrep, Wheatley, Williamson. Total 32.

Nays: Graham, Gray, Hill, Powers, Thomas, Total 5.

Not voting: Anglin, George, Harper, Johnson (Creek), Peck. Total 5.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 55 was referred for re-engrossment.

Senator Rexroat moved that the rules of the Senate be suspended and SENATE BILL NO. 284, by Rexroat, be advanced to engrossment and third reading, which motion failed of adoption.

SENATE BILL NO. 325 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes. Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 38.

Nays: 0.

Not voting: Anglin, George, Goodall, McCurley. Total 4.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes. Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, Van-Dall, Waldrep, Wheatley, Williamson. Total 38.

Nays: 0.

Not voting: Anglin, George, Goodall, McCurley. Total 4.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The emergency having received the constitutional two-

thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 325 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 96 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Boyer, Gray, Gulager, Johnson (Creek), Loofbourrow, McCurley, Rexroat, Terwilleger, Waldrep. Total 9.

Nays: Andrews, Anglin, Austin, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Harper, Hill, Kimerer, Looney, Marshall, Nesbitt, Otjen, Peck, Powers, Reed, Rice, Shearer, Simmons, Smith, Stewart, Stigler, Thomas, VanDall, Wheatley, Williamson. Total 29.

Not voting: George, Pullen, Shepherd, Storms, Total 4.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The bill having failed to receive the constitutional majority of the votes of all members elected to and constituting the Senate was declared failed of passage.

Senator Harper moved to reconsider the vote by which Senate Bill No. 96 failed of passage, which motion failed of adoption.

SENATE BILL NO. 281 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Ferguson, Fidler, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rice, Shearer, Simmons, Smith, Stigler, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: Darnell, Graham. Total 2.

Not voting: George, Otjen, Rexroat, Shepherd Stewart, Storms, Waldrep. Total 7.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Ferguson, Fidler, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rice, Shearer, Simmons, Smith, Stigler, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: Darnell, Graham. Total 2.

Not voting: George, Otjen, Rexroat, Shepherd Stewart, Storms, Waldrep. Total 7.

Absent: 0.

Resigned: Total 1.

Excused: Culp. Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 281 and ordered the same transmitted to the Honorable House.

Vice President Pro Tempore Stigler presiding.

SENATE BILL NO. 273 was read for the third time at length.

By unanimous consent, Senator Williamson submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 273,

line 18, page 4, by striking all of said line and inserting the following:

"L. W. Hardwick	$ 36.00
A. C. Barrett	42.97
L. W. Hardwick	36.75
A. C. Barrett	46.60
TOTAL	$166.34."

WILLIAMSON.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell Ferguson, Fidler, Goodall, Graham, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: George, Gray, Harper, Otjen, Shepherd, Waldrep. Total 6.

Absent: 0.

Resigned: Total 1.

Excused: Culp. Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell Ferguson, Fidler, Goodall, Graham, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Geodge, Gray, Harper, Otjen, Shepherd, Waldrep. Total 6.

Absent: 0.

Resigned: Total 1.

Excused: Culp. Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 273 was referred for re-engrossment.

President Pro Tempore Williamson presiding.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 146, 236,

318, 323 correctly engrossed; and Senate Bill No. 185 correctly enrolled.

BOYER, Chairman.

The President Pro Tempore signed Engrossed Senate Bills Nos. 146, 236, 318 and 323 and ordered the same transmitted to the Honorable House for consideration.

Senate Bill No. 185 was read for the fourth time, the enrolled copy signed by the President Pro Tempore and ordered transmitted to the Honorable House for the signature of the Speaker.

Vice President Pro Tempore Stigler presiding.

SENATE BILL NO. 315 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Ferguson, Fidler, Goodall, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: Darnell, Graham, McCurley, Otjen, Storms. Total 5.

Not Voting: George, Harper, Sheare, Waldrep. Total 4.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Ferguson, Fidler, Goodall, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: Darnell, Graham, McCurley, Otjen, Storms. Total 5.

Not voting: George, Harper, Shearer, Waldrep. Total 4.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Vice President Pro Tempore, in open session, sign-

ed the engrossed copy of Senate Bill No. 315 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 260 was read for the third time at length.

Senator Darnell asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 260, line 12, page 4, by adding after the word, "approved," the following, "provided that such action shall not be taken until the same shall have been approved by a District Judge of the Judicial District of which said county is a part and the County Judge of said county."

DARNELL.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rice Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 36.

Nays: Loofbourrow. Total 1.

Not Voting: George, Peck, Rexroat, Shearer, Waldrep. Total 5.

Absent: 0

Excused: Culp. Total 1.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pulliam, Reed, Rice, Shephe d, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 36.

Nays: Loofbourrow. Total 1.

Not Voting: George, Peck, Rex. oat, Shearer, Waldrep. Total 5.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 260 was referred for re-engrossment.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 55, 110, 260, 273 and 316 correctly engrossed.

BOYER, Chairman.

The Vice President Pro Tempore signed Engrossed Senate Bills Nos. 55, 260, 273 and 316 and ordered the same transmitted to the Honorable House for consideration.

SENATE BILL NO. 110 was read for the third time at length.

By unanimous consent, Senator Clark submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 110, line 2, page 2, by adding after the word "Boards," the following, "that Grant, Cimarron, Beaver, Harper, Texas, Major, Kingfisher, Grady, Pawnee, Garfield, Alfalfa, Blaine, Craig, Mayes, LeFlore, Latimer, Choctaw, Pushmataha, McCurtain and Noble Counties are exempt from the provisions of this act."

CLARK.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Ojjen, Pullen, Reed, Rice, Shep-

herd, Simmons, Smith, Stigler, Storms, Terwilleger, Thomas, Wheatley. Total 30.

Nays: Harper, Stewart. Total 2.

Not voting: Austin, George, Graham, Peck, Powers, Rexroat, Shearer, VanDall, Waldrep, Williamson. Total 10.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Lo ney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rice, Shepherd, Simmons, Smith, Stigler, Storms, Terwilleger, Thomas, Wheatley. Total 30.

Nays: Harper, Stewart. Total 2.

Not voting: Austin, George, Graham, Peck, Powers, Rexroat, Shearer, VanDall, Waldrep Williamson. Total 10.

Absent: 0.

Excused: Culp. Total 1.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Vice President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 110 and ordered the same transmitted to the Honorable House.

Senate Bill No. 110 was again referred for re-engrossment.

The following Message from the Honorable House was received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 43, by Johnson of Creek of the Senate and Reece and McLaury of the House, entitled:

An Act appropriating the sum of $31,207.94 for the support and maintenance of the Agricultural and Mechanical College of the State of Oklahoma for the remainder of the fiscal year ending June 30, 1927, and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives, as amended, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed House Amendments to Senate Bill No. 43 were read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT NO. 1. That the title of Engrossed Senate Bill No. 43, be amended to read as follows: "AN ACT MAKING DEFICIENCY AND SUPPLEMENTARY APPROPRIATIONS FOR CERTAIN STATE EDUCATIONAL, ELEEMOSYNARY AND PENAL INSTITUTIONS, AND DECLARING AN EMERGENCY."

ENGROSSED HOUSE AMENDMENT NO. 2. That Engrossed Senate Bill No. 43, be amended by adding after Section 1, the following Sections: Section 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13 respectively, which said Sections shall read as follows:

"Section 2. There is hereby appropriated out of any moneys in the State Treasury, to the credit of the General Revenue Fund, not otherwise appropriated, the sum of Eleven Thousand Two Hundred ($11,200.00) Dollars, or so much thereof as may be necessary, for the Murray School of Agriculture, located at Tishomingo, Oklahoma, for the remainder of the fiscal year ending June 30, 1927, to be apportioned as follows:

Salaries	$ 7,700.00
Support and Maintenance	3,500.00
	$11,200.00

Section 3. There is hereby appropriated out of any moneys in the State Treasury, not otherwise appropriated, the sum of Fifteen Thousand ($15,000.00) Dollars, or so much thereof as may be necessary, for the general support and maintenance of the State Training School for White Boys, located at Pauls Valley, Oklahoma, for the remainder of the fiscal year ending June 30th, 1927.

Section 4. There is hereby appropriated out of any moneys in the State Treasury not otherwise appropriated, the sum of Six Thousand ($6,000.00) Dollars, or so much thereof as may be necessary, for the maintenance of the State Training School for Negro Boys, at Boley, Oklahoma, for the remainder of the fiscal year ending June 30th, 1927.

Section 5. There is hereby appropriated out of any moneys in the State Treasury not otherwise appropriated, for the use of the State Teachers Colleges, for the remainder of the fiscal year ending June 30, 1927, the sums set opposite the names of said institutions:

Southwestern State Teachers College, Weatherford	$3,000.00
East Central State Teachers College, Ada	9,029.92
Central State Teachers College, Edmond	9,820.51
Northwestern State Teachers College, Alva	3,145.77
Northeastern State Teachers College, Tahlequah	4,737.34
Southeastern State Teachers College, Durant	9,783.00

Section 6. There is hereby appropriated out of any moneys in the State Treasury not otherwise appropriated, the sum of Ten Thousand ($10,000.00) Dollars, for the payment of unpaid claims heretofore filed against the institution, and for support and maintenance at the Oklahoma Military Academy, at Claremore, Oklahoma, for the remainder of the fiscal year ending June 30, 1927.

Section 7. There is hereby appropriated out of any moneys in the State Treasury not otherwise appropriated, the sum of Three Thousand Eighty-one ($3,081.00) Dollars, for the Oklahoma School of Mines and Metallurgy, located at Wilburton, Oklahoma, for the remainder of the fiscal year ending June 30, 1927, to be apportioned as follows:

Extension	$2,256.00
Support and Maintenance	825.00

Section 8. There is hereby appropriated out of any moneys in the State Treasury not otherwise appropriated, the sum of Ten Thousand ($10,000.00) Dollars, for the State Industrial School for White Girls, at Tecumseh, Oklahoma, for the remainder of the fiscal year ending June 30, 1927, to be apportioned as follows:

Salaries	$6,000.00
Maintenance	4,000.00

Section 9. There is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, the sum of Twenty Thousand ($20,000.00) Dollars, and out of the Revolving Fund of said institution the further sum of Twenty Thousand ($20,000.00) Dollars, or so much thereof as may be necessary, for the general support and maintenance of the State Reformatory at Granite, Oklahoma, for the remainder of the fiscal year ending June 30, 1927.

Section 10. There is hereby appropriated, out of any money in the State Treasury, not otherwise appropriated, the sum of Eight Thousand Eight Hundred Seven and 14/100 ($8,807.14) Dollars, or so much thereof as may be necessary for the payment of claims heretofore filed against the institution, and for the general support and maintenance of the West Oklahoma Orphans Home, at Helena, Oklahoma, for the remainder of the fiscal year ending June 30, 1927.

Section 11. There is hereby appropriated out of any moneys in the State Treasury, not otherwise appropriated, the following sums for the University of Oklahoma, located at Norman, Oklahoma:

Salaries, support and maintenance for the remainder of the fiscal year ending June 30, 1927	$ 84,815.31
Summer School of 1927	20,000.00
Equipment for Physical Education Building	15,000.00
Deep Well	7,500.00
	$127,315.31

Section 12. There is hereby appropriated out of any moneys in the State Treasury not otherwise appropriated, the sum of Four Thousand Six Hundred Eighty-six and 99/100 ($4,686.99) Dollars, for the Northeastern State Teachers' College at Tahlequah, Oklahoma, to be apportioned as follows:

Paving	$4,086.99
Sewer Extension	600.00

Section 13. There is hereby appropriated out of any moneys in the State Treasury not otherwise appropriated,

the sum of Four Hundred Ninety-eight and 82/100 ($498.82) Dollars, for the Southwestern State Teachers' College, at Weatherford, Oklahoma, to pay to the City of Weatherford for paving.

ENGROSSED HOUSE AMENDMENT NO. 3. That Engrossed Senate Bill No. 43, be amended by changing Section 2, which is the Emergency Clause, to Section 18.

ENGROSSED HOUSE AMENDMENT NO. 4. That Engrossed Senate Bill No. 43, be amended by adding Section 14, to read as follows:

"Section 14. There is hereby appropriated out of the moneys in the State Treasury, not otherwise appropriated, the sum of Forty-one Thousand ($41,000.00) Dollars, for the University Hospital at Oklahoma City to be apportioned as follows:

For the fiscal year ending June 30th, 1927, for the maintenance of said Hospital	$21,000.00
For salaries at said Hospital	20,000.00

ENGROSSED HOUSE AMENDMENT NO. 5. That Engrossed Senate Bill No. 43 be amended by adding Section 15, to read as follows:

"Section 15. There is hereby appropriated out of the Revolving Fund of the twine plant of the Oklahoma State Penitentiary at McAlester, the sum of Five Hundred Forty ($540.00) Dollars to purchase an automobile for the State Board of Affairs to be used in the discharge of their official duties."

ENGROSSED HOUSE AMENDMENT NO. 6. That Engrossed Senate Bill No. 43, be amended by adding Section 16, to read as follows:

"Section 16. There is hereby appropriated out of any moneys in the State Treasury, not otherwise appropriated, the sum of Five Thousand ($5,000.00) Dollars, or so much thereof as may be necessary, for the general support and maintenance of the Connors School of Agriculture, located at Warner, Oklahoma, for the remainder of the fiscal year ending June 30, 1927."

ENGROSSED HOUSE AMENDMENT NO. 7. That Engrossed Senate Bill No. 43, be amended by adding Section 17, to read as follows:

"Section 17. There is hereby appropriated out of any moneys in the State Treasury, not otherwise appropriated, the sum of Three Hundred Twenty ($320.00) Dollars, out of the General Fund, or so much thereof as may be necessary, for the maintenance of the lawn and yard of the State University Hospital at Oklahoma City, for the remainder of the fiscal year of 1927."

Senator Anglin moved that the Senate refuse to concur in House Amendments to Senate Bill No. 43 and ask for a conference thereon.

The motion prevailed and the Vice President Pro Tempore appointed Senators Johnson (Creek), Anglin and Austin, as Senate conferees.

Senator Looney moved that SENATE BILL NO. 310, by Rexroat and Reed, be advanced to engrossment and third reading, which motion prevailed.

Senator Looney moved that the rules of the Senate be suspended and Senate Bill No. 310 be considered engrossed and placed upon third reading and final passage, which motion failed of adoption.

Senator Harper moved that the rules of the Senate be suspended and SENATE BILL NO. 277, by Harper, be advanced to engrossment and third reading, which motion failed of adoption.

Senator Smith moved that the rules of the Senate be suspended and SENATE BILL NO. 81, by Soldiers' Relief Committee, be advanced to engrossment and third reading.

Senator Anglin raised a point of order, against the Smith motion, as being "double barreled" and the point of order was sustained.

Senator Darnell moved that the Senate proceed with Senate Bills under General Order.

Senator Rexroat, as a substitute, moved that the rules of the Senate be suspended and SENATE BILL NO. 271, by Fidler, Rexroat, Gulager, et al, be taken up for consideration,

Senator Darnell raised a point of order, against the Rexroat substitute motion, stating the motion not germane to the original motion, which point of order was sustained.

Senator Pullen moved that all Senate Bills be stricken from the calendar, which motion was tabled upon motion of Senator Wheatley.

By unanimous consent the following Committee Report was submitted and the bill ordered printed and placed on the calendar:

Mr. President: We, your Committee on Irrigation and Drainage, beg leave to report that he have had under consideration Commitee Substitute for HOUSE BILL NO. 62 and herewith return the same with the recommendation that it do pass, as amended.

RICE, Chairman.

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 372, by Nash, entitled:

An Act amending Section 6665, C. O. S. 1921, defining Contracts of Insurance, and declaring an emergency.

and to inform you, and through you the Honorable Senate, that same has been passed by the House of Representatives, and signed by the Acting Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you, and through you the Honorable Senate, that the House has concurred in Senate Amendments to

ENGROSSED HOUSE BILL NO. 285, by Chappell and Bell, entitled:

An Act relating to District Court Judicial Districts Numbers 12 and 21, and creating a new District Court Judicial District Number 31, said District to be composed of Noble and Pawnee Counties, repealing all acts and parts of acts in conflict herewith, and declaring an emergency.

and same has been passed by the House of Representatives, as amended.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 55, By Kight, entitled:

An Act repealing House Bill No. 189, Chapter 147 of the Session Laws of 1925, which is an act declar-

ing the manufacture, sale and distribution of ice to be a public business, placing same under jurisdiction of the Corporation Commission; providing a license fee, and penalty for violation of same, and repealing all laws in conflict;

ENGROSSED HOUSE BILL NO. 180, by Windle entitled:

An Act repealing Chapter 195, Session Laws of Oklahoma, 1925, and re-enacting Sections 11015 and 11016, Compiled Statutes of Oklahoma, 1921, relating to labeling of convict-made goods, and providing penalty therefor;

ENGROSSED HOUSE JOINT RESOLUTION NO. 41, by Stovall, Windle, Thompson of Pontotoc, Adair, Baldwin, Smith of Bryan, Hybarger, Watson of Kiowa, and Stone, entitled:

A House Joint Resolution authorizing and directing the Board of Affairs of the State of Oklahoma to provide for the purchase of necessary equipment and machinery to manufacture certain farming implements in the State Penitentiary at McAlester, Oklahoma, and declaring an emergency.

and to inform you, and through you the Honorable Senate, that the same have been passed by the House of Representatives and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,
Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 17, by Thompson of Garvin and Paul, entitled:

A Resolution directing the State Auditor to refuse to audit and allow expense accounts for board and lodging or other living expenses of officers and employees of the State of Oklahoma while residing in Oklahoma City, excepting certain officers and declaring an emergency;

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 18, by Watson of Creek and Stovall of the House, and Austin, Stigler and Fidler of the Senate, entitled:

A Concurrent Resolution authorizing and empowering the Board of Affairs of the State of Oklahoma, to provide for accommodations and facilities by the State of Oklahoma for holding a term of court each year by the Circuit Court of Appeals of the Eighth Circuit of the United States.

and to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,
Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 323, by Kight, Moon and Billups entitled:

An Act amending Sections 3036 and 3045, C. O. S. 1921; providing for a flat fee for filing appeals in the Supreme Court and the Criminal Court of Appeals;

ENGROSSED HOUSE BILL NO. 72, by Faulk, entitled:

An Act limiting the number of teachers that may be employed in all schools except high schools and junior high schools; making a violation of this act a misdemeanor; fixing a penalty therefor, repealing all acts in conflict therewith;

ENGROSSED HOUSE BILL NO. 396, by Kight, entitled:

An Act making an appropriation out of the Hospital Fund of the Central State Hospital at Norman, Oklahoma, for building and equipping a dairy barn, purchase of cattle and making improvements;

ENGROSSED HOUSE BILL NO. 309, by Lohman and Fraley, entitled:

An Act amending Sections 6106 and 6107 C. O. S. 1921, providing procedure for recounts and for correction of returns in primary elections, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 301, by Paul, entitled:

An Act amending Section 1, of Chapter 96, of Session Laws of Oklahoma 1925, by creating a right of action to contest general and primary elections after the issuance of the certificate of nominations or election; prescribing the time in which such action shall be commenced;

ENGROSSED HOUSE BILL NO. 474, by Foster, entitled:

An Act relating to the County Attorney; fixing the salary and prescribing additional duties of the County Attorney in all counties in this State, having a population not less than 21,371 and not more than 21,450 population, according to the last preceding Federal Census, or any future Federal Census, repealing all conflicting laws, and declaring an emergency;

ENGROSSED HOUSE BILL NO. 328, by Johnson, of Pushmataha, Cochran, Dyer and Thomas of LeFlore,

An Act amending Section 2, Chapter 146, Oklahoma Session Laws, 1925, relating to the powers and duties of the Oklahoma Forest Commission;

ENGROSSED HOUSE BILL NO. 427, by Windle and Hines, entitled:

An Act amending Sections 1 and 2, Chapter 108, Oklahoma Session Laws, 1923-1924, relating to a Tannery at the Oklahoma State Reformatory, Granite, Oklahoma; authorizing the establishment of a harness and shoe factory in connection with said tannery; providing an appropriation therefor, creating a revolving fund for such tannery and harness and shoe factory;

ENGROSSED HOUSE BILL NO. 290, by Windle and Watson (Pittsburg), entitled:

An Act amending Section 9230, C. O. S. 1921, and Chapter 114, Oklahoma Session Laws 1923-24, relating to salaries of certain officers and employees of the State Penitentiary at McAlester, Oklahoma, and Oklahoma State Reformatory at Granite; and relating to the furnishing of vegetables and the selling of merchandise to the officers and employees at the Oklahoma State Reformatory at Granite, Oklahoma; repealing all acts and parts of acts in conflict therewith;

ENGROSSED HOUSE BILL NO. 318, by Manning, Hybarger and Jolly of the House, and Looney, Johnson (Caddo), and Stigler of the Senate, entitled:

An Act amending Chapter 113, House Bill No. 294, Session Laws of Oklahoma, 1911;

ENGROSSED HOUSE BILL NO. 354, by Thomas of Tulsa, entitled:

An Act providing a lien upon the estates of insolvent corporations for labor and other services performed by employees and providing procedure for foreclosure of such lien;

ENGROSSED HOUSE JOINT RESOLUTION NO. 30, by Faulk, entitled:

A Joint Resolution authorizing the State Board of Public Affairs to install and equip the penal institutions at McAlester or Granite, Oklahoma, for the manufacture of bagging and ties for cotton; providing for the disposition thereof;

ENGROSSED HOUSE JOINT RESOLUTION NO. 43, by Kight, Sullivan, McCombs, Thompson (Garvin), Leecraft, entitled:

A Resolution authorizing the payment to Bob Fitzgerald, the amount of seventy-two and 20 100 ($72.20) for services rendered during the foot and mouth disease epidemic in the State of Texas, during the fall of the year of 1926;

ENGROSSED HOUSE BILL NO. 408, by Webster, entitled:

An Act fixing the salaries of the chief deputy court clerk, chief deputy county treasurer and chief deputy county clerk in all counties of the State of Oklahoma, having a population of not less than 108,000 nor more than 116,000, according to the last preceding or any future, regular federal decennial census, repealing all acts or parts of acts in conflict herewith, and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives, and signed by the Speaker in open session.

Yours truly,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 272, by Fry, entitled:

An Act authorizing and empowering the County Commissioners of Noble County, Oklahoma, to make a special levy for the purpose of erecting buildings for the Free Fair Association upon real estate to be furnished by the Chamber of Commerce of the City of Perry, in said county, and used for exhibit grounds for Free County Fair, and declaring an emergency;

ENROLLED HOUSE BILL NO. 299, by Cardwell, entitled:

An Act providing that the County Treasurer of Coal County, Oklahoma, in addition to his other duties, shall be Treasurer of each independent school district of said county, and declaring an emergency;

ENROLLED HOUSE BILL NO. 329, by Pomeroy and Taylor of the House, and Peck of the Senate, entitled:

An Act authorizing County Commissioners of any county in Oklahoma, with a population of not less than 33,400 nor more than 33,500, and of any county in Oklahoma with a population of not less than 13,100, and not more than 13,200, by the Federal Census of 1920, or by any succeeding Federal Census, to make a special levy for the purpose of erecting live stock and exhibit buildings and for the construction of permanent sidewalks and roadways for the Free Fair Association, etc.;

ENROLLED HOUSE BILL NO. 333, by Carmichael, entitled:

An Act fixing the salary of the deputy county assessor in all counties of the State of Oklahoma having a population of not less than 18,950 and not more than 19,000, according to the last decennial federal census;

ENROLLED HOUSE BILL NO. 364, by Rogers, entitled:

An Act authorizing the county superintendent of public instruction of all counties in the State of Oklahoma, having a population of not less than 19,872, and not more than 19,880, as shown by the Federal Census of 1920, to appoint one assistant county superintendent of public instruction and fixing the salary

of the same, repealing all acts or parts of acts in conflict therewith, and declaring an emergency.

and to inform you, and through you the Honorable Senate, that same have been read for the fourth time in the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,
Chief Clerk.

House Bills Nos. 272, 299, 329, 333 and 364 were, each, read for the fourth time, the enrolled copies signed by the Vice President Pro Tempore and ordered returned to the Honorable House.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 377, by Easter, entitled:

An Act authorizing county commissioners of all counties of this State having a population of not less than 26,800 nor more than 27,500, according to the 1920, or any succeeding Federal Census, to lease for the use of the County Free Fair Association, any grounds or buildings belonging to any city or town of such county, and authorizing the county excise board of such counties when such property has been so leased or contracted to be so

leased, to make an annual special levy of not to exceed two-tenths (2/10) of a mill upon all property in such county, to carry out the provisions of this act, said levy not to be a part of the current expense of such county, but in addition thereto, and declaring an emergency;

ENROLLED HOUSE BILL NO. 403, by Riddle, Logan and Payne of the House, and Culp of the Senate, entitled:

An Act authorizing the appointment of deputy county clerks in Okmulgee County, Oklahoma, fixing the salary thereof; repealing all acts or parts of acts in conflict therewith and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that same have been read for the fourth time, and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bills Nos. 377 and 403 were, each, read for the fourth time, the enrolled copies signed by the Vice President Pro Tempore and ordered returned to the Honorable House.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 87, by Johnson (Caddo), Austin, Johnson (Creek), Storms, Goodall, Thomas, Stigler, Otjen and Hill, entitled:

An Act providing that all bonds, including funding and refunding bonds issued by municipalities shall be made to mature in annual installments beginning not less than three years nor more than five years from their date; prescribing certain regulations as to the amounts and denominations thereof; regulating the sale of bonds and requiring all bond issues aggregating $5,000 or more to be sold at an advertised sale to the bidder who will pay par and accrued interest for the lowest interest rate bond; prohibiting any person preparing bonding proceedings for compensation from bidding for the bonds, and prohibiting any bidder from being interested in a proceedings contract; and repealing all acts in conflict herewith, and declaring an emergency.

and to inform you, and through you the Honorable Senate, that same has been passed by the House of Representatives AS AMENDED, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed House Amendment to Senate Bill No. 87 was read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT NO. 1. That in line 1, Section 2, of Engrossed Senate Bill No. 87, the word, "except," be stricken and the word, "including," be inserted therefor.

Senator Austin moved that the Senate refuse to concur in House Amendment to Senate Bill No. 87 and request the Honorable House to recede from said amendment, which motion prevailed.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Concurrent Resolution No. 24 and Senate Bill No. 110 correctly engrossed.

The Vice President Pro Tempore signed the Engrossed Senate Concurrent Resolution No. 24 and Engrossed Senate Bill No. 110, and ordered the same transmitted to the Honorable House for consideration.

Upon motion of Senator Andrews, SENATE BILL NO. 131, by Andrews, was advanced to engrossment and third reading.

SENATE JOINT RESOLUTION NO. 9, by Darnell, Reed, et al, was by unanimous consent, taken up for consideration.

Senator Darnell submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 9, lines 3 and 4, page 3, by striking after the word, "State," in line 3 and before the word, "over," the words, "over 500 feet in length."

DARNELL.

Senator Darnell submitted the following amendment, which was adopted:

Mr. President: I move to amend the title to Senate Joint Resolution No. 9, by striking the words "more than 400 feet in length."

DARNELL.

Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 9, line 13, page 2, by adding the following, "and where there are other bridges in the State of Oklahoma built by counties or municipalities, or partially constructed from funds belonging to counties, the sub-divisions thereof."

ANGLIN.

President Pro Tempore Williamson presiding.

HOUSE BILLS AND RESOLUTIONS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE BILL NO. 372, by Nash, entitled.—An Act amending section 6665, C. O. S. 1921, defining contracts of insurance, and declaring an emergency.

HOUSE BILL NO. 55, by Kight, entitled.—An Act repealing House Bill No. 189, Chapter 147 of the Session Laws of 1925, which is an act declaring the manufacture,

sale and distribution of ice to be a public business, placing same under jurisdiction of the Corporation Commission; providing a license fee, and penalty for violation of same, and repealing all laws in conflict.

HOUSE Bill NO. 180, by Windle, entitled.—An Act repealing Chapter 195, Session Laws of Oklahoma, 1925, and re-enacting Sections 11015 and 11016, Compiled Statutes of Oklahoma, 1921, relating to labeling of convict-made goods, and providing a penalty therefor.

HOUSE JOINT RESOLUTION NO. 41, by Stovall, Windle, Thompson of Pontotoc, Adair, Baldwin, Smith of Bryan Hyba ger, Watson of Kiowa, and Stone, entitled. —A Horse Joint Resolution authorizing and directing the Board of Affairs of the State of Oklahoma to provide for the purchase of necessary equipment and machinery to manufacture certain farming implements in the State Penitentiary at McAlester, Oklahoma, and declaring an emergency.

HOUSE CONCURRENT RESOLUTION NO. 17, by Thompson of Garvin and Paul, entitled—A Resolution directing the State Auditor to refuse to audit and allow expense accounts for board and lodging or other living expenses of officers and employees of the State of Oklahoma while residing in Oklahoma City, excepting certain officers and declaring an emergency.

HOUSE CONCURRENT RESOLUTION NO. 18, by Watson of Creek and Stovall of the House and Austin, Stigler and Fidler of the Senate, entitled.—A Concurrent Resolution authorizing and empowering the Board of Affairs of the State of Oklahoma, to provide for accommodations and facilities by the State of Oklahoma for holding a term of court each year by the Circuit Court of Appeals of the Eighth Circuit of the United States.

HOUSE BILL NO. 323, by Kight, Moon and Billups, entitled.—An Act amending Sections 3036 and 3045, C. O. S., 1921, providing for a flat fee for filing appeals in the Supreme Court and the Criminal Court of Appeals.

HOUSE BILL NO. 72, by Faulk, entitled.—An Act limiting the number of teachers that may be employed in all schools except high school and junior high schools; making a violation of this act a misdemeanor; fixing a penalty therefor, repealing all acts in conflict therewith.

HOUSE BILL NO. 396, by Kight, entitled.—An Act making an appropriation out of the Hospital Fund of the Central State Hospital at Norman, Oklahoma, for building and equipping a dairy barn, purchase of cattle and making improvements.

HOUSE BILL NO. 309, by Lohman and Fraley, entitled.—An Act amending Sections 6106 and 6107, C. O. S., 1921, providing procedure for recounts and for correction of returns in primary elections, and declaring an emergency.

HOUSE BILL NO. 301, by Paul, entitled.—An Act amending Section 1, of Chapter 96, of Sessions Laws of Oklahoma, 1925, by creating a right of action to contest general and primary elections after the issuance of the certificate of nomination or election; prescribing the time in which such action shall be commenced.

HOUSE BILL NO. 474, by Foster, entitled.—An Act relating to the County Attorney; fixing the salary and prescribing additional duties of the County Attorney in all counties of this state, having a population not less than 21,371 and not more than 21,450 population, according to the last preceding federal census, or any future federal census, repealing all conflicting laws, and declaring an emergency,

HOUSE BILL NO. 328, by Johnson of Pushmataha, Cochran, Dyer and Thomas of LeFlore,—An act mending Section 2, Chapter 146, Oklahoma Session Laws, 1925, relating to the powers and duties of the Oklahoma Forest Commission.

HOUSE BILL NO 427, by Windle and Hines, entitled.—An act amending Sections 1 and 2, Chapter 108, Oklahoma Session Laws, 1923-1924, relating to a Tannery at the Oklahoma State Reformatory, Granite, Oklahoma, authorizing the establishment of a harness and shoe factory in connection with said tannery; providing an appropriation therefor, creating a revolving fund for nuch tannery and harness and shoe factory.

HOUSE BILL NO 290, by Windle and Watson (Pittsburgh), entitled.—An Act amending Section 9230, COS, 1921, and Chapter 114, Oklahoma Session Laws, 1923-24, relating to salaries of certain officers and employees of the State Penitentiary to McAlester, Oklahoma, and Oklahoma State Reformatory at Granite; and relating to the furnishing of vegetables and the selling of merchandise to the officers and employees at the Oklahoma State Reformatory at Granite, Oklahoma; repealing all acts and parts of acts in conflict therewith.

HOUSE BILL NO. 318, By Manning Hybarger and Jolly of the House and Looney, Johnson (Caddo) and Stigler of the Senate, entitled.—An Act amending Chapter 113, House Bill No. 294, Session Laws of Oklahoma, 1911.

HOUSE BILL NO. 354, by Thomas of Tulsa, entitled.—An Act providing a lien upon the estates of insolvent corporations for labor and other services performed by employees and providing precedure for foreclosure of such lien.

HOUSE JOINT RESOLUTION NO. 30, by Faulk, entitled.—A Joint Resolution authorizing the State Board of Public Affairs to install and equip the penal institutions at McAlester or Granite, Oklahoma, for the manufacture of bagging and ties for cotton; providing for the disposition thereof.

HOUSE JOINT RESOLUTION NO. 43, by Kight, Sullivan, McCombs, Thompson (Garvin), Leecraft, entitled.—A Resolution authorizing the payment to Bob Fitzgerald, the amount of seventy-two and 20/100 ($72.-20) for services rendered during the foot and mouth disease epidemic in the State of Texas, during the fall of the year of 1926.

HOUSE BILL NO. 408, by Webster, entitled.—An Act fixing the salaries of the Chief Deputy Court Clerk, Chief Deputy County Treasurer and Chief Deputy County Clerk in all counties of the State of Oklahoma, having a population of not less than 108,000 nor more than 116,000 according to the last preceding, or any future, regular federal decennial census, repealing all acts or parts of acts in conflict herewith, and declaring an emergency, and to inform you and through you the Honorable Senate, that the same have been passed by the House of Representatives and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,

Chief Clerk.

Upon motion of Senator Gray, the Senate adjourned to meet at 9:00 o'clock, a. m., Friday, March 18th, 1927.

SIXTY-THIRD LEGISLATIVE DAY

Friday, March 18, 1927.

The Senate, pursuant to adjournment, met at 9:00 o'clock, a. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 41.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The President announced matters on his desk for the consideration of the Senate, in executive session.

Upon motion of Senator Gray, the Senate closed its doors and went into Executive Session.

The Senate reassembled in open session with the Presi-

dent presiding, who announced the Senate, in executive session, had advised and consented to the following executive nominations:

MEMBER BANKING BOARD:

James M. Taylor, Perry.

BOARD OF TRUSTEES, CONFEDERATE HOME, ARDMORE:

Freeman Gault, Ardmore, term expires Jan. 15, 1931

A. J. Hardy, Ardmore, term expires Jan. 15, 1931

T. D. Turner, Okla. City, term expires Sept. 9, 1929

STATE BOARD OF ARBITRATION AND CONCILIATION:

O. B. Toalson, Bartlesville

John Kramer, Tulsa

T. F. Gwaltney, Durant

James C. Powers, Oklahoma City

Charles Pound, Cushing

A. Derryberry, Altus

The President announced, also, that the Senate, in executive session, had refused to advise and consent to the following executive nomination:

BOARD OF REGENTS, STATE BUSINESS ACADEMY, TONKAWA:

Mrs. O. H. Cafky, Forgan

COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Revenue and Taxation, to whom was referred HOUSE BILL NO. 112, by Cochran and Dyer, entitled:

> An Act amending Section 1, Chapter 151, Oklahoma Session Laws 1923, and Section 9747, Compiled Oklahoma Statutes 1921; reducing the penalty on delinquent taxes to twelve per cent (12%) per annum; repealing all acts or parts of acts in conflict herewith,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

FIDLER, Chairman.

Mr. President: We, your Committee on Roads and Highways, to whom was referred HOUSE BILL NO. 124, by Crowley, entitled:

> An Act amending Section 10164, Compiled Oklahoma Statutes, 1921, relating to rules of the road, fixing a penalty for violation of same, repealing all acts or parts of acts in conflict therewith,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STEWART, Chairman.

Mr. President: We your Committee on Judiciary No. 1, to whom was referred HOUSE BILL NO. 311, by Sewell of the House and Simmons of the Senate, entitled:

An Act providing the manner of mortgage on annual or growing crops and declaring an emergency,

beg leave to report that the had the same under consideration and herewith return the same with the recommendation that it do pass.

STIGLER, Chairman.

Mr. President: We, your Committee on Roads and Highways, to whom was referred HOUSE BILL NO. 340, by Logan, Crowley and Sewell, entitled:

An Act authorizing the State Highway Commission to co-operate with the United States Geological Survey in the topographic mapping of the State of Oklahoma, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STEWART, Chairman.

Mr. President: We, your Committee on Roads and Highways, to whom was referred HOUSE BILL NO. 430, by Hybarger and Singletary, entitled:

An Act amending Section 10131, of the Compiled Oklahoma Statutes of 1921, as amended by Section 1, of Chapter 167, of the Session Laws of Oklahoma, 1925, and Section 10137, of the Compiled Oklahoma Statutes of 1921, relating to the registration and license of motor vehicles, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

STEWART, Chairman.

Mr. President: We, your Committee on Roads and Highways, to whom was referred HOUSE BILL NO. 442, by Johnson of Pushmataha, Stovall, Singletary, and Smith of Bryan, entitled:

> An Act amending Section 11, Chapter 48, Session Laws of 1923-24, relating to roads and Highways, and conferring upon the State Highway Commissioners the right of exercise of eminent domain,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STEWART, Chairman.

SECOND READING

The following bills and resolutions were read for the second time and referred to the Committees indicated:

SENATE BILL NO. 328—By Darnell.

Upon motion of Senator Darnell, the rules of the Senate were suspended and Senate Bill No. 328 was advanced to engrossment and third reading.

HOUSE BILL NO. 323—By Kight, Moon and Billups.

Upon motion of Senator Austin, the rules of the Senate were suspended and House Bill No. 323 was ordered printed and placed upon the calendar.

HOUSE BILL NO. 72—By Faulk, to Committee on Education.

HOUSE BILL NO. 396—By Kight.

Upon motion of Senator Anglin, the rules of the Senate were suspended and House Bill No. 396 was ordered printed and placed upon the calendar.

Upon motion of Senator Anglin, House Bill No. 396 was advanced to engrossment and third reading.

HOUSE BILL NO. 309—By Lohman and Fraley, to Committee on Privileges and Elections.

HOUSE BILL NO. 301—By Paul, to Committee on Privileges and Elections.

HOUSE BILL NO. 474—By Foster.

Upon motion of Senator Gulager, the rules of the Senate were suspended and House Bill No. 474 was advanced to engrossment and third reading.

HOUSE BILL NO. 328—By Johnson of Pushmataha, Cochran, Dyer and Thomas of LeFlore.

Upon motion of Senator Pullen, the rules of the Senate were suspended and House Bill No. 328 was ordered printed and placed upon the calendar.

HOUSE BILL NO. 427—By Windle and Hines.

Senator Reed moved that the rules of the Senate be suspended and House Bill No. 427 be ordered printed and placed upon the calendar, which motion failed of adoption.

Thereafter, the President referred House Bill No. 427 to the Committee on Appropriations.

HOUSE BILL NO. 290—By Windle and Watson (Pittsburg).

Senator Andrews moved that the rules of the Senate be suspended and House Bill No. 290 be advanced to engrossment and third reading, which motion failed.

Thereafter, the President referred House Bill No. 290 to the Committee on Fees and Salaries.

HOUSE BILL NO. 318—By Manning, Hybarger and Jolly of the House, and Looney, Johnson (Caddo), and Stigler of the Senate, to Committee on Agriculture.

HOUSE BILL NO. 354—By Thomas of Tulsa, to Committee on Judiciary No. 1.

HOUSE JOINT RESOLUTION NO. 30—By Faulk, to Committee on Penal Institutions.

HOUSE JOINT RESOLUTION NO. 43—By Kight, Sullivan, McCombs, Thompson (Garvin), Leecraft.

Upon motion of Senator Anglin, the rules of the Senate were suspended and House Joint Resolution No. 43 was ordered printed and placed upon the calendar.

HOUSE BILL NO. 408—By Webster, to Committee on State and County Officers.

HOUSE BILL NO. 372—By Nash, to Committee on Insurance.

HOUSE BILL NO. 55—By Kight, to Committee on Public Service Corporations.

HOUSE BILL NO. 180—By Windle, to Committee on Penal Institutions.

HOUSE JOINT RESOLUTION NO. 41—By Stovall, Windle, Thompson of Pontotoc, Adair, Baldwin, Smith of Bryan, Hybarger, Watson of Kiowa, and Stone, to Committee on Penal Institutions.

Senator McCurley moved that the rules of the Senate be suspended and that House Joint Resolution No. 30, by Faulk, be withdrawn from the Committee on Penal institutions, printed and placed upon the calendar, which motion prevailed, upon a roll call as follows:

Ayes: Boyer, Darnell, Fidler, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Loofbourrow, Looney, McCurley, Nesbitt, Otjen, Pullen, Reed, Rice, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, Wheatley, Williamson. Total 26.

Nays: Andrews, Austin, Hill, Kimerer, Marshall, Rexroat, Shearer, VanDall. Total 8.

Not Voting: Anglin, Clark, Ferguson, Peck, Powers, Storms, Waldrep. Total 7.

Absent: 0.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The following Message from the Honorable House was received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 185, by Peck of the Senate and Pomeroy of the House, entitled:

An Act relating to the distribution of certain funds derived in Lincoln County, and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that same has been read for the fourth time, and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL.

Chief Clerk.

Enrolled Senate Bill No. 185 was referred to the Governor for consideration.

GENERAL ORDER

Senator Anglin, Chairman of the Appropriations Committee, called up for further consideration HOUSE BILL NO. 236, by Kight.

By unanimous consent, the sub-division, STATE UNIVERSITY, was adopted as read.

There being no amendments offered to the sub-divisions, AGRICULTURAL & MECHANICAL COLLEGE, Stillwater, and OKLAHOMA COLLEGE FOR WOMEN, Chickasha, the same were adopted as read.

CENTRAL STATE TEACHERS' COLLEGE, Edmond:

Senator Fidler submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 236, line 13, page 5, by striking the figures, "10,000.00, 15,-000.00," and inserting the figures, "5,000.00," for the first year.

FIDLER.

Senator Fidler submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 236, line 6, page 5, by striking the figures, "120,000.00—120,-000.00," and inserting the figures, "130,000.00—130 000.00."

FIDLER.

Upon motion of Senator Fidler, the sub-division, as amended, was adopted.

There being no amendments offered, the sub-division, SOUTHWESTERN STATE TEACHERS' COLLEGE, Weatherford, was declared adopted, as read.

SOUTHEASTERN STATE TEACHERS' COLLEGE, Durant:

Senator McCurley submited the following amendment, which was tabled, upon motion of Senator Anglin.

Mr. President: I move to amend House Bill No. 236, line 7, page 7, by striking the figures, "120 000.00—120,-000.00," and inserting the figures, "130,000.00—130,000.00."

McCURLEY.

President Pro Tempore Williamson presiding.

Senator Harper moved that House Bill No. 236, as amended, be advanced to engrossment and third reading, which motion was tabled, upon motion of Senator Gulager.

By unanimous consent, the sub-division was adopted, as read.

By unanimous consent, the sub-division, NORTHWESTERN STATE TEACHERS' COLLEGE, Alva, was adopted as read.

NORTHEASTERN STATE TEACHERS' COLLEGE, Tahlequah:

Senator Marshall submitted the following amendment, which was tabled, upon motion of Senator Anglin:

Mr. President: I move to amend House Bill No. 236, line 5, page 9, by inserting after the word, "salaries," the figures, "100,000.00—100,000.00," in lieu of the figures, "90,000.00—90,000.00."

MARSHALL.

By unanimous consent, the sub-division was adopted, as read.

By unanimous consent, the sub-division, EAST CENTRAL STATE TEACHERS' COLLEGE, was adopted as read.

COLORED AGRICULTURAL AND NORMAL UNIVERSITY, Langston:

Senator Austin submitted the following amendment, which was tabled upon motion of Senator Anglin:

Mr. President: I move to amend House Bill No. 236, line 14, page 11, by striking after the word, "equipment," the remainder of the line and inserting in lieu thereof the following:

"and Repairs 35,000.00—25,000.00."

AUSTIN.

By unanimous consent, the sub-division was adopted as read.

CAMERON SCHOOL OF AGRICULTURE, Lawton:

Senator Storms submitted the following amendment:

Mr. President: I move to amend House Bill No. 236, line 11, page 12, by striking all of said line.

STORMS.

Senator Boyer moved to table the Storms amendment.

Senator Storms raised a point of order against the Boyer motion, which was sustained by the Presiding Officer, that the motion followed a discussion.

Senator Kimerer moved to table the Storms amendment, which motion prevailed.

By unanimous consent, the sub-division was adopted, as read.

CONNORS' SCHOOL OF AGRICULTURE, Warner:

Senator Storms submitted the following amendment, which was tabled upon motion of Senator Stigler:

Mr. President: I move to amend House Bill No. 236, line 1, page 13, by striking said line.

STORMS.

By unanimous consent, the sub-divisions was adopted, as read.

MURRAY SCHOOL OF AGRICULTURE, Tishomingo:

Senator Storms submitted the following amendment, which was tabled, upon motion of Senator Simmons:

Mr. President: I move to amend House Bill No. 236, by striking line 10, page 13.

STORMS.

Senator Simmons submitted the following amendment, which was tabled upon motion of Senator Storms:

Mr. President: I move to amend House Bill No. 236, line 6, page 13, by striking the figures, "30,000.00—30,000.00," and inserting the figures, "35,000.00—35,000.00."

SIMMONS.

Senator Simmons submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 236, line 7, page 13, by striking the figures, "10,000.00—10,000.00," and inserting the figures, "15,000.00—15,000.00."

SIMMONS.

By unanimous consent, the sub-division was adopted as read.

PANHANDLE AGRICULTURAL SCHOOL, Goodwell:

Senator Austin submitted the following amendment, which was tabled upon motion of Senator Loofbourrow:

Mr. President: I move to amend House Bill No. 236, by striking line 17, page 13.

AUSTIN.

By unanimous consent, the sub-division was adopted, as read.

OKLAHOMA MILITARY ACADEMY, Caremore:

Senator Graham submitted the following amendment, which was tabled upon motion of Senator Storms:

Mr. President: I move to amend House Bill No. 236, page 14, by adding after line 14, the words, "a barracks building 140,000.00."

GRAHAM.

By unanimous consent, the sub-division was adopted, as read.

NORTHEASTERN OKLAHOMA JUNIOR COLLEGE, Miami.

Senator Storms submitted the following amendment, which was tabled upon motion of Senator Wheatley:

Mr. President: I move to amend House Bill No. 236, lines 1 and 2, page 15, by striking all of said lines.

STORMS.

By unanimous consent, the sub-division was adopted, as read.

EASTERN OKLAHOMA COLLEGE, Wilburton.

Senator Storms submitted the following amendment, which was tabled upon motion of Senator Looney:

Mr. President: I move to amend House Bill No. 236, by striking line 11, page 15.

STORMS.

By unanimous consent, the sub-division was adopted, as read.

There being no amendments offered, the following sub-divisions were adopted as read:

OKLAHOMA SCHOOL FOR THE BLIND,
Muskogee.

OKLAHOMA SCHOOL FOR THE DEAF,
Sulphur.

UNIVERSITY PREPARATORY SCHOOL,
Tonkawa.

WHITAKER STATE ORPHANS' HOME,
Pryor.

WEST OKLAHOMA ORPHANS' HOME, Helena.

DEAF, BLIND AND ORPHANS' INSTITUTE FOR NEGRO CHILDREN, Taft.

Senator Austin moved that the sub-divisions, beginning on line 17 page 18, up to and including line 1, page 25, be adopted.

Senator McCurley moved to table the Austin motion, which failed of adoption.

Senator Darnell moved to amend the Austin motion by striking the words and figures, "line 1, page 25," inserting the words and figures, "line 4, page 24," which motion was tabled, upon motion of Senator Harper.

By unanimous consent, Senator Austin withdrew his motion.

There being no amendments offered, the following sub-divisions were adopted, as read:

CONFEDERATE HOME, Ardmore.

UNION SOLDIERS' HOME, Oklahoma City.

OKLAHOMA INSTITUTE FOR FEEBLE MINDED, Enid.

CENTRAL STATE HOSPITAL, Norman.

Senator Wheatley submitted the following amendment:

Mr. President: I move to amend House Bill No. 236, line 8, page 20, by adding after the figures, "175,000.00," the figures, "150,000.00."

WHEATLEY.

Senator Austin moved to table the Wheatley amendment, which motion failed of adoption.

Upon motion of Senator Rexroat, the Senate recessed to meet at 1:30 p. m.

AFTERNOON SESSION

The Senate re-assembled at 1:30 p. m., with its President presiding.

By unanimous consent, the following order of business was had:

Upon motion of Senator VanDall, House Bill No. 471, by Fraley, was advanced to engrossment and third reading.

Senator VanDall moved that the rules of the Senate be suspended and House Bill No. 471 be considered engrossed and placed upon third reading and final passage, which motion prevailed.

HOUSE BILL NO. 471 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Looney, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 34.

Nays: 0.

Not voting: Ferguson, Kimerer, Loofbourrow, Marshall, Reed, Simmons, Stewart. Total 7.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Looney, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 34.

Nays: 0.

Not voting: Ferguson, Kimerer, Loofbourrow, Marshall, Reed, Simmons, Stewart. Total 7.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 471 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 446 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Looney, McCurley, Nesbit, Otjen, Peck, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 34.

Nays: 0.

Not voting: Ferguson, Kimerer, Loofbourrow, Marshall, Reed, Simmons, Stewart. Total 7.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Looney, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 34.

Nays: 0.

Not voting: Ferguson, Kimerer, Loofbourrow, Marshall, Reed, Simmons, Stewart. Total 7.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 446 and ordered the same transmitted to the Honorable House.

Upon motion of Senator Gulager, Senate Bill No. 314 by Gulager was advanced to engrossment and third reading.

Upon motion of Senator Gulager, the rules of the Senate were suspended, and Senate Bill No. 314 was considered engrossed and placed upon third reading and final passage.

SENATE BILL NO. 314 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Looney, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 34.

Nays: 0.

Not voting: Ferguson, Kimerer, Loofbourrow, Marshall, Reed, Simmons, Stewart. Total 7.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Looney, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 34.

Nays: 0.

Not voting: Ferguson, Kimerer, Loofbourrow, Marshall, Reed, Simmons, Stewart. Total 7.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 314 was referred for engrossment.

HOUSE BILL NO. 470 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Looney, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 34.

Nays: 0.

Not voting: Ferguson, Kimerer, Loofbourrow, Marshall, Reed, Simmons, Stewart. Total 7.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Looney, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 34.

Nays: 0.

Not voting: Ferguson, Kimerer, Loofbourrow, Marshall, Reed, Simmons, Stewart. Total 7.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 470 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 379 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Looney, Nesbitt, Otjen,

Peck, Powers, Rexroat, Rice, Shearer, Shepherd, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 31.

Nays: McCurley, Pullen, Smith. Total 3.

Not voting: Ferguson, Kimerer, Loofbourrow, Marshall, Reed, Simmons, Stewart. Total 7.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 379 and ordered the same transmitted to the Honorable House.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 314 correctly engrossed.

BOYER, Chairman.

The President, in open session, signed Engrossed Senate Bill No. 314 and ordered the same transmitted to the Honorable House for consideration.

President Pro Tempore Williamson presiding.

HOUSE BILL NO. 236 was considered further.

Senator Anglin moved to table the Wheatley amendment, to line 8, page 20, submitted before recess, which motion prevailed.

There being no further amendments offered, the sub-division CENTRAL STATE HOSPITAL, Norman, was declared adopted, as read.

There being no amendments offered, the following sub-divisions were adopted, as read:

UNIVERSITY HOSPITAL, Oklahoma City.

WESTERN OKLAHOMA HOSPITAL, Supply.

EASTERN OKLAHOMA HOSPITAL, Vinita:

Senator Wheatley submitted the following amendment, which failed of adoption:

Mr. President: I move to amend House Bill No. 236, line 4, page 22, by adding after the figures, "150,000.00," the figures, "100,000.00."

WHEATLEY.

No other amendments being offered, the sub-division was declared adopted as read.

OKLAHOMA SOLDIERS' TUBERCULAR SANITORIUM, Sulphur:

Senator Waldrep submitted the following amendment, which failed of adoption:

Mr. President: I move to amend House Bill No. 236, by striking line 18, page 22, all of page 23 and lines 1, 2 and 3, page 24.

WALDREP.

No other amendments being offered, the sub-division was declared adopted, as read.

WEST OKLAHOMA TUBERCULAR SANITORIUM, Clinton:

Senator Thomas submitted the following amendment, which was tabled, upon motion of Senator Anglin:

Mr. President: I move to amend House Bill No. 236, line 6, page 24, by striking after the word, "Salaries," the balance of said line and inserting in lieu thereof the figures, "30,000.00—35,000.00."

THOMAS.

Senator Thomas submitted the following amendment, which failed of adoption:

Mr. President: I move to amend House Bill No. 236, line 8, page 24, by adding the following:

"Ward Building and Equipment 90,000.00."

THOMAS.

No further amendments being offered, the sub-division was declared adopted, as read.

There being no amendments offered, the following sub-divisions were adopted, as read:

EAST OKLAHOMA TUBERCULAR SANITORIUM, Talihina.

STATE REFORMATORY, Granite.

STATE TRAINING SCHOOL FOR NEGRO BOYS, Boley.

STATE TRAINING SCHOOL FOR NEGRO GIRLS, Taft.

STATE TRAINING SCHOOL FOR WHITE BOYS, Pauls Valley.

STATE INDUSTRIAL SCHOOL FOR WHITE GIRLS, Tecumseh.

STATE PENITENTIARY, McAlester.

PETROLEUM EXPERIMENT STATION, Bartlesville.

Upon motion of Senator Anglin, House Bill No. 236, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Anglin, the rules of the Senate were suspended and House Bill No. 236 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 236 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 40.

Nays: 0.

Not voting: Ferguson. Total 1.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 236 was referred for engrossment.

Senator Rice moved that the rules of the Senate be suspended and HOUSE BILL NO. 62, by McArthur, Smith (Blaine), et al, be taken up for consideration, which motion prevailed upon a roll call as follows:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Fidler, Graham, Johnson (Creek), Kimerer, Looney, McCurley, Peck, Reed, Rexroat, Rice, Shearer, Simmons, Smith, Stewart, Stigler, Storms, Waldrep, Wheatley, Williamson. Total 24.

Nays: Clark, Ferguson, Goodall, Gulager, Hill, Marshall, Otjen, Powers, Shepherd, Terwilleger, Thomas, VanDall. Total 12.

Not voting: Gray, Harper, Loofbourrow, Nesbitt, Pullen. Total 5.

Excused: Culp, George. Total 2.

Resigned: Total 1.

Senator Austin presiding.

Sections 1, 2 and 3, of House Bill No. 62 were read at length.

Senator Otjen submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 62 by incorporating and substituting therefor Senate Bill No. 2, by Rice.

OTJEN.

Sections 1 to 14, inclusive, were read and adopted, upon motions of Senator Rice.

Upon motion of Senator Rice, House Bill No. 62, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Rice, the rules of the Senate were suspended and House Bill No. 62 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 62 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Ottjen, Powers, Pullen, Rexroat, Rice, Shearer, Simmons, Smith, Stewart, Stigler, Terwilleger, VanDall, Waldrep, Wheatley. Total 33.

Nays: 0.

Not voting: Johnson (Creek), McCurley, Peck, Reed, Shepherd, Storms, Thomas, Williamson. Total 8.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Ottjen, Powers, Pullen, Rexroat, Rice, Shearer, Simmons, Smith, Stewart, Stigler, Terwilleger, VanDall, Waldrep, Wheatley. Total 33.

Nays: 0.

Not voting: Johnson (Creek), McCurley, Peck, Reed, Shepherd, Storms, Thomas, Williamson. Total 8.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 62 was referred for engrossment.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report House Bill No. 236 correctly engrossed.

BOYER, Chairman.

The Presiding Officer, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 236 and ordered the same returned to the Honorable House for consideration.

HOUSE BILL NO. 398 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 40.

Nays: 0.

Not voting: Ferguson. Total 1.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 40.

Nays: 0.

Not voting: Ferguson. Total 1.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of House Bill No. 398 and ordered the same transmitted to the Honorable House.

By unanimous consent, HOUSE BILL NO. 289, by Campbell, et al, of the House, and Otjen, of the Senate was taken up for consideration.

Section 1 was read.

Senator Otjen submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 289, line 1, page 2, by striking after the words, "District No.," the figure, "7," and substituting therefor the figure, "1.".

OTJEN.

Upon motion of Senator Otjen, Section 1, as amended, was adopted.

Upon motion of Senator Otjen, House Bill No. 289, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Otjen, the rules of the Senate were suspended and House Bill No. 289 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 289 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Pullen, Rexroat, Rice, Shearer, Simmons, Smith, Stewart, Stigler, Terwilleger, VanDall, Waldrep, Wheatley. Total 33.

Nays: 0.

Not voting: Johnson (Creek) McCurley, Peck, Reed, Shepherd, Storms, Thomas, Williamson. Total 8.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 289 was referred for engrossment.

Senator Anglin called up for consideration, HOUSE BILL NO. 241, by Daniel, Stovall, et al.

Section 1 was read and adopted, upon motion of Senator Anglin.

Section 2 was read.

Senator VanDall moved that further consideration of House Bill No. 241 be indefinitely postponed, which motion failed of adoption, upon a roll call as follows:

Ayes: Ferguson, Graham, Gulager, Hill, Johnson (Creek), Kimerer, Peck, Simmons, Terwilleger, VanDall, Waldrep, Wheatley. Total 12.

Nays: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, Goodall, Gray, Harper, Looney, Marshall, McCurley, Nesbitt Powers, Pullen, Reed, Rex oat, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Thomas, Williamson. Total 26.

Not voting: Loofbourrow, Otjen, Rice. Total 3.

Excused: Culp, George. Total 2.

Resigned: Total 1.

Senator Fidler submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 241, line 12, page 2, by adding, "No district shall receive aid for a school, employing two or more teachers for one school, where the average daily attendance in said school does not exceed 25 pupils."

FIDLER.

Upon motion of Senator Fidler, Section 2, as amended, was adopted.

Section 3 was read.

Senator Wheatley submitted the following amendment, which was tabled upon motion of Senator Pullen:

Mr. President: I move to amend House Bill No. 241, line 11, pages 4 and 5, by striking after the word, "school," all the remainder of line 11, and lines 12, 13, 14, 15, 16, 17, and 18, page 4, and lines 1, 2, 3 and 4, page 5 and by substituting in lieu thereof the following, "Provided that the terms of this act shall not apply to any union graded, consolidated or high schools."

WHEATLEY.

Senator Ferguson submitted the following amendment:

Mr. President: I move to amend House Bill No. 241, line 12, page 8, by inserting after the word, "pupil," the following: "No school employing more than one teacher shall participate in this fund, where the average daily attendance is less than 25 pupils for each teacher."

FERGUSON.

President Pro Tempore Williamson presiding.

Senator Storms moved to table the Ferguson amendment, which motion prevailed upon a roll call as follows:

Ayes: Andrews, Anglin, Austin, Boyer, Goodall, Graham, Gulager, Harper, Looney, McCurley, Nesbitt, Pullen, Reed, Rice, Shepherd, Smith, Stewart, Stigler, Storms, Thomas, Waldrep, Williamson. Total 22.

Nays: Clark, Darnell, Ferguson, Fidler, Hill, Johnson (Creek), Kimerer, Marshall, Otjen, Peck, Powers, Rexroat, Shearer, Tewilleger, Wheatley. Total 15.

Not voting. Gray, Loofbourrow, Simmons, VanDall. Total 4.

Excused: Culp, George. Total 2.

Resigned: Total 1.

Senator Wheatley submitted the following amendment, which was tabled upon motion of Senator Reed:

Mr. President: I move to amend House Bill No. 241, line 4, page 5, by adding after the word, "fifty-." the following: "Provided the provisions of this act shall not apply to any school district maintaining a high school."

WHEATLEY.

Senator Wheatley submitted the following amendment, which was tabled upon motion of Senator Austin:

Mr. President: I move to amend House Bill No. 241, line 4, page 5, by adding after the word, "fifty," the following: "Provided the provisions of this act shall not apply to any schools in cities of the first class in this State."

WHEATLEY.

Senator Ferguson submitted the following amendment:

Mr. President: I move to amend House Bill No. 241, line 12, page 8, by inserting after the word, "provided," the words, "no school in a city whose population is more than 3000, according to the last federal decennial census shall participate in this fund."

FERGUSON.

Senator Waldrep moved to table the Ferguson amendment, which failed of adoption.

Senator Wheatley moved that the Senate recess to meet at 7:00 o'clock p. m., the Sargeant-at-arms to be instructed to have all absent Senators present at that time.

Senator Smith, as a substitute, moved that the Senate adjourn to meet at 9:00 o'clock, Saturday a. m.

Senator Stigler moved, in lieu of all pending motions, that the Senate work until 7:00 p. m., and adjourn at that hour to meet at 9:00 o'clock, a. m., Saturday, March 19th, which motion prevailed.

Vice President Pro Tempore Stigler presiding.

The vote recurring on the Ferguson amendment, to line 12, page 8, upon a roll call as follows, the amendment failed of adoption:

Ayes: Clark, Darnell, Ferguson, Fidler, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Otjen, Powers, Rexroat, Shearer, Simmons, Terwilleger, Wheatley. Total 16.

Nays. Andrews, Anglin, Austin, Boyer, Goodall, Harper, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Reed, Rice, Smith, Stewart, Stigler, Storms, Thomas, Waldrep, Williamson. Total 20.

Not voting: Graham, Peck, Pullen, Shepherd, VanDall. Total 5.

Excused: Culp, George. Total 2.

Resigned: Total 1.

Senator Fidler submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 241, line 4, page 5, by adding, "No school in a city of the first class, employing more than two supervisors, shall be entitled to aid under the provisions of this act."

FIDLER.

Senator Smith moved to reconsider the vote by which the Fidler amendment was adopted, which motion was tabled, upon motion of Senator Anglin.

Senator Smith submitted the following amendment, which was tabled upon motion of Senator Harper:

Mr. President: I move to amend House Bill No. 241, line 12, page 8, by inserting after the words, "per pupil," and before the word, "provided," the following, "provided that no school district shall receive, in any fiscal year, a total of more than Two Thousand ($2000.00) Dollars."

SMITH.

Senator Ferguson submitted the following amendment, which was tabled upon motion of Senator Storms:

Mr. President: I move to amend House Bill No. 241, line 12, page 8, by inserting after the word, "pupil," the following, "No district which pays its grade teachers more than an average salary of $125.00 per month, shall participate in this fund."

FERGUSON.

Senator Gulager submitted the following amendment, which failed of adoption:

Mr. President: I move to amend House Bill No. 241, line 9, page 6, by striking lines 9, 10, 11 and to the word, "the," in line 12.

GULAGER.

Senator Ferguson submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 241, line 12, page 8, by inserting after the word, "pupils," the following, "No district that pays an athletic instructor or coach more than $125.00 per month shall participate in this fund."

FERGUSON.

By unanimous consent, further consideration of House Bill No. 241 was deferred for this legislative day.

Senator Boyer submitted the following Commitee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bills Nos. 326 and 327 correctly engrossed.

BOYER, Chairman.

SENATE BILL NO. 326 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Pullen, Rexroat, Rice, Shearer, Simmons, Smith, Stewart, Stigler, Terwilleger, VanDall, Waldrep, Wheatley. Total 34.

Nays: 0.

Not voting: McCurley, Peck, Reed, Shepherd, Stearns Thomas, Williamson. Total 7.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Pullen, Rexroat, Rice, Shearer, Simmons, Smith, Stewart, Stigler, Terwilleger, VanDall, Waldrep, Wheatley. Total 34.

Nays: 0.

Not voting: McCurley, Peck, Reed, Shepherd, Stoms, Thomas, Williamson. Total 7.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Vice President Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 326 and ordered the same transmitted to the Honorable House.

SENATE BILL NO. 327 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray,

Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Pullen, Rexroat, Rice, Shearer, Simmons, Smith, Stewart, Stigler, Terwilleger, VanDall, Waldrep, Wheatley. Total 34.

Nays: 0.

Not voting: McCurley, Peck, Reed, Shepherd, Simms Thomas, Williamson. Total 7.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Pullen, Rexroat, Rice, Shearer, Simmons, Smith, Stewart, Stigler, Terwilleger, VanDall, Waldrep, Wheatley. Total 34.

Nays: 0.

Not voting: McCurley, Peck, Reed, Shepherd, Simms Thomas, Williamson. Total 7.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Vice Pesident Pro Tempore, in open session, signed the engrossed copy of Senate Bill No. 327 and ordered the same transmitted to the Honorable House.

Upon motion of Senator Anglin, HOUSE BILL NO. 387, by Ebey, Leecraft, et al, was advanced to engrossment and third reading.

Upon motion of Senator Anglin, the rules of the Senate were suspended and House Bill No. 387 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 387 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not voting: Graham, McCurley, Otjen, Peck, VanDall. Total 5.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The Vice Pesident Pro Tempore, in open session. signed the engrossed copy of House Bill No. 387 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 118 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 35.

Nays: 0.

Not voting: Graham, McCurley, Otjen, Peck, Pullen, VanDall. Total 6.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 35.

Nays: 0.

Not voting: Graham, McCurley, Otjen, Peck, Pullen, VanDall. Total 6.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Vice President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 118 and ordered the same transmitted to the Honorable House.

By unanimous consent, the following Committee Reports were submitted, the bills ordered printed and placed upon the calendar:

Mr. President: We, your Committee on Education to whom was referred HOUSE BILL NO. 72, by Faulk, entitled:

An Act relating to the minimum number of regular scholastic attendance before school boards can employ extra teachers; making a violation of this act a misdemeanor; fixing a penalty therefor,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STORMS, Chairman.

Mr. President: We, your Committee on Judiciary No. 1 to whom was referred HOUSE BILL NO. 354, by Thomas of Tulsa, entitled:

An Act providing a lien upon the estates of insolvent corporations for labor and other services performed by employees and providing procedure for foreclosure of such lien,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STIGLER, Chairman.

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you, and through you the Honorable Senate, that the request for a conference has been granted on

ENGROSSED SENATE BILL NO. 43, by Johnson of Creek, of the Senate, and Reece and McLaury of the House, entitled:

An Act appropriating the sum of $31,207.94 for the support and maintenance of the A. & M. College of the State of Oklahoma for the remainder of the fiscal year ending June 30, 1927, and declaring an emergency;

and has appointed as its Confe.ees:

Messrs. Reece,
Kight,
Davis (Oklahoma).

Respectfully,

BERT McDONEL,
Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you and through you the honorable Senate, that the House refuses to recede from its amendments to:

ENGROSSED SENATE BILL NO. 87, by Johnson of Caddo, Austin, Johnson of Creek, Storms, Goodall, Thomas, Stigler, Otjen and Hill, entiled:

An Act providing that all bonds, including funding and refunding bonds issued by municipalities shall be made to nature in annual installments beginning not less than three years nor more than five years from their date; prescribing certain regulations as to the amounts and denominations thereof; regulating the sale of bonds and requiring all bond issues aggregating $5,000.00 or more to be sold at an advertised sale to the bid-

ders who will pay par and accrued interest for the lowest interest rate bond, etc.:

and requests a conference thereon.

The Speaker has appointed as Conferees the following House Members:

Sewell,
Briggs,
Cardwell.

Respectfully,

BERT McDONEL,

Chief Clerk.

Upon motion of Senator Austin, the request of the Honorable House for a conference on Senate Bill No. 87 was granted and the Vice President Pro Tempore appointed as Senate conferees, Senators Austin, Goodall and Otjen.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 270, by Shepherd, entitled:

An Act fixing the salaries of the deputies in the office of the County Assessor and County Treasurer of Dewey County, Oklahoma, and declaring an emeregency;

and to inform you, and through you the Honorable Senate that same has been passed by the House of Repre-

sentatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bill No. 270 was referred for enrollment.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 159, by Austin, entitled:

An Act amending Section 3072, C. O. S. 1921, relating to terms of District Courts in the State of Oklahoma, repealing all laws in conflict therewith and declaring an emergency;

ENGROSSED SENATE BILL NO. 186, by Rice, entitled:

An Act authorizing County Fair Associations in all Counties in this State having a population of not less than 22,150 or not more than 22,400, according to the 1920 or succeeding Federal Census, to purchase fair grounds or buildings belonging to cities or towns, or the fair associations thereof, and to construct other buildings thereon; authorizing the County Excise Boards of such Counties when such property is purchased or built to make an annual special levy,

in addition to the levy provided by Section 8, Chapter 38, Oklahoma Session Laws, 1925, of not to exceed one-eighth mill upon all taxable property in said county to carry out the provisions thereof, said levy not to be a part of the current expense of said County, but in addition thereto, and declaring an emergency;

ENGROSSED SENATE BILL NO. 239, by Waldrep, entitled:

An Act fixing the number of deputies in the office of the County Clerk, County Treasurer in Pottawatomie County, State of Oklahoma, fixing the salary of each deputy; repealing all acts in conflict herewith, and declaring an emergency;

ENGROSSED SENATE BILL NO. 240, by Waldrep, entitled:

An Act amending Section 6331, of the 1921 C. O. S., relating to the office of County Attorney of Pottawatomie County, State of Oklahoma, repealing all acts and parts of acts in conflict herewith, and declaring an emergency;

ENGROSSED SENATE BILL NO. 256, by Ferguson of the Senate and Webber of the House, entitled:

An Act fixing the number of Deputy County Clerks and limiting their salaries of all Counties of the State of Oklahoma having a population of not less than 19,260 and not more than 19,270, according to the last preceding Federal Decennial Census, repealing all acts or parts of acts in conflict herewith, and declaring an emergency;

and to inform you, and through you the Honorable Senate, that same have been passed by the House of Representatives and signed by the Speaker in open Session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bills Nos. 159, 186, 239, 240 and 256 were referred for enrollment.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 283, by Anglin, entitled:

An Act authorizing the County Excise Board of Hughes County, Oklahoma, to make a special tax levy sufficient to pay an appropriation of $16,000.00 for improvements to the fair grounds adjacent to the City of Holdenville, Oklahoma, and declaring an emergency;

ENGROSSED SENATE BILL NO. 287, by Gray of the Senate and Hybarger and Manning of the House, entitled:

An Act fixing the salary of the County Attorney and Assistant County Attorney and providing for the appointement of a stenographer for the County Attorney and fixing the salary of stenographer in Grady County, Oklahoma, and declaring an emergency;

ENGROSSED SENATE BILL NO. 293, by Reed of the Senate and Carmichael of the House, entitled:

An Act authorizing the Board of County Commissioners of Beckham County, Oklahoma, to use the funds derived from the excise tax on gasoline as provided by the Session Laws, 1925, or any subsequent act providing for an excise tax on gasoline, and the funds derived from the automobile license for the purpose of retiring serial bonds which may be hereinafter issued by said County for the purpose of hard surfacing roads, and declaring an emergency;

ENGROSSED SENATE BILL NO. 317, by Boyer, entitled:

An Act authorizing the County Commissioners of any County in this State, which County has a population of not less than 16,300 nor more than 16,800, according to the Federal Census of 1920, or according to any succeeding Federal Census, to waive the penalty prescribed on delinquent ad valorem taxes, and declaring an emergency;

ENGROSSED SENATE JOINT RESOLUTION NO. 13, by Andrews, entitled:

A Resolution providing for a Board to revise and codify the Statutes of Oklahoma relating to Coal and Metal Mining and fixing their qualifications and compensation, making an appropriation therefor, and declaring an emergency;

and to inform you, and through you the Honorable Sen-

ate, that same have been passed by the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Joint Resolution No. 13, Engrossed Senate Bills Nos. 283, 287, 293 and 317 were all referred for enrollment.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE JOINT RESOLUTION NO. 33, by Gulager, entitled:

A Joint Resolution making an appropriation to pay Muskogee County certain amounts of highway construction fund and common school fund, and declaring an emergency;

ENGROSSED SENATE JOINT RESOLUTION NO. 34, by McCurley of the Senate, and Leecraft and Smith of the House, entitled:

A Joint Resolution making an appropriation to pay Bryan County certain amounts of highway construction fund and common school fund, and declaring an emergency;

ENGROSSED SENATE JOINT RESOLUTION NO. 35, by Stewart, Harper and Simmons, entitled:

A Resolution providing for assumption by State Election Board of obligations incurred in holding special elections in certain Senatorial Districts of the State for which no funds are available in the Counties comprising such districts, and declaring an emergency;

ENGROSSED SENATE JOINT RESOLUTION NO. 38, by Stewart of the Senate and Cochran and Dyer of the House, entitled:

A Resolution authorizing and empowering the Board of County Commissioners of McCurtain County, Oklahoma, to include in their estimate of expenses for said County for the year ending June 30th, 1928, the sum of $628.46, to pay Ben Miller for coal furnished said County for the purpose of heating the Court House and jail and for electric light current for lighting same during the months from February 1st to June 30th, 1923, after the estimate for current expenses had been exhausted for said year, or so much thereof as said Commissioners may find to be correct, together with interest thereon at the rate of six per cent per annum, and authorizing the Excise Board of McCurtain County, Oklahoma, to make a levy to pay said amount found by the said County Commissioners to be correct, in said year ending June 30th, 1928, and declaring an emergency;

and to inform you, and through you the Honorable Senate, that same have been passed by the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Joint Resolutions Nos. 33, 34, 35 and 38 were referred for enrollment.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE JOINT RESOLUTION NO. 42, by Harper of the Senate and Briggs of the House, entitled:

A Joint Resolution authorizing and directing the Board of Regents and Faculty of the State University of the State of Oklahoma to preserve the standing of graduates of the Oklahoma School of Mines and Metallurgy;

ENGROSSED SENATE JOINT RESOLUTION NO. 48, by Boyer, entitled:

A Resolution authorizing the County Treasurer of Comanche County, Oklahoma, to strike from the tax rolls all taxes assessed prior to 1912 against lots in the Towns of Hulen, Ahpeatone, Devol, Randlett, Temple and Walters, Cotton County, Oklahoma, and declaring an emergency;

and to inform you, and through you the Honorable Senate, that same have been passed by the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Joint Resolutions Nos. 42 and 48 were referred for enrollment.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 169, by Singletary, Leecraft, Graham, Windle, Billups, Chappell, Laskey, Davis, Campbell, and Reeves of the House, and Fidler and Hill of the Senate, entitled:

An Act repealing Sections 8824, 8825, 8826, 8829, 8831 and 8832, C. O. S., 1921, and repealing Chapter 103, Oklahoma Session Laws, 1923; defining and regulating the practice of Optometry; prescribing certain acts and omissions as a misdemeanor and fixing the penalty therefor; creating a board of examiners in Optometry and prescribing their powers, duties, dispositions of fees collected, remuneration and payment for expenses; repealing all acts or parts of acts in conflict herewith and declaring an emergency;

ENROLLED HOUSE BILL NO. 285, by Chappell and Bell, entitled:

An Act relating to Judicial District No. 12, creating a new judgeship therein, repealing all acts and parts of acts in conflict therewith and declaring an emergency;

ENROLLED HOUSE BILL NO. 397, by Smith of Bryan, entitled:

An Act forming School District No. 73, Bryan County, Oklahoma, declaring the boundaries thereof, and making all provisions of existing laws relating to schools and school districts applicable thereto and declaring an emergency;

ENROLLED HOUSE BILL NO. 367, by Trent (as corrected), entitled:

An Act fixing the salaries of the first deputies of the county clerk and the county treasurer of Roger Mills County, repealing all acts or parts of acts in conflict herewith, and declaring an emergency;

ENROLLED HOUSE JOINT RESOLUTION NO. 16, by Faulk of the House and McCurley of the Senate, entitled:

A Resolution authorizing an extension of time of payment of the first half of the 1926 ad valorem taxes until September 1st, 1927, and providing that the last half of the 1926 ad valorem taxes shall not become delinquent until the 15th day of October, 1927, in all counties having a population of not less than 14,674, and not more than 14,684, according to the last federal decennial census; relieving the taxpayer of all penalty of such taxes, and declaring an emergency,

and to inform you, and through you, the Honorable Senate, that same have been read for the fourth time in the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled House Joint Resolution No. 16, Enrolled House Bills Nos. 169, 285, 367 and 397 were each read for the fourth time, signed by the Vice President Pro Tempore and ordered returned to the Honorable House.

The following Messages from the Governor were received and read:

March 18, 1927.

To the Honorable Senate and
House of Representatives,
of the Eleventh Legislature,
BUILDING.

Gentlemen:

I have the honor to report to you that I have received and on March 17th signed the following bills and transmitted same to the Secretary of State:

ENROLLED HOUSE BILL NO. 389, entitled:

"An Act providing, in addition to salaries now fixed by law, certain compensation for the Board of County Commissioners of Washita County, Oklahoma, for the inspection of county road and bridge work."

ENROLLED HOUSE BILL NO. 365, entitled:

"An Act amending Section 1, Chapter 51, Session Laws of Oklahoma, 1923, as amended in Section 1, Chapter 183, Session Laws of Oklahoma, 1925, relating to the Court of Common Pleas in all Counties in the State of Oklahoma, having a city therein of more than seventy-two thousand (72,000) and less than ninety thousand

population, according to the last preceding Decennial Federal Census, and having a Court of Common Pleas therein, and declaring an emergency."

ENROLLED SENATE BILL NO. 269, entitled:

"An Act amending Chapter 134, Session Laws of Oklahoma, 1923 relating to terms of Superior Court of Creek County, Oklahoma, providing that said Court shall be held at Bristow and Drumright, transferring the cases now pending in the Superior Court at Sapulpa, and declaring an emergency."

The following bills were signed on March 18th:

ENROLLED SENATE BILL NO. 185, entitled:

"An Act relating to the distribution of certain funds derived in Lincoln County, and declaring an emergency."

ENROLLED HOUSE BILL NO. 300, entitled:

"An Act authorizing the County Treasurer of Coal County, Oklahoma, to place all penalties hereinafter collected by him from delinquent taxes into a special fund in the County Treasury and authorizing said Treasurer to pay and retire County warrants heretofore purchased by the sinking fund of said County, and repealing all acts and parts of acts in conflict herewith."

ENROLLED HOUSE BILL NO. 332, entitled:

"An Act validating contracts entered into by the Board of Education for union graded

school district No. 1, at Uncas, Oklahoma, with the Foster Lumber Company, of Kildare, Oklahoma, a corporation, Elmer Dougherty and C. O. Spurlock, and declaring an emergency."

Yours very truly,

HENRY S. JOHNSTON,

Governor.

March 18, 1927.

To the Honorable Senate and
House of Representatives,
of the Eleventh Legislature,

BUILDING.

I have one matter especially in my mind that is giving me considerable concern. I requested you a few days ago to advise me as to each local bill, whether or not same has been properly advertised and up to now am still acting on the assumption that this has been done.

I hope you will advise your clerical force to prepare this information and send same to me with each bill.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

March 18, 1927.

To the Honorable Senate and
House of Representatives,

BUILDING.

I have on my desk for Executive action, House Bill 272, entitled:

"An Act authorizing and empowering the County Commissioners of Noble County, Oklahoma, to make a special levy for the purpose of erecting buildings for the free fair association upon real estate to be furnished by the Chamber of Commerce of the City of Perry, in said County, and used for exhibit grounds for free county fair, and declaring an emergency."

On page 2, line 2, there is a mistake in the use of the word, "effect", which means to accomplish, and the proper word should be, "affect," meaning to influence or to govern.

I also note that the certificate of Speaker Stovall says the bill passed the House on the 15th of March. The certificate of the Acting President Pro Tem states that the bill passed the Senate on the 15th of March. As Section 34 of Article 5 of the Constitution says, "Every bill shall be read on three different days in each House * * * "I am impressed with the idea that this bill would have been in the hands of the House until its final passage, and that it thereafter became the property of the Senate and must be read three days in the Senate.

It is therefore not perfectly clear to me how a bill should have passed both houses on the same date, because passage means enactment into law.

Have the bill called back and the certificate corrected as it tends to look void on its face.

Respectfully submitted,

HENRY S. JOHNSTON,

Governor.

Senator Gray asked unanimous consent, which was granted, to advance SENATE JOINT RESOLUTION NO. 31, by Gray, to engrossment and third reading.

Upon motion of Senator Darnell, the Senate adjourned to meet at 9:00 o'clock, a. m., Saturday, March 19th.

SIXTY-FOURTH LEGISLATIVE DAY

Saturday, March 19, 1927.

The Senate, pursuant to adjournment, met at 9:00 o'clock, a. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek) Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 41.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

By unanimous consent, the Senate recessed to meet at 9:30 a. m.

At 9:30 a. m., the Senate re-assembled and was called to order by the President.

COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Insurance to whom was referred HOUSE BILL NO. 372, by Nash, entitled:

> An Act amending Section 6665, Compiled Oklahoma Statutes, 1921, defining contracts of insurance, and declaring an emergency,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

PECK, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred HOUSE BILL NO. 427, by Windle and Hines, entitled:

> An Act amending Sections 1 and 2, Chapter 108, Oklahoma Session Laws 1923-1924, relating to a tannery at the Oklahoma State Reformatory, Granite, Oklahoma; authorizing the establishment of a harness and shoe factory in connection with said tannery; providing an appropriation therefor, creating a revolving fund for such tannery and harness and shoe factory,

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Upon motion of Senator Reed, the rules of the Senate were suspended and House Bill No. 427 was advanced to engrossment and third reading.

Upon motion of Senator Andrews, the rules of the Senate were suspended and HOUSE JOINT RESOLUTION NO. 30 was advanced to engrossment and third reading.

By unanimous consent, bills on third reading were considered.

HOUSE BILL NO. 432 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Stigler, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 32.

Nays: 0.

Not voting: Kimerer, Loofbourrow, Otjen, Pullen, Rice, Simmons, Stewart, Storms, VanDall. Total 9.

Resigned: 1.

Excused: Culp, George. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 432 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 433 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Stigler, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 32.

Nays: 0.

Not voting: Kimerer, Loofbourrow, Otjen, Pullen, Rice, Simmons, Stewart, Storms, VanDall. Total 9.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 433, and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 330 was read for the third time at length.

Senator Shepherd asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 330, line 6, page 2, by adding after the word, "each," and before the word, "actual," the word, "mile."

SHEPHERD.

Senator Goodall asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 330, by adding after the word "Ellis," and before the word "Harmon," in the engrossed bill, the word, "Adair."

GOODALL.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Culager, Harper, Hill, Johnson (Creek), Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Sigler, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 32.

Nays: 0.

Not voting: Kimerer, Loofbourrow, Otjen, Pullen, Rice, Simmons, Stewart, Storms, VanDall. Total 9.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Stigler, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 32.

Nays: 0.

Not voting: Kimerer, Loofbourrow, Otjen, Pullen, Rice, Simmons, Stewart, Storms, VanDall. Total 9.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 330 was referred for engrossment.

HOUSE BILL NO. 472 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Stigler, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 32.

Nays: 0.

Not voting: Kimerer, Loofbourrow, Otjen, Pullen, Rice, Simmons, Stewart, Storms, VanDall. Total 9.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Stigler, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 32.

Nays: 0.

Not voting: Kimerer, Loofbourrow, Otjen, Pullen, Rice, Simmons, Stewart, Storms, VanDall. Total 9.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 472 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 409 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Stigler, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 32.

Nays: 0.

Not voting: Kimerer, Loofbourrow, Otjen, Pullen, Rice, Simmons, Stewart, Storms, VanDall. Total 9.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Stigler, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 32.

Nays: 0.

Not voting: Kimerer, Loofbourrow, Otjen, Pullen, Rice, Simmons, Stewart, Storms, VanDall. Total 9.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 409 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 415 was read for the third time at length.

Senator Wheatley asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 415, by striking after the word, "than," and before the word,

"nor," the figures, "18,500," and substituting therefor the figures, "19,380," and by striking the figures, "19,800," and substituting therefor the figures, "19,395," and by amending the title thereof to conform thereto.

WHEATLEY.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Stigler, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 32.

Nays: 0.

Not voting: Kimerer, Loofbourrow, Otjen, Pullen, Rice, Simmons, Stewart, Storms, VanDall. Total 9.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Looney, Mar-

shall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Stigler, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 32.

Nays: 0.

Not voting: Kimerer, Loofbourrow, Otjen, Pullen, Rice, Simmons, Stewart, Storms, VanDall. Total 9.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 415 was referred for engrossment.

HOUSE BILL NO. 474 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Not voting: Otjen, Pullen, Rice, Simmons. Total 4.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimeler, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Not voting: Otjen, Pullen, Rice, Simmons. Total 4.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 474 and ordered the same transmitted to the Honorable House.

Senator Terwilleger moved that HOUSE BILL NO. 408, by Webster, be withdrawn from the Committee on State and County Affairs and placed upon the calendar, which motion prevailed.

Upon motion of Senator Terwilleger, House Bill No. 408, by Webster, was advanced to engrossment and third reading.

Senator Terwilleger moved that the rules of the Senate be suspended and House Bill No. 408 be considered engrossed and placed upon third reading and final passage, which motion prevailed.

HOUSE BILL NO. 408 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Not voting: Otjen, Pullen, Rice, Simmons. Total 4.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Not voting: Otjen, Pullen, Rice, Simmons. Total 4.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 408 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 407 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Not voting: Otjen, Pullen, Rice, Simmons. Total 4.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler. Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Not voting: Otjen, Pullen, Rice, Simmons. Total 4.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 407 and ordered the same transmitted to the Honorable House.

Upon motion of Senator Boyer, HOUSE BILL NO. 172, by Johnson (Comanche), and Reily, was advanced to engrossment and third reading.

Upon motion of Senator Boyer, the rules of the Senate were suspended and House Bill No. 172 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 172 was read for the third time at length.

Senator Waldrep asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 172, by adding as Section 3, the emergency clause.

WALDREP.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray,

Gulager, Harper, Hill, Johnson (Creek), Kimeler, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Not voting: Otjen, Pullen, Rice, Simmons. Total 4.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimeler, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Not voting: Otjen, Pullen, Rice, Simmons. Total 4.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The emergency having received the constitutional two thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 172 was referred for engrossment.

HOUSE BILL NO. 425 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimbler, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 37.

Nays: 0.

Not voting: Otjen, Pullen, Rice, Simmons. Total 4.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 425 and ordered the same transmited to the Honorable House.

HOUSE BILL NO. 438 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 38.

Nays: 0.

Not voting: Otjen, Pullen, Rice. Total 3.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Sim-

mons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson Total 38.

Nays: 0.

Not voting: Otjen, Pullen, Rice. Total 3.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 438 and ordered the same transmitted to the Honorable House.

Upon motion of Senator Waldrep, House Bill No. 317, by Reily and Cobb, was advanced to engrossment and third reading.

Upon motion of Senator Waldrep, the rules of the Senate were suspended and House Bill No. 317 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 317 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray,

Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 38.

Nays: 0.

Not voting: Otjen, Pullen, Rice. Total 3.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 317 and ordered the same transmitted to the Honorable House.

Upon motion of Senator Waldrep, House Bill No. 106, by Taylor and Pomeroy, was advanced to engrossment and third reading.

Upon motion of Senator Waldrep, the rules of the Senate were suspended and House Bill No. 106 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 106 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson Total 38.

Nays: 0.

Not voting: Otjen, Pullen, Rice. Total 3.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 106 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 416 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Sim-

mons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson Total 38.

Nays: 0.

Not voting: Otjen, Pullen, Rice. Total 3.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson Total 38.

Nays: 0.

Not voting: Otjen, Pullen, Rice. Total 3.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 416 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 423 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson Total 38.

Nays: 0.

Not Voting: Otjen, Pullen, Rice. Total 3.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson Total 38.

Nays: 0.

Not voting: Otjen, Pullen, Rice. Total 3.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 423 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 421 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson Total 38.

Nays: 0.

Not voting: Otjen, Pullen, Rice. Total 3.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson Total 38.

Nays: 0.

Not voting: Otjen, Pullen, Rice. Total 3.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 421 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 422 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson Total 38.

Nays: 0.

Not voting: Otjen, Pullen, Rice. Total 3.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson, Total 38.

Nays: 0.

Not voting: Otjen, Pullen, Rice. Total 3.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 422 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 331 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson Total 38.

Nays: 0.

Not voting: Otjen, Pullen, Rice. Total 3.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep Wheatley, Williamson Total 38.

Nays: 0.

Not voting: Otjen, Pullen, Rice. Total 3.

Resigned: Total 1.

Excused: Culp, George. Total 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 331 and ordered the same transmitted to the Honorable House.

Senator Looney moved that House Joint Resolution No. 42, by Windle, et al, of the House, and Looney, of the Senate, be advanced to engrossment and third reading, which motion prevailed.

Upon motion of Senator Looney, the rules of the Senate were suspended and House Joint Resolution No. 42 was considered engrossed and placed upon third reading and final passage.

HOUSE JOINT RESOLUTION NO. 42 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow,

Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 39.

Nays: 0.

Not Voting: Pullen, Rice. Total 2.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 39.

Nays: 0.

Not Voting: Pullen, Rice. Total 2.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Joint Resolution No. 42 and ordered the same transmitted to the Honorable House.

Upon motion of Senator Reed, SENATE JOINT RESOLUTION NO. 22, by Reed, of the Senate, and Carmichael, of the House, was advanced to engrossment and third reading.

Upon motion of Senator Gray, House Bill No. 463, by Ware, was advanced to engrossment and third reading.

Upon motion of Senator Gray, the rules of the Senate were suspended and House Bill No. 463 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 463 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 39.

Nays: 0.

Not Voting: Pullen, Rice. Total 2.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 39.

Nays: 0.

Not Voting: Pullen, Rice. Total 2.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 463 and ordered the same transmitted to the Honorable House.

Upon motion of Senator Harper, House Bill No. 447, by Briggs, was advanced to engrossment and third reading.

Upon motion of Senator Harper, the rules of the Senate were suspended and House Bill No. 447 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 447 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peek, Powers, Pullen, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 40.

Nays: 0.

Not Voting: Rice. Total 1.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Pullen, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 40.

Nays: 0.

Not Voting: Rice. Total 1.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 447 and ordered the same transmitted to the Honorable House.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bills Nos. 62 and 289 correctly engrossed.

BOYER, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 62 and 289 and ordered each returned to the Honorable House.

The following Message from the Honorable House was received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 138, by Graham, entitled:

An Act relating to fish, game and fur-bearing animals; providing for the taking, keeping, propogating and protection thereof, for open and closed seasons thereon, for licenses in relation thereto, defining crimes and penalties, and repealing previous laws,

and to inform you, and through you, the Honorable Senate, that same has been passed by the House of Representatives, AS AMENDED, and signed by the Acting Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed House Committee Substitute for Engrossed Senate Bill No. 138 was read by the Clerk, as follows:

ENGROSSED COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 138—By Graham, of the Senate.

AN ACT RELATING TO FISH, GAME AND FUR-BEARING ANIMALS; PROVIDING FOR THE TAKING, KEEPING, PROPAGATING AND PROTECTION THEREOF, FOR OPEN AND CLOSED SEASONS THEREON, FOR LICENSES IN RELATION THERETO, DEFINING CRIMES AND PENALTIES, AND REPEALING PREVIOUS LAWS.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

Section 1. That the term "trap" or "trapping" includes the use of any traps, net, snare, dead-fall or other device used for the purpose of killing, attempting to kill, capture, trap, net or ensnare any fur-bearing animal and includes every attempt or assistance of any person to take or attempt to take by such methods.

Section 2. For the purpose of the provisions of this Act the following shall be declared as fur-bearing animals: Otter, beaver, mink, racoon, fox, o'possum, skunk, muskrat, civet cat, martin, sable and badger.

Section 3. It shall be unlawful to trap, or attempt to trap, or in any manner kill or take any of the fur-bearing animals, as defined by this Act without first having procured a license so to do which shall be furnished and procured in the same manner as hunting license. Trappers' license may be issued to no person under sixteen (16) years of age without a written request of his father or mother, or legally constituted guardian, provided, that no license will be required by owners or tenants of farm land to trap during the season when it is lawful so to do, for fur-bearing animals upon lands actually owned and occupied by such own-

ers or tenants, and the children of such land owners, or tenants shall not be required to have a license to trap on said land owned or occupied by such owner or tenant.

Section 4. Trappers' license may be issued only: To persons holding a hunting license, applicable to their citizenship. Application shall be made under the rules and regulations provided by this Act and in the same manner as the issue of other license. All trapping licenses shall expire on the 31st day of January of each year.

Section 5. Any person of fourteen (14) years of age or more, who is a resident of the State of Oklahoma, employing or using not to exceed ten (10) traps, to trap any fur-bearing animals, shall make application to and procure from the State Fish and Game Warden, a license so to do and paying therefor the sum of One and 25-100 ($1.25) Dollars. Any such person, resident of this State, employing or using more than ten (10) traps for such purpose, shall be declared a professional trapper, and he shall be required to procure a trapper's license at the cost of Fifty ($50.00) Dollars.

Section 6. It shall be unlawful for any person who is a non-resident of the State of Oklahoma to trap for, or attempt to trap, or kill, or take in such manner any of the fur-bearing animals as defined by this Act, of the State of Oklahoma, without having first made application to the State Fish and Game Warden, and upon the payment of Two Hundred Fifty ($250.00) Dollars, having received a non-resident fur-bearing animal trappers' license, which shall entitle him so to do. Any person violating the provisions of this Section shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined not less than One Hundred ($100.00) Dollars, nor more than Four Hundred

($400.00) Dollars, and by imprisonment in the County Jail for a period not to exceed one (1) year.

Section 7. It shall be unlawful for any person to hunt, kill, capture or otherwise take or destroy any fur-bearing animal in the State of Oklahoma, or to possess the pelt thereof, except from December 1st, to January 31st, following, provided, however, persons taking pelts during the trapping season herein provided shall have until February 10th, following, for selling or disposing of such pelts.

Provided nothing in this Section shall be construed as preventing the killing of fur-bearing animals actually found destroying live-stock or poultry. Provided, further, that this Section shall not be construed to prevent the running or chasing of fox and racoon with dogs merely as a sport and not for the purpose of killing, taking or destroying fox and racoon. Provided, further, no running or chasing of said animals shall be permitted from March 1st to July 1st of each year.

Section 8. It shall be unlawful for any person to use, set, construct, possess or tend any trap, snare, dead-fall or other device for the purpose of catching any fur-bearing animal in this State, except smooth jawed, single spring steel traps having a spread of not more than four (4) inches. Provided, no trap so used shall be set "in the open" or in paths, roads or runways commonly used by domestic animals or dogs. Provided, any steel trap set for the purpose of catching any fur-bearing animal shall be visited once during each twenty-four (24) hours. Any violation of this Section shall be punished by fine of not less than Twenty-five ($25.00) Dollars, nor more than Two Hundred ($200.-00) Dollars.

Section 9. It shall be unlawful for any person to trap for any fur-bearing animal on the inhabited land of another without first procuring from the owner thereof a written permit so to do, which must be kept on the person of such trapper when tending his traps. Any violation of this Section shall be punished by fine of not less than Twenty-five ($25.00) Dollars, nor more than Two Hundred ($200.00) Dollars.

Section 10. The Fish and Game Commission shall take such steps as it deems necessary for the elimination of such predatory species as wolves, bob-cats, coyotes, hawks, and owls, and may co-operate with the Department of Predatory Animal Control of the U. S. Department of Agriculture in carrying on this work, either through the payment of bounties on predatory species or the employment of men to co-operate with employees of the Federal Government: or said Commission may issue permits therefor and authorize the employment of such agencies as it deems proper.

Section 11. It shall be the duty of each and every holder of a trappers' license to make a report to the State Fish and Game Commission within thirty (30) days after the expiration of his license upon the blank supplied by the Fish and Game Commission for such purpose, of all hides of fur-bearing animals, taken, sold or shipped, together with the names and addresses of the parties to whom same are sold or shipped. The failure on the part of the holder of any trappers' license to make any such report, as herein requested shall be deemed a misdemeanor and upon conviction shall be punished by a fine in the sum of not less than Ten ($10.00) Dollars, nor more than Tewenty-five ($25.00) Dollars, and shall prevent his or her securing a subsequent trapping license.

Section 12. No person shall engage in the wholesale business of buying green, raw, cured or uncured hides or skins of fur-bearing or predatory animals as defined by this Act, without first applying to the State Fish and Game Warden, and upon the payment of a license fee of Twenty-five ($25.00) Dollars, and receiving a license to engage in such business. Such license shall be good for the current year issued and shall expire on the 10th day of February of each year. Any person violating any of the provisions of this Section shall be deemed guilty of a misdemeanor and upon conviction shall be fined in the sum of not less than Twenty-five ($25.00) Dollars, nor more than One Hundred ($100.-00) Dollars.

Section 13. No person shall engage in the business of buying green, raw, cured or uncured furs, or hides, of fur-bearing or predatory animals as defined by this Act, for the purpose of selling or disposing of the same to individual users, or to the general public, without first applying to the State Fish and Game Warden, and upon the payment of Three ($3.00) Dollars, shall receive a fur dealers license to engage in such business. Fur dealers license shall be good for the current year issued, and shall expire on the 10th day of February of each year.

Section 14. All persons engaged in the business of buying green, raw or uncured hides or skins of fur-bearing or predatory animals as defined by this Act shall keep a daily register showing the name and address of each person from whom such hides or skins are purchased, the number of his or her trapping license, the number and kinds of hides or skins purchased, and the price paid therefor. Such fur dealer shall make a report once a month, on the last day of each month to the State Fish and Game Warden of all furs bought. Such daily register shall be open to the State Fish

and Game Warden, or his deputies, or any sworn police officer authorized to enforce the game laws of this State. Anyone violating the provisions of this Section shall be deemed guilty of a misdemeanor and shall be fined not less than Twenty-five ($25.00) Dollars, nor more than Fifty ($50.00) Dollars.

Section 15. Channel cat fish, (also known as blue cat, forked tail cat, speckled cat or river cat), locklaven trout, brown trout, yellow or ring perch and all other species of trout, whether native, imported or transplanted in this State, are hereby declared to be "game fish." All provisions of the law of this State relating to big mouthed bass shall apply and be in force as to the said channel cat fish, and all provisions of the law of this State relating to rainbow trout shall apply to all species of trout referred to in this Section.

Section 16. The State Game and Fish Commission and the State Game Warden are prohibited from furnishing fish for stocking purposes for privately owned ponds from which game fish are taken with seine, trap, net, or any other device other than baited hook, or artificial bait, such as flies, spoons, plugs, or lures, or from which game fish are marketed, either by the owner or owners of such pond, or with his or their knowledge or consent. All owners of private ponds, their agents or employees, who permit any person to use, seine, nets or traps herein referred to in the taking of game fish, or permit the marketing of any game fish taken from any pond stocked wholly or in part by the State Game and Fish Commission, or by the State Game Warden, upon request of the owner of such pond, or his grantor, shall be guilty of a misdemeanor and upon conviction shall be fined in any sum not less than Fifty ($50.00) Dollars, nor more than Five Hundred ($500.00) Dollars, or by imprisonment in the county jail not to exceed one year. Provided, that

game fish may be taken from privately owned ponds stocked wholly or in part by the Game and Fish Department, by such suitable means as may be approved by the State Game and Fish Warden where such fish are taken exclusively for propagating purposes in this State.

Section 17. It shall be unlawful to capture or kill any squirrel in this State, except during the months of July, August, September, October, November, December and January, and it shall be unlawful to kill or capture more than six squirrels in any one day. Any person found guilty of violation of this Section shall be punishable by fine of not less than Five ($5.00) Dollars, nor more than Fifty ($50.00) Dollars.

Section 18. Fishing licenses must at all times be carried by the person to whom issued while engaged in fishing under conditions which require the procuring of such license and exhibited to any officer or person authorized to enforce the Game and Fish laws of this State, upon demand. but need not be worn or exhibited upon the clothing of licensee.

Section 19. It shall be unlawful to hunt for with the intention of killing, capture or kill any Bob White quail, Mexican or Blue quail, or Scale quail, except from November 20th to January 2nd of each year, and then only on Monday, Wednesday and Friday, of each week. Provided, that the lagal holidays of Thanksgiving, Christmas and New Year's Day shall be considered as part of the open season to kill quail, and if Christmas or New Year's Day shall fall on Sunday, the Saturday preceding such holiday shall be considered as an open season day on such game birds.

Section 20. It shall be unlawful to hunt for, capture or kill any redhead duck, mallard duck, black duck, Florida duck, Gordwall, Baldpate, Greenwing Teal, Bluewing Teal, Shoveller, Pintail or any other species of migratory wild ducks or any other migratory wild fowl such as geese and Brant of all kinds, Sandpiper or Upland Plover, except as provided in the laws of Congress regulating to the killing of such migratory wild fowl; provided, the bag limit of wild ducks shall be ten (10) in one day or fifty (50) in a season and of wild geese shall be four (4) in one day or twelve (12) in one season. Provided, further, that it shall be unlawful to kill at any time any Mongolian, Chinese, English Ringneck or any other specie of pheasants, wild turkey, prairie chicken long bill curlew, woodchuck, antelope, elk, deer, otter, gull, beaver, mik, martin or sable. Anyone violating any of the provisions of this Section shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not less than Twenty-five ($25.00) Dollars, nor more than One Hundred ($100.00) Dollars. Provided, the provisions of this Act shall not apply to privately owned, domesticated deer.

Section 21. The bag limit on quail shall be ten (10) quail in any one day or fifty (50) quail in any one season.

Section 22. The Game and Fish Commission, or the State Game Warden under the supervision of the Commission shall have authority to grant permits authorizing the seining of our lakes or other river beds supplied with water wholly, or in part from overflow of streams and to take therefrom such fish as are considered non-game fish, or large fish which cannot practically be handled and transplanted in other ways, provided, that previous notice of such seining must be given to the State Game and Fish Warden allowing sufficient time for that officer to prepare to handle and

transplant such game fish which may be taken during such seining. Provided, further, that such seining can be permitted only when such waters have become so shallow as to endanger the life of the fish therein, or will probably dry up in a short period of time. Such waters may be seined under the regulations herein specified and only non-game fish taken therefrom, after the Warden has been notified and had an opportunity to put an employee of his department in position to secure a compliance with the law.

Section 23. It shall be unlawful for any person or persons to take, catch, or kill, attempt to take, catch or kill fish from any of the streams, creeks, lakes, ponds or waters of this State other than privately owned ponds, by any means except with a hook and line attached to a pole or rod, throw line or trot line; said trot line shall not contain more than one hundred (100) hooks; providing that it shall be unlawful to fish with devices known as artificial bait, such as flies, bugs, plugs, or other artificial devices, containing more than the number of fifteen hooks.

Section 24. It shall be unlawful for any male person of sixteen years of age or more to fish without first having applied for and securing a fishing license. Provided, further, that the only mode of fishing for which license shall be required is fishing with artificial bait, or with live minnows, when fishing with rod or pole and line for game fish. Providing that non-residents shall procure license for any and all forms of fishing.

Senator Graham moved that the Senate concur in the House Committee Substitute for Senate Bill No. 138.

Senator Harper, as a substitute, moved that the Senate refuse to concur in House Committee Substitute for Sen-

Bill No. 138 and ask the Honorable House for a conference thereon, which motion failed of adoption, upon roll call as follows:

Ayes: Andrews, Anglin, Ferguson, Gray, Harper, Johnson (Creek), Loofbourrow, Looney, McCurley, Reed, Stewart, Stigler, Terwilleger, Waldrep, Williamson. Total 15.

Nays: Austin, Boyer, Clark, Darnell, Goodall, Graham, Gulager, Hill, Kimerer, Marshall, Nesbitt, Otjen, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Storms, VanDall, Wheatley. Total 23.

Not Voting: Fidler, Peck, Thomas. Total 3.

Excused: Culp, George. Total 2.

Resigned: Total 1.

Senator Harper raised a point of order against further consideration of Senate Bill No. 138, stating the bill was a revenue raising measure, which point of order was not sustained by the President.

The vote recurring on the Graham motion to concur, the same was adopted.

The question being, "Shall the bill, as amended, pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Goodall, Graham, Gray, Gulager, Hill, Kimerer, Loofbourrow, Marshall, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 32.

Nays: Ferguson, Harper, Johnson (Creek), McCurley, Stewart, Williamson. Total 6.

Not Voting: Fidler, Looney, Peck. Total 3.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the Engrossed House Amendments (Committee Substitute to Senate Bill No. 138), and ordered the same referred for enrollment.

The President announced matters were on his desk for the consideration of the Senate, in executive session.

Upon motion of Senator Rexroat, the Senate closed its doors and went into executive session.

*

The Senate reassembled, in open session, with its President presiding, who announced the Senate, in executive session, had advised and consented to the confirmation of the following executive nominations:

MEMBER STATE ELECTION BOARD:

N. D. Welty, Republican, Bartlesville

MEMBERS FRATERNAL INSURANCE BOARD:

Mrs. D. L. Stanking, Bartlesville
S. A. Brasuell, Guthrie
Albert O. Romine, Hobart
J. J. Glaser, Alva

BOARD OF TRUSTEES, UNION SOLDIERS' HOME, Oklahoma City:

N. D. McGinley, Guthrie—3 years
E. Holcomb, Miami—3 years
Mrs. Pearl Smith, Perry—2 years
R. B. Wedding, Oklahoma City—2 years
George Ade Davis, Oklahoma City—1 year

STATE MINING BOARD:

Earl McAlpine, Haileyville
Charles Cummings, Henryetta
H. L. Reager, Coalgate
Lee Todd, Poteau
James Jones, Coalgate

MEMBERS COMMISSION ON IRRIGATION, DRAINAGE AND GEOLOGICAL SURVEY:

B. F. Davis, Wewoka
Frank L. Vaughan, Woodward

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bills Nos. 330 and 415 correctly engrossed.

BOYER, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 330 and 415 and ordered each returned to the Honorable House.

Senator Smith moved that the rules of the Senate be suspended and SENATE BILL NO. 81, by Soldiers' Relief

Committee, be taken up for consideration, which motion failed of adoption.

Senator Smith moved that the rules of the Senate be suspended and SENATE BILL NO. 232, by Soldiers' Relief Committee, be taken up for consideration, which motion prevailed.

Upon motion of Senator Smith, Senate Bill No. 232 was advanced to engrossment and third reading.

Upon motion of Senator Smith, the rules of the Senate were suspended and Senate Bill No. 232 was considered engrossed and placed upon third reading and final passage.

SENATE BILL NO. 232 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyce, Clark, Darnell, Ferguson Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Otjen, Peck, Powers, Rexroat, Rice Shepherd Smith, Stewart, Stigler, Storms, Terwilleger, Van Dell, Waldrop, Wheatley, Williamson. Total 34.

Nays: 0.

Not Voting: Loofbourrow, Nesbitt, Pullen, Reed, Shearer, Simmons, Thomas. Total 7.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Otjen Peck, Powers, Rexroat, Rice Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Van Dall, Waldrop, Wheatley, Williamson. Total 34.

Nays: 0.

Not Voting: Loofbourrow, Nesbitt, Pullen, Reed, Shearer, Simmons, Thomas. Total 7.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 232 was referred for engrossment.

The following Message from the Honorable House was received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 8, by Rexroat, entitled:

A Resolution fixing the date for the final adjournment sine die of the Eleventh Session of the Oklahoma Legislature,

and to inform you, and through you, the Honorable Senate, that same has been passed by the House of Representatives AS AMENDED, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed House Amendment to Senate Concurrent Resolution No. 8, was read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT NO. 1: That Engrossed Senate Concurrent Resolution No. 8 be amended by striking the word and figures, "March 19th, 1927," at the end of line 5, and inserting therefor the word and figures, "March 23, 1927."

Senator Rexroat moved that the Senate refuse to concur in House Amendment to Senate Concurrent Resolution No. 8, and request a conference thereon.

Senator McCurley, as a substitute, moved that the Senate do concur in House Amendment to Senate Concurrent Resolution No. 8, which motion prevailed.

Upon motion of Senator Pullen, Senate Concurrent Resolution No. 8, as amended, was adopted and referred for enrollment at 11:30 a. m.

SPECIAL ORDER

Senator Gulager asked unanimous consent, which was granted, to consider HOUSE CONCURRENT RESOLUTION NO. 3, by Laskey, et al.

Senator Gulager moved that the vote be reconsidered by which House Concurrent Resolution No. 3 failed of adoption, which motion failed of adoption, upon a roll call as follows:

Ayes: Boyer, Clark, Ferguson, Fidler, Goodall, Gulager, Harper, Kimzey, Loofbourrow, Looney, Marshall, McCurley, Otjen, Powers, Reed, Shearer, Smith, Stigler, Williamson. Total 19.

Nays: Andrews, Austin, Darnell, Graham, Gray, Hill, Johnson (Creek), Nesbitt, Pullen, Rice, Shepherd, Simmons, Stewart, Storms, Terwilleger, Thomas, Van Dall, Waldrep, Wheatley. Total 19.

Not Voting: Anglin, Peck, Rexroat. Total 3.

Excused: Culp, George. Total 2.

Resigned: Total 1.

Upon motion of Senator Graham, the Senate recessed to meet at 1:00 o'clock, p. m.

AFTERNOON SESSION

The Senate reassembled at 1:00 o'clock, p. m., and was called to order by the President.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 172 and Senate Bill No. 232 correctly engrossed.

BOYER, Chairman.

The President signed Engrossed Senate Amendments to and Engrossed House Bill No. 172 and ordered the same returned to the Honorable House; Engrossed Senate Bill No. 232 and ordered the same transmitted to the Honorable House for consideration.

Senator Gulager asked unanimous consent, which was granted, to take up for consideration HOUSE CONCURRENT RESOLUTION NO. 16, by Watson (Creek), of the House, and Johnson (Creek), of the Senate.

House Concurrent Resolution No. 16 was read at length and, upon motion of Senator Gulager, adopted.

The President signed Engrossed House Concurrent Resolution No. 16 and ordered the same returned to the Honorable House.

Senator McCurley moved that the rules of the Senate be suspended and HOUSE BILL NO. 180, by Windle, be withdrawn from the Committee on Penal Institutions and placed upon the calendar.

Senator VanDall moved to table the McCurley motion, which motion was adopted, upon a roll call as follows:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Graham, Harper, Hill, Johnson (Creek), Kimerer, Looney, Peck, Powers, Rexroat, Shearer, Simmons, Stewart, Storms, Terwilleger, VanDall, Wheatley. Total 21.

Nays: Darnell, Ferguson, Goodall, Gray, Gulager, Loofbourrow, McCurley, Nesbitt, Pullen, Reed, Rice, Shepherd, Stigler Thomas, Waldrop. Total 15.

Not Voting: Fidler, Marshall, Otjen, Smith, Williamson. Total 5.

Excused: Culp, George. Total 2.

Resigned: Total 1.

Vice President Pro Tempore Stigler presiding.

Senator Anglin called up for further consideration HOUSE BILL NO. 241, by Daniel, Stovall, et al.

Upon motion of Senator Storms, Section 3, previously read, was adopted.

Section 4 was read.

Senator Anglin submitted the following amendment:

Mr. President: I move to amend House Bill No. 241, line 16, page 8, by striking after the word, "levy," and befor the word, "mills," the word, "two," and inserting the words, "one and one-half."

ANGLIN.

Senator Pullen, as a substitute, submitted the following amendment, which was tabled upon motion of Senator Storms:

Mr. President: I move to amend House Bill No. 241, line 16, page 8, by striking the figure and word, "2 mills," and inserting the figure and word, "1 mill."

PULLEN.

Senator Pullen moved to table the Anglin amendment, which failed of adoption.

By unanimous consent, Senator Anglin withdrew his amendment.

Upon motion of Senator Storms, Section 4 was adopted, as read.

Sections 5 and 6 were read and adopted, upon motions of Senator Storms.

Section 7 was read.

Senator Harper submitted the following amendment:

Mr. President: I move to amend House Bill No. 241, line 10, page 10, by inserting after the word, "of," and before the word, "State," the words, "County and."

HARPER.

Senator Rice, as a substitute, submitted the following amendment:

Mr. President: I move to amend House Bill No. 241, line 10, page 10, by striking the words after, "shall be," to and incuding the words, "shall be," in line 12, and adding the following, "increased one-half of one per cent and"

RICE.

Senator Stewart raised a point of order against the Rice amendment, which was sustained, stating the amendment was a revenue raising clause, and could not originate in the Senate.

Senator Storms moved to table the Harper amendment, which motion prevailed, upon a roll call as follows:

Ayes: Andrews, Aglin, Austin, Boyer, Clark, Goodall, Graham, Gray, Johnson (Creek), Marshall, Otjen, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Stigler, Storms, VanDall Waldrep. Total 22.

Nays: Ferguson, Gulager, Harper, Hill, Kimerer, Loofbourrow, Looney, McCurley, Nesbitt, Pullen, Simmons, Stewart, Terwilleger, Thomas, Wheatley. Total 15.

Not Voting: Darnell, Fidler, Peck, Williamson. Total 4.

Excused: Culp, George. Total 2.

Resigned: Total 1.

Upon motion of Senator Storms Section 7 was adopted.

Senator Stewart submitted the following amendment, which was tabled, upon motion of Senator Storms:

Mr. President: I move to amend House Bill No. 241, following Section 7, page 10, by adding a new section, as follows: "Should this act be unconstitutional in any part, in that event any money heretofore appropriated shall be available for the aid of weak schools, as prescribed in House Bill No. 9, of the 11th Legislature,"

STEWART.

Section 8 was read.

Senator Andrews submitted the following amendment, which was tabled, upon motion of Senator Smith:

Mr. President: I move to amend House Bill No. 241, line 1, page 13, by adding after the word, "State," the following, "There is hereby appropriated out of the funds in the State Treasury, not otherwise appropriated, the sum of $3,000,000.00 to carry out the provisions of this act, provided nothing in this act shall be construed as providing a continuing appropriation or in any way contravening the provisions of Section 55, Article 5, of the Constitution of the State of Oklahoma."

ANDREWS.

Upon motion of Senator Storms, Section 8 was adopted.

Senator Ferguson submitted the following amendment, which was tabled upon motion of Senator Thomas:

Mr. President: I move to amend House Bill No. 241, by adding a new section as follows: "Section 8-b. No district, located in a county wherein a levy for common schools

is not sufficient to provide $45.00 per pupil, if a levy of 2 mills will raise a fund of that amount, shall participate in this fund."

FERGUSON.

Upon motion of Senator Storms, Section 9 was adopted, as read.

Senator McCurley moved to reconsider the vote by which Section 2 was adopted, for the purpose of submitting an amendment, which motion was tabled upon motion of Senator Storms.

Upon motion Senator Storms, House Bill No. 241, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Storms, the rules of the Senate were suspended and House Bill No. 241 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 241 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Goodall, Gray, Harper, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stigler, Storms, Thomas, Wheatley. Total 25.

Nays: Darnell, Ferguson, Graham, Gulager, Hill, Johnson (Creek), Kimerer, Otjen, Shearer, Terwilleger, VanDall, Waldrep. Total 12.

Not Voting: Fidler, Peck, Stewart, Williamson. Total 4.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 241 was referred for engrossment.

The following explanations of votes were sent up:

Mr. President: I vote for the final passage of House Bill No. 241, with much apprehension and in spite of its very unsatisfactory form, especially regretting the refusal of the Senate to safeguard it against the inhibitions of Section 55, Article 5, of the State's Constitution.

ANDREWS.

Mr. President: My explanation of my vote on the weak (?) school House Bill No. 241: I vote against this bill because, by including cities of the first class, graded and consolidated schools, there will be insufficient funds to reach the rural schools, which are the ones I seek to benefit. Further it increases taxes three million dollars for the ensuing biennial.

GRAHAM.

Mr. President: I vote NO on House Bill No. 241, for the reason that the bill, as it is now up for passage, is conceded by all good lawyers to be a plain violation of Section 55, Article 5, of the Constitution. Much as I like to help the

needed schools, this does not compel me to violate a constitutional provision.

GULAGER.

Mr. President: I vote NO on House Bill No. 241, for the reason that House Bill No. 9, passed at this session of the Legislature, takes care of weak school aid for the next two years. I favor weak school aid where it is really needed, but past experience has demonstrated that under former acts much of the money went to districts not really in need of the aid. I think the proper course to pursue is to wait until the next session and see how the money is expended under House Bill No. 9, and then pass an act which will properly safeguard the fund, if other precautions are needed.

OTJEN.

Mr. President: I desire to further the idea that the State should furnish equal educational opportunities to every boy and girl in the State, but I believe this bill in violation of Section 55, of Article 5, of the Oklahoma Constitution.

PULLEN.

President Pro Tempore Williamson presiding.

HOUSE BILL NO. 410 was read for the third time at length:

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat,

Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 38.

Nays: 0.

Not Voting: Fidler, Looney, Peck. Total 3.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 38.

Nays: 0.

Not Voting: Fidler, Looney, Peck. Total 3.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 410 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 411 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kinnerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 38.

Nays: 0.

Not Voting: Fidler, Looney, Peck. Total 3.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emer-

gency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 38.

Nays: 0.

Not Voting: Fidler, Looney, Peck. Total 3.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 411 and ordered the same transmitted to the Honorable House.

By unanimous consent, Senator Gulager called up for consideration Senate Concurrent Resolution No. 18, which was read at length, as follows:

SENATE CONCURRENT RESOLUTION NO. 18—
By Goodall, Gulager.

CONCURRENT RESOLUTION MEMORIALIZING CONGRESS TO ENACT SUCH NECESSARY

LAWS TO TAKE CHARGE OF THE RED RIVER AND ARKANSAS RIVER FOR THE PURPOSE OF ESTABLISHING FLOOD CONTROL, AND TO CONSERVE RAINFALL.

WHEREAS, the Red River and the Arkansas River stream systems embrace territory outside of the State of Oklahoma as well as within said State, and

WHEREAS, said rivers are subject to overflow with consequent destruction, not only to the territory through which they flow, but also throughout the entire country traversed by the lower Mississippi, and

WHEREAS, this is a subject that should engage the attention of the National Government;

NOW, THEREFORE, BE IT RESOLVED, that the National Congress enact such laws as may be necessary to investigate the feasibility, from a scientific standpoint, of flood control of the Red River and Arkansas River with the view of preventing destructive floods, conserving excessive rainfall and promoting the welfare of the porperty owners affected by such stream systems.

BE IT FURTHER RESOLVED, that certified copies of this concurrent resolution be forwarded to the Oklahoma Senators and Representatives in Congress.

Upon motion of Senator Gulager, Senate Concurrent Resolution No. 18 was adopted, and referred for engrossment.

By unanimous consent, Senator Anglin called up for consideration, HOUSE JOINT RESOLUTION NO. 26, by Kight.

Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend House Joint Resolution No. 26, line 14, page 3, by sriking the figures, "8,-000.00," and inserting the figures, "9,000.00."

ANGLIN.

Upon motion of Senator Anglin, House Joint Resolution No. 26, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Anglin, the rules of the Senate were suspended and House Joint Resolution No. 26, as amended, was considered engrossed and placed upon third reading and final passage.

HOUSE JOINT RESOLUTION NO. 26 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: And ews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Marshall, Nesbitt, Otjen, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewa.t, Stigler, Storms, Terwilleger Thomas. VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: McCurley, Reed. Total 2.

Not Voting: Fidler, Looney, Peck. Total 3.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Marshall, Nesbitt, Otjen, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: McCurley, Reed. Total 2.

Not Voting: Fidler, Looney, Peck. Total 3.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

House Joint Resolution No. 26 was referred for engrossment.

Upon motion of Senator Rexroat, the rules of the Senate were suspended and House Bill No. 112, by Cochran and Dyer, was advanced to engrossment and third reading.

Upon motion of Senator Rexroat, the rules of the Senate were suspended and House Bill No. 112 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 112 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Godall, Gray, Harper, Hill, Johnson (Creek), Kimbler, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, Wheatley, Williamson. Total 34.

Nays: Gulager. Total 1.

Not Voting: Fidler, Graham, Peck, Pullen, Van Dall, Waldrep. Total 6.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 112 and ordered the same transmitted to the Honorable House.

By unanimous consent, Senator Shearer advanced to engrossment and third reading House Bill No. 378 by Acton, Windle, et al of the House, and Shearer, Fidler and Gulager, of the Senate.

Upon motion of Senator Shearer, the rules of the Sen-

ate were suspended and House Bill No. 378 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 378 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, Wheatley, Williamson. Total 33.

Nays: Andrews, Loofbourrow. Total 2.

Not Voting: Fidler, Graham, Peck, Pullen, Van Dall, Waldrep. Total 6.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Gray, Gulager, Harper, Hill,

Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, Wheatley, Williamson. Total 33.

Nays: Andrews, Loofbourrow. Total 2.

Not Voting: Fidler, Graham, Peck, Pullen, Van Dall, Waldrep. Total 6.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 378 and ordered the same transmitted to the Honorable House.

Upon motion of Senator Looney, the Secretary of the Senate was instructed to send flowers to Senators George and Culp, at University Hospital.

The President presiding.

Upon motion of Senator Boyer, Senate Bill No. 284, by Rexroat, was advanced to engrossment and third reading.

Upon motion of Senator Boyer, the rules of the Senate were suspended and Senate Bill No. 284 was considered engrossed and placed upon third reading and final passage.

SENATE BILL NO. 284 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Gray, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, Wheatley, Williamson. Total 29.

Nays: Goodall, Gulager. Total 2.

Not Voting: Fidler, Graham, Loofbourrow, Peck, Pullen, Rexroat, Storms, Terwilleger, VanDall, Waldrep, Total 10.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Gray, Harper, Hill, Johnson, (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, Wheatley, Williamson. Total 30.

Nays: Gulager. Total 1.

Not Voting: Fidler, Graham, Loofbourrow, Peck, Pullen, Rexroat, Storms, Terwilleger, VanDall, Waldrep. Total 10.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 284 was referred for engrossment.

Senator Stewart moved to reconsider the vote by which HOUSE BILL NO. 112, by Cochran and Dyer, was passed, which motion failed of adoption.

Upon motion of Senator Smith, Senate Bill No. 81, by Soldiers' Relief Committee, was advanced to engrossment and third reading.

Upon motion of Senator Smith, the rules of the Senate were suspended and Senate Bill No. 81 was considered engrossed and placed upon third reading and final passage.

SENATE BILL NO. 81 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Ferguson, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat,

Rice, Shearer, Simmons, Smith, Stewart, Stigler, Thomas, Wheatley, Williamson. Total 32.

Nays: Darnell. Total 1.

Not Voting: Fidler, Graham, Pullen, Shepherd, Storms, Terrell, VanDall, Waldrep. Total 8.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Ferguson, Goodall, Gray, Gulager, Harper, Hill, Johnson, (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Peck, Powers, Reed, Rexroat, Rice, Shearer, Simmons, Smith, Stewart, Stigler, Thomas, Wheatley, Williamson. Total 32.

Nays: Darnell. Total 1.

Not Voting: Fidler, Graham, Pullen, Shepherd, Storms, Terrell, VanDall, Waldrep. Total 8.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 81 was referred for engrossment.

Upon motion of Senator Simmons, Senate Bill No. 165, by Simmons, was advanced to engrossment and third reading.

By unanimous consent, Senator Simmons submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 165, by striking lines 1, 2, 3, 4, 5, 6, 7, 8, 9 and up to and including the word, "dollars," in line 10, page 2, and substituting therefor the following: "six thousand inhabitants or less, not less than twenty-five thousand dollars; in towns having more than six thousand inhabitants and not more than ten thousand inhabitants, forty thousand dollars; in cities having more than ten thousand inhabitants and not more than twenty thousand inhabitants, not less than fifty thousand dollars; in cities having more than twenty thousand inhabitants, not less than one hundred thousand."

SIMMONS.

SENATE BILL NO. 165 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rice, Shearer, Simmons,

Smith, Stewart, Stigler, Thomas, Waldrep, Williamson. Total 30.

Nays: Wheatley. Total 1.

Not Voting: Fidler, Graham, Loofbourrow, Peck, Pullen, Rexroat, Shepherd, Storms, Terwilleger, VanDall. Total 10.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rice, Shearer, Simmons, Smith, Stewart, Stigler, Thomas, Waldrep, Williamson. Total 30.

Nays: Wheatley. Total 1.

Not Voting: Fidler, Graham, Loofbourrow, Peck, Pullen, Rexroat, Shepherd, Storms, Terwilleger, VanDall. Total 10.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 165 was referred for engrossment.

Senator Looney moved the rules be suspended and SENATE BILL NO. 82, by Looney, be advanced to engrossment and third reading, which motion failed of adoption.

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you, and through you, the members of the Honorable Senate, that the House has refused to concur in Senate Amendments to

ENGROSSED HOUSE BILL NO. 236, by Appropriations Committee, entitled:

An Act making appropriations from the General Revenue Fund of the State of Oklahoma for all State Educational, Eleemosynary and Penal Institutions, providing for the appropriation and distribution of the new college funds in accordance with Section 7225, Revised Laws of Oklahoma, etc.

and requests that a conference be granted thereon. The Speaker has appointed as Conferees on the part of the House Messrs. Kight, Logan, Smith (Bryan)

Respectfully,

BERT McDONEL,

Chief Clerk.

Upon motion of Senator Anglin the request of the Honorable House, for a conference, was granted and the President appointed as Senate conferees thereon, Senators Anglin, Fidler and Stewart.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 24, by Gray, entitled:

A Resolution of Respect in memory of Dr. Austin,

and to inform you, and through you, the Honorable Senate, that same has been passed by the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Concurrent Resolution No. 24 was referred for enrollment.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 38, by Stigler, entitled:

An Act providing for the appointment by the Governor of nine Supreme Court Commissioners, prescribing their qualifications, defining their salaries; providing for clerical assistance, and declaring an emergency,

and to inform you and through you, the Honorable Senate, that same has been passed by the House of Representatives, AS AMENDED, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed House Amendment to Senate Bill No. 38 was read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT NO. 1: That line 3, Section 1, page 1, of Engrossed Senate Bill No. 38 be amended by adding after the word, "of," and before the word, "the," the following, "seven members of."

Upon motion of Senator Stigler, the Senate concurred in House Amendment to Senate Bill No. 38.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Thomas, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Fidler, Graham, Peck, Terwilleger, VanDall. Total 5.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Thomas, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Fidler, Graham, Peck, Terwilleger, VanDall. Total 5.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Engrossed Senate Bill No. 38, as amended, was referred for enrollment.

To the President of the Senate,

Sir:

I am directed by the House of Representatives, to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 379, by Graham, entitled:

An Act amneding Sections 7381 and 7387, C. O. S. 1921, and providing that the five representatives of the Legislature of Oklahoma County, shall be nominated and elected at large.

and to inform you, and through you, the Honorable Senate, that same has been read for the fourth time in the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Prior to the reading of the above Message, the following Message from the Honorable House was received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to request the Honorable Senate to return for correction ENROLLED COPY OF

HOUSE BILL NO. 379, by Graham, entitled:

An Act amending Sections 7381 and 7387 Compiled Oklahoma Statutes, 1921, and providing that the five representatives of Oklahoma County shall be nominated and elected at large.

Respectfully,

BERT McDONEL,

Chief Clerk.

President Pro Tempore Williamson presiding.

Upon motion of Senator Stigler, the request of the Honorable House was granted and Enrolled House Bill No. 379 was ordered returned to that Body, without having been read for the fourth time in the Senate.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 398, by Bird and Thomas of the House, and Harper of the Senate, entitled:

An Act fixing the salaries of the County Treasurer and regular deputies in the office of the County Treasurer of LeFlore County, Oklahoma, repealing all conflicting laws and declaring an emergency;

ENROLLED HOUSE BILL NO. 446, by Christian of Tillman, entitled:

An Act regulating and fixing the salaries, per diem and mileage of County Commissioners of Tillman County, Oklahoma; repealing all acts and parts of acts in conflict herewith, and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that same have been read for the fourth time in the House of Representatives and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bills Nos. 398 and 446 were, each, read for the fourth time, the enrolled copies signed by the President, in open session, and ordered returned to the Honorable House.

By unanimous consent, Senator Johnson (Creek), advanced Senate Joint Resolution No. 41, by Johnson (Creek), to engrossment and third reading.

By unanimous consent, Senate Joint Resolution No. 41 was considered engrossed and placed upon third reading and final passage.

SENATE JOINT RESOLUTION NO. 41 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed,

Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Thomas, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Fidler, Graham, Peck, Terwilleger, VanDall. Total 5.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Thomas, Waldrep, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Fidler, Graham, Peck, Terwilleger, VanDall. Total 5.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Joint Resolution No. 41 was referred for engrossment.

By unanimous consent, Senator Stigler had Senate Joint Resolution No. 18, by Stigler, advanced to engrossment and third reading.

By unanimous consent, Senator Stigler had Senate Joint Resolution No. 20, by Stigler, advanced to engrossment and third reading.

By unanimous consent, Senator Stigler had Senate Joint Resolution No. 17, by Stigler, advanced to engrossment and third reading.

By unanimous consent, Senate Joint Resoluton No. 17 was considered engrossed and placed upon third reading and final passage.

SENATE JOINT RESOLUTION NO. 17 was read for the third time at length, as follows:

A RESOLUTION AUTHORIZING THE SUBMISSION FOR A PROPOSED AMENDMENT TO THE CONSTITUTION OF THE STATE OF OKLAHOMA TO THE PEOPLE, FOR THEIR APPROVAL OR REJECTION, SAID PROPOSED AMENDMENT BEING AN AMENDMENT TO SECTION 19, ARTICLE 6, OF THE CONSTITUTION OF THE STATE OF OKLAHOMA.

BE IT RESOLVED BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF OKLAHOMA:

Section 1. That the following proposed amendment to Section 19, Article 6 of the Constitution of the State of Oklahoma, shall be referred to the people for their ratification or rejection at an election as provided by law. Said proposed amendment shall be submitted under Articles 5 and 24, of the Constitution of the State of Oklahoma, said proposed amendment being an amendment to and in lieu of Section 3, Article 6, of the Constitution of the State of Oklahoma, as follows, to wit:

"Section 19. The office of Examiner and Inspector is hereby created and the incumbent of said office shall be known as the "Examiner and Inspector." Said Examiner and Inspector, herein provided, shall be appointed by the Governor of the State of Oklahoma, by and with the advice and consent of the Senate, for the term of four (4) years and must have had at least three years experience as an expert accountant; his duties shall be, without notice to such Treasurer, to examine the State and all County Treasurers' books, accounts and cash on hand or in bank at least twice each year, and to publish his report as to every such Treasurer once each year. For the purpose of such examination he shall take complete possession of such Treasurer's office. He shall also prescribe a uniform system of bookkeeping for the use of all Treasurers. Other duties and powers may be added by law."

Section 2. All acts or parts of acts in conflict herewith, are hereby repealed.

Section 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Gray, Gulager, Harper, Johnson (Creek), Looney, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Thomas, Williamson. Total 27.

Nays: Goodall. Total 1.

Not Voting: Fidler, Graham, Hill, Kimerer, Loofbourrow, Marshall, Peck, Pullen, Shearer, Terwilleger, VanDall, Waldrep, Wheatley. Total 13.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Gray, Gulager, Harper, Johnson (Creek), Looney, McCurley, Nesbitt, Otjen, Powers, Reed, Rex-

:oat, Rice, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Thomas, Williamson. Total 27.

Nays: Goodall. Total 1.

Not Voting: Fidler, Graham, Hill, Kimerer, Loofbourrow, Marshall, Peck, Pullen, Shearer, Terwilleger, VanDall, Wald.ep, Wheatley. Total 13.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Joint Resolution No. 17 was referred for engrossment.

By unanimous consent, Senate Joint Resolution No. 19, by Stigler, was advanced to engrossment and third reading.

By unanimous consent, Senate Joint Resolution No. 19, was considered engrossed and placed upon third reading and final passage.

SENATE JOINT RESOLUTION NO. 19 was read for the third time at length, as follows:

A RESOLUTION AUTHORIZING THE SUBMISSION OF A PROPOSED AMENDMENT TO THE CONSTITUTION TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION, SAID PROPOSED AMENDMENT BEING AN AMENDMENT TO SECTION 23 OF ARTICLE

6, OF THE CONSTITUTION OF THE STATE OF OKLAHOMA.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

Section 1. That the following proposed amendment to Section 23, Article 6, of the Constitution of the State of Oklahoma, shall be referred to the people for their ratification or rejection, at an election as provided by law. Said proposed amendment shall be submitted under Articles 5 to 24 of the Constitution of the State of Oklahoma. Said proposed amendment being an amendment to and in lieu of Section 3, Article 6, of the Constitution of the State of Oklahoma, as follows, to wit:

"Section 23. There shall be appointed by the Governor of the State of Oklahoma a Chief Officer of the Insurance Department, who shall be styled the "Insurance Commissioner," whose term of office shall be four (4) years. Such appointment by the Governor shall be by and with the consent and advice of the Senate. Said Insurance Commissioner shall be at least twenty-five years of age and well versed in insurance matters."

Said proposed amendment shall be submitted as provided by law in the following form:

"Shall the proposed amendment be adopted?"

☐ YES.

☐ NO.

Said proposed amendment of the Constitution of the State of Oklahoma, shall, upon receiving a majority of all electors voting at said election, voting in favor of said amendment, be adopted.

Section 2. The amendment herein proposed shall be submitted to the qualified electors of this State as provided by law, at the next ensuing state wide primary election, or in a general state wide election which may be called prior thereto.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Gray, Gulager, Harper, Johnson (Creek), Looney, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Thomas, Williamson. Total 27.

Nays: Goodall. Total 1.

Not Voting: Fidler, Graham, Hill, Kimerer, Loofbourrow, Marshall, Peck, Pullen, Shearer, Terwilleger, VanDall, Waldrep, Wheatley. Total 13.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Joint Resolution No. 19 was referred for engrossment.

Senator Rice moved that the rules be suspended and SENATE BILL NO. 196, by Peck, Shearer, et al, be advanced to engrossment and third reading, which motion failed of adoption.

Senator Darnell presiding.

Senator Gulager moved that the rules be suspended and Senate Bill No. 154, by Gulager, be advanced to engrossment and third reading, which motion prevailed.

Senator Gulager asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 154, by striking the words, "or other," line 1, page 1.

GULAGER.

Senator Gray moved that further consideration of Senate Bill No. 154 be indefinitely postponed, which motion failed of adoption.

Upon motion of Senator Gulager, Senate Bill No. 154, as amended, was considered engrossed and placed upon third reading and final passage.

SENATE BILL NO. 154 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Darnell, Ferguson, Gulager, Harper, Hill, Johnson (Creek), Loon-

ey Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shearer, Simmons, Smith, Stewart, Stigler, Thomas, Williamson. Total 26.

Nays: Austin, Goodall, Gray, Storms. Total 4.

Not Voting: Fidler, Graham, Kimerer, Loofbourrow, Peck Pullen. Shepherd, Terwilleger VanDall, Waldrep, Wheatley. Total 11.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer. Clark, Darnell, Ferguson. Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice. Shearer, Simmons, Smith, Stewart, Stigler, Thomas, Williamson. Total 29.

Nays: Storms. Total 1.

Not Voting: Fidler, Graham, Kimerer, Loofbourrow, Peck, Pullen, Shepherd, Terwilleger, VanDall, Waldrep, Wheatley. Total 11.

Excused: Culp, George. Total 2.

Resigned: Total 1.

The emergency, having failed to receive the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared failed of passage.

Senate Bill No. 154 was referred for engrossment.

Senator Williamson asked unanimous consent, which was granted, to advance to engrossment and third reading SENATE JOINT RESOLUTION NO. 30, by Williamson.

Senator Johnson (Creek) asked unanimous consent, which was granted, to advance to engrossment and third reading SENATE JOINT RESOLUTION NO. 49, by Johnson (Creek).

Senator Rice asked unanimous consent, which was granted, to advance to engrossment and third reading SENATE BILL NO. 304, by Rice.

Senator Otjen asked unanimous consent, which was granted, to advance to engrossment and third reading SENATE JOINT RESOLUTION NO. 45, by Austin, Stigler, Darnell and Otjen.

Upon motion of Senator Austin, the Senate adjourned to meet at 10:00 o'clock, a. m., Monday, March 21st, 1927.

SIXTY-FIFTH LEGISLATIVE DAY

Monday, March 21, 1927.

The Senate, pursuant to adjournment, met at 10:00 o'clock, a. m. and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 38.

Excused: Culp, George, Otjen, Peck, Williamson. Total 5.

Resigned: Total 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

COMMITTEE REPORTS

The following Committee Reports were submitted, the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Public Service Corporations to whom was referred HOUSE BILL NO. 55, by Kight, entitled:

An Act repealing House Bill No. 189, Chapter 147, of the Session Laws of 1925, which is an Act declaring the manufacture, sale and distribution of ice to be a public business, placing same under jurisdiction of the Corporation Commission; providing a license fee, and penalty for violation of same and repealing all laws in conflict.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

JOHNSON (Creek), Chairman.

Senator Johnson (Creek) moved the adoption of the adverse report.

Senator Graham, as a substitute and notwithstanding the adverse report of the Committee, moved that House Bill No. 55 be printed and placed upon the calendar, which motion prevailed.

Mr. President: We, your Committee on Roads and Highways to whom was referred HOUSE BILL NO. 252, by Reily, Hines, Watson of Kiowa, McLaury, Ware and Windle, entitled:

An Act relating to the distribution of certain funds and revenues derived from automobile license tax and from the gasoline excise tax, repealing all acts or parts of acts in conflict therewith and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

STEWART, Chairman.

Mr. President: We, your Committee on Appropriations to whom was referred HOUSE BILL NO. 281, by Reeves, et al of the House, and Rice et al, of the Senate, entitled:

> An Act to appropriate Five Thousand ($5,000.00) Dollars, for the year of 1927-28, and Five Thousand ($5,000.00) Dollars, for the year of 1928-29, to demonstrate, encourage, ship and market sugar beets for the manufactory of sugar to a refinery therefrom and matters connected thereto.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

ANGLIN, Chairman.

Mr. President: We, your Committee on Revenue and Taxation to whom was referred HOUSE BILL NO. 384, by Windle and Ebey, entitled:

> An Act amending Sections 3 and 4 of Chapter 295 of the Session Laws of the State of Oklahoma of 1919, being Sections 9896 and 9897 of Compiled Oklahoma Statutes of 1912, relating to and fixing the rates and exemptions on inheritance and transfer taxes and declaring an emergency.

beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

FIDLER, Chairman.

Upon motion of Senator Anglin, the rules of the Senate were suspended and House Bill No. 384 was advanced to engrossment and third reading.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report the following bills and resolutions correctly engrossed: House Joint Resolution No. 26, House Bill No. 241, Senate Joint Resolutions Nos. 18, 19, 31, 41, Senate Bills Nos. 81, 154, 165, 284, 304 and 310.

BOYER, Chairman.

The President in open session signed: Engrossed Senate Amendments to and Engrossed House Joint Resolution No. 26; Engrossed Senate Amendments to and Engrossed House Bill No. 241; Engrossed Senate Joint Resolutions Nos. 19 and 41; Engrossed Senate Bills Nos. 81, 154, 165 and 284, and ordered all transmitted to the Honorable House for consideration.

The following Message from the Honorable House was received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 184, by Loofbourrow of the Senate and Baggerly and Sewell of the House, entitled:

An Act creating Judicial District Number 31, fixing terms of court thereof; providing for the appointment and election of a judge therefor; making an appropriation therefor; repealing all acts and parts of acts in conflict therewith, and declaring an emergency,

and to inform you, and through you the Honorable Senate, that same has been passed by the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bill No. 184 was referred for enrollment.

THIRD READING

SENATE BILL NO. 310 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Gulager, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Wheatley. Total 30.

Nays: Graham, Loofbourrow. Total 2.

Not voting: Andrews, Gray, Harper, Powers, Storms, Waldrep. Total 6.

Excused: Culp, George, Otjen, Peck, Williamson. Total 5.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Gulager, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Wheatley. Total 30.

Nays: Graham, Loofbourrow. Total 2.

Not voting: Andrews, Gray, Harper, Powers, Storms, Waldrep. Total 6.

Excused: Culp, George, Otjen, Peck, Williamson. Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 310 and ordered the same transmitted to the Honorable House.

SENATE JOINT RESOLUTION NO. 31 was read for the third time at length.

Upon motion of Senator Looney, further consideration of Senate Joint Resolution No. 31 was indefinitely postponed

SENATE BILL NO. 304 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kinnere, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 35.

Nays: 0.

Not voting: Andrews, Shepherd, Storms. Total 3.

Excused: Culp, George, Otjen, Peck, Williamson. Total 5.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results.

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 35.

Nays: 0.

Not voting: Andrews, Shepherd, Stoms. Total 3.

Excused: Culp, George, Otjen, Peck, Williamson. Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 304 and ordered the same transmitted to the Honorable House.

SENATE JOINT RESOLUTION NO. 18 was read for the third time at length.

Senator Looney moved that further consideration of Senate Joint Resolution No. 18 be indefinitely postponed, which motion was tabled upon motion of Senator VanDall, the roll call thereon being as follows:

Ayes: Austin, Boyer, Clark, Darnell, Ferguson, Gray, Gulager, Hill, Kimerer, Loofbourow, Marshall, Powers, Rexroat, Shearer, Stigler, Terwilleger, VanDall, Wheatley. Total 18.

Nays: Fidler, Goodall, Graham, Johnson (Creek), Looney, McCurley, Nesbitt, Pullen, Reed, Rice, Simmons, Smith, Stewart, Thomas, Waldrep. Total 15.

Not voting: Andrews, Anglin, Harper, Shepherd, Storms. Total 5.

Excused: Culp, George, Otjen, Peck, Williamson. Total 5.

Resigned: Total 1.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Austin, Boyer, Clark, Darnell, Ferguson, Gray, Gulager, Hill, Kimerer, Loofbourow, Marshall, Powers, Rexroat, Shearer, Stigler, Terwilleger, VanDall. Total 17.

Nays: Fidler, Goodall, Graham, Johnson (Creek), Looney, McCurley, Nesbitt, Pullen, Reed, Rice, Shepherd, Simmons, Smith, Stewart, Thomas, Waldrep. Total 16.

Not voting: Andrews, Anglin, Harper, Storms, Wheatley. Total 5.

Excused: Culp, George, Otjen, Peck, Williamson. Total 5.

Resigned: Total 1.

The resolution having failed to receive the constitutional majority of the votes of all members elected to and constituting the Senate was declared failed of passage.

Upon motion of Senator Rexroat, the Senate recessed to meet at 1:30 p. m.

AFTERNOON SESSION

The Senate re-assembled at 1:30 p. m., and was called to order by the Vice President Pro Tempore.

SPECIAL ORDER

Senator Waldrep moved that the rules of the Senate be suspended for the purpose of further considering SENATE JOINT RESOLUTION NO. 24, by Waldrep, which motion failed of adoption, upon roll call as follows:

Ayes: Austin, Boyer, Clark, Darnell, Goodall, Harper, Loofbourow, Looney, Nesbitt, Reed, Rice, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep. Total 20.

Nays: Andrews, Ferguson, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Marshall, McCurley, Powers, Pullen, Shearer, Simmons, Wheatley. Total 15.

Not Voting: Anglin, Fidler, Rexroat. Total 3.

Excused: Culp, George, Otjen, Peck, Williamson. Total 5.

Resigned: Total 1.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Joint Resolutions Nos. 20, 22, 45 and 49 correctly engrossed.

BOYER, Chairman.

THIRD READING (Con't.)

SENATE JOINT RESOLUTION NO. 22 was read for the third time at length.

Upon motion of Senator VanDall, further consideration of Senate Joint Resolution No. 22 was indefinitely postponed.

SENATE JOINT RESOLUTION NO. 20 was read for the third time at length, as follows:

ENGROSSED SENATE JOINT RESOLUTION NO. 20
—By Stigler.

A Resolution authorizing the submission of a proposed amendment to the Constitution to the people for their approval or rejection, said proposed amendment being an amendment to Section 27. of Article 6, of the Constitution of the State of Oklahoma.

Be It Enacted by the People of the State of Oklahoma:

Section 1. That the following proposed amendment to Section 27, Article 6, of the Constitution of the State of Oklahoma, shall be referred to the people for their ratification or rejection at an election as provided by law. Said proposed amendment shall be submitted under Articles 5 and 24, of the Constitution of the State of Oklahoma. Said proposed amendment being an amendment to and in lieu of

Section 3, Article 6, of the Constitution of the State of Oklahoma, as follows, to-wit:

"Section 27. A Commissioner of Charities and Correction shall be appointed by the Governor of the State of Oklahoma, by and with the advise and consent of the Senate, whose term of office shall be for a period of four (4) years. Said officer may be of either sex and must be twenty-five years of age or over: In all other respects, said officer shall have the qualifications which shall be required by the Governor."

Said proposed amendment shall be submitted as provided by law in the following form:

"Shall the proposed amendment be adopted?"

☐ YES.

☐ NO.

Said proposed amendment of the Constitution of the State of Oklahoma, shall, upon receiving a majority of all electors voting at said election, voting in favor of said amendment, be adopted.

Section 2. The amendment herein proposed shall be submitted to the qualified electors of this State as provided by law at the next ensuing state wide primary election, or in a general state wide election which may be called prior thereto.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Powers, Reed, Rice, Shearer, Shepherd, Smith, Stigler, Storms, VanDall, Wheatley. Total 23.

Nays: Fidler, Graham, Gulager, Looney, McCurley, Nesbitt, Pullen, Thomas. Total 8.

Not voting: Anglin, Marshall, Rexroat, Simmons, Stewart, Terwilleger, Waldrep. Total 7.

Excused: Culp, George, Otjen, Peck, Williamson. Total 5.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Gray, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Powers, Reed, Rice, Shearer, Shepherd, Smith, Stigler, Storms, VanDall, Wheatley. Total 23.

Nays: Fidler, Graham, Gulager, Looney, McCurley, Nesbitt, Pullen, Thomas. Total 8.

Not voting: Anglin, Marshall, Rexroat, Simmons, Stewart, Terwilleger, Waldrep. Total 7.

Excused: Culp, George, Otjen, Peck, Williamson. Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of Senate Joint Resolution No. 20 and ordered the same transmitted to the Honorable House.

SENATE JOINT RESOLUTION NO. 49 was read for the third time at length.

Senator Graham moved that further consideration of Senate Joint Resolution No. 49 be indefinitely postponed, which motion was tabled upon motion of Senator Austin.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Fidler, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rice, Shearer, Shepherd, Simmons, Stigler, Stoms, Terwilleger, Thomas, VanDall. Total 26.

Nays: Clark, Darnell, Ferguson, Graham, Kimerer, Loofbourrow, Smith, Wheatley. Total 8.

Not voting: Looney, Rexroat, Stewart, Waldrep. Total 4.

Excused: Culp, George, Otjen, Peck Williamson. Total 5.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Peck, Powers, Pullen, Reed, Rice, Shearer, Shepherd, Simmons, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley. Total 31.

Nays: Graham, Smith. Total 2.

Not Voting: Looney, Marshall, Rexroat, Stewart, Waldrep. Total 5.

Excused: Culp, George, Otjen, Peck, Williamson. Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Presiding Officer, in open session, signed the engrossed copy of Senate Joint Resolution No. 49 and ordered the same transmitted to the Honorable House.

SENATE JOINT RESOLUTION NO. 45 was read for the third time at length.

Senator Harper moved that further consideration of Senate Joint Resolution No. 45 be indefinitely postponed.

Senator VanDall moved to table the Harper motion, which motion failed of adoption.

The vote recurring on the Harper motion, the same prevailed upon a roll call as follows:

Ayes: Andrews, Anglin, Clark, Ferguson, Fidler, Graham, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Marshall, Powers, Pullen, Reed, Rexroat, Shearer, Simmons, Smith, Terwilleger, Waldrep. Total 21.

Nays: Austin, Boyer, Darnell, Goodall, Gray, Hill, McCurley, Nesbitt, Rice, Shepherd, Stewart, Stigler, Storms, Thomas, VanDall, Wheatley. Total 16.

Not voting: Looney. Total 1.

Excused: Culp, George, Otjen, Peck, Williamson. Total 5.

Resigned: Total 1.

Vice President Pro Tempore Stigler presiding.

The following Message from the Honorable House was received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to advise you that the report of the Conference Committee has been adopted on:

ENGROSSED SENATE BILL NO. 87, by Johnson (Caddo), Austin, Johnson (Creek), Goodall, Thomas, Stigler, Otjen and Hill, entitled:

An Act providing that all bonds, including funding bonds and refunding bonds issued by municipalities shall be made to mature in annual installments beginning not less than three years nor more than five years from their date; prescribing certain regulations as to amounts and denominations, etc.,

and the bill is returned herewith the same having been passed, as amended.

Respectfully,

BERT McDONEL,

Chief Clerk.

Senator Austin submitted the following Conference Committee Report:

CONFERENCE COMMITTEE REPORT

To the President of the Senate and Speaker of the House of Representatives:

We, your Conference Committee, to whom was referred Engrossed Senate Bill No. 87 as amended by the House, beg leave to report that we have had the same under consideration and respectfully make the following recommendations:

(1) It is recommended that the Honorable House of Representatives recede from its amendment to Section 2 of said Act striking the word "except" from line 1 of said

Section 2, and inserting in lieu thereof the word "including," and that said line 1 of said section be permitted to stand as originally passed by the Honorable Senate.

(2) It is further recommended that said Section 2 of said Engrossed Senate Bill No. 87 be amended by adding the following at the end of said Section 2:

> "provided that funding bonds shall not bear a higher rate of interest than the indebtedness which is funded."

Respectfully submitted,

FRANK A SEWELL, Chairman.

W. C. AUSTIN,	FRANK A. SEWELL,
JOHN A. GOODALL,	CLAUD BRIGGS,
W. J. OTJEN,	C. LESLIE CARDWELL,
Senate Conferees.	House Conferees.

Senator Austin moved that the Senate refuse to adopt the Conference Committee Report and ask the Honorable House for a further conference, which motion prevailed, the same Senate Conferees to act on the second conference, if granted.

Notice having been lodged, Senator Wheatley moved to reconsider the vote by which the Senate concurred in House Amendments to SENATE BILL NO. 22 which motion prevailed.

Senator Wheatley moved that the Senate refuse to concur in House Amendments to Senate Bill No. 22 and ask the Honorable House for a conference thereon, which motion prevailed.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Concurrent Resolution No. 18 correctly engrossed.

BOYER, Chairman.

The Vice President Pro Tempore signed, in open session, Engrossed Senate Concurrent Resolution No. 18 and ordered the same transmitted to the Honorable House for consideration.

Upon motion of Senator Anglin, Senate Bill No. 136, by Anglin, was advanced to engrossment and third reading.

Upon motion of Senator Anglin, the rules of the Senate were suspended and Senate Bill No. 136 was considered engrossed and placed upon third reading and final passage.

SENATE BILL NO. 136 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Graham, Gray, Johnson (Creek), Kimerer, Loofbourrow, Marshall, Nesbitt, Powers, Pullen, Rexroat, Rice, Shearer, Simmons, Smith, Stigler, Storms, Terwilleger, Wheatley. Total 25.

Nays: Goodall, Gulager, McCurley, Reed, Shepherd, Thomas. Total 6.

Not voting: Fidler, Harper, Hill, Looney, Stewart, VanDall, Waldrep. Total 7.

Excused: Culp, George, Otjen, Peck, Williamson. Total 5.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Upon motion of Senator Anglin, the emergency to Senate Bill No. 136 was stricken therefrom.

Senate Bill No. 136 was referred for engrossment.

The following Message from the Honorable House was received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED HOUSE JOINT RESOLUTION NO. 26, by Kight, entitled:

A Resolution for the payment to certain special justices of the Supreme Court of the State of Oklahoma in Case No. 18,080,

and to inform you, and through you the Honorable Senate, that the House refuses to concur in Senate Amendments thereto, and requests the Honorable Senate to recede therefrom.

Respectfully,

BERT McDONEL,
Chief Clerk.

Upon motion of Senator Anglin the Senate refused to recede from its amendments to Engrossed House Joint Resolution No. 26 and asked a conference of the Honorable House.

By unanimous consent, SENATE JOINT RESOLUTION NO. 9, by Darnell, Reed, et al, was taken up for consideration.

Senator Anglin submitted the following amendment:

Mr. President: I move to amend Senate Joint Resolution No. 9, line 14, page 2, as follows: "The Highway Commission of the State of Oklahoma is further authorized and empowered to reimburse any county, in the full sum contributed to the building and erection of any bridge or bridges, in said county, on state highways, said money to be paid to the County Treasurer of the County or Counties having contributed to the erection of such bridges, the same to be placed in the Road and Bridge Fund of said county and to be paid by the State Highway Commission out of the funds in the hands of the said State Highway Commission."

ANGLIN

Senator Reed moved to table the Anglin amendment, which motion failed of adoption.

The vote recurring on the Anglin amendment, the same was adopted.

Senator Anglin submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Joint Resolution No. 9, line 14, page 3, by inserting the following: "Pro-

vided no more than 50% of the purchase price shall be paid by the State or National Government, the other 50% to be paid by city or county interested."

ANGLIN.

Senator Rexroat moved to indefinitely postpone further consideration of Senate Joint Resolution No. 9, which motion prevailed, upon a roll call as follws:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Fidler, Goodall, Graham, Gray, Harper, Johnson (Creek), Loofbourrow, Marshall, Nesbitt, Powers, Rexroat, Shearer, Stewart, Terwilleger, VanDall, Wheatley. Total 21.

Nays: Darnell, Ferguson, Gulager, McCurley, Pullen, Reed, Rice, Shepherd, Simmons, Smith, Stigler, Thomas, Waldrep. Total 13.

Not voting: Hill, Kimere., Looney, Storms. Total 4.

Excused: Culp, George, Otjen, Peck, Williamson. Total 5.

Resigned: Total 1.

Senator Harper moved that all Senate bills, under General Order, be stricken from the Calendar.

Senator Pullen, as a substitute, moved that all Senate bills on General Order, be advanced to engrossment and third reading, which motion was tabled upon motion of Senator McCurley.

The vote recurring on the Harper motion, the same prevailed.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Bill No. 136 correctly engrossed and Senate Bill No. 184 correctly enrolled.

BOYER, Chairman.

The Vice President Pro Tempore signed, in open session, Engrossed Senate Bill No. 136 and ordered the same transmitted to the Honorable House for consideration.

Senate Bill No. 184 was read for the fourth time, the enrolled copy signed, in open session, by the Vice President Pro Tempore and ordered transmitted to the Honorable House for the signature of the Speaker.

The President presiding.

HOUSE BILLS ON GENERAL ORDER

Upon motion of Senator Austin, House Bill No. 323, by Kight, Moon and Billups, was advanced to engrossment and third reading.

Upon motion of Senator Austin, the rules of the Senate were suspended and House Bill No. 323 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 323 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, VanDall, Wheatley. Total 35.

Nays: 0.

Not Voting: Hill, Thomas, Waldrep. Total 3.

Excused: Culp, George, Otjen, Peck, Williamson. Total 5.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 323 and ordered the same transmitted to the Honorable House.

The following Message from the Honorable House was received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE JOINT RESOLUTION NO. 28, by Anglin, entitled:

A Resolution making appropriation for the office of Lieutenant Governor for a period beginning January 10th, 1927, and declaring an emergency,

and to inform you, and through you the Honorable Senate, that same has been passed by the House of Representatives, AS AMENDED, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed House Amendments to Senate Joint Resolution No. 28 were read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT NO. 1. That Engrossed Senate Joint Resolution No. 28, be amended by adding after the word "services at the end of line 9, page 1, the following:

"and,

WHEREAS the fund for compensation of the Lieutenant Governor while Acting Governor is about exhausted and the fund for expenses of the Lieutenant Governor is exhausted;"

ENGROSSED HOUSE AMENDMENT NO. 2. That Engrossed Senate Joint Resolution No. 28, be amended by adding after line 17, page 1, the following:

"For Compensation of the Lieutenant Governor while Acting Governor ----------$150.00

"For Traveling Expenses of Lieutenant Governor while Acting Governor ----------$250.00

ENGROSSED HOUSE AMENDMENT NO. 3. That Engrossed Senate Joint Resolution No. 28, be amended by striking the figures "$523.16" in line 18, page 1, after the word "total" and inserting therefor the figures "$923.16."

Upon motion of Senator Anglin, the Senate concurred in House Amendments to Senate Joint Resolution No. 28.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Wheatley. Total 33.

Nays: 0.

Not voting: Fidler, Hill, Thomas, VanDall, Waldrep. Total 5.

Excused: Culp, George, Otjen, Peck, Williamson. Total 5.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Wheatley. Total 33.

Nays: 0.

Not voting: Fidler, Hill, Thomas, VanDall, Waldrep. Total 5.

Excused: Culp, George, Otjen, Peck, Williamson. Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed Engrossed House Amendments to Senate Joint Resolution No. 28 and the bill, as amended, was referred for enrollment.

Upon motion of Senator Reed, House Bill No. 356, by Johnson (Comanche), Singletary, et al, was advanced to engrossment and third reading.

Upon motion of Senator Reed, the rules of the Senate were suspended and House Bill No. 356 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 356 was read for the third time at length.

The question being "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Wheatley. Total 33.

Nays: 0.

Not voting: Fidler, Hill, Thomas, VanDall, Waldrep. Total 5.

Excused: Culp, George, Otjen, Peck, Williamson. Total 5.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Wheatley. Total 33.

Nays: 0.

Not voting: Fidler, Hill, Thomas, VanDall, Waldrep. Total 5.

Excused: Culp, George, Otjen, Peck, Williamson. Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 356 and ordered the same transmitted to the Honorable House.

The following Message from the Honorable House was received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 184, by Loofbourrow of the Senate and Baggerly and Sewell of the House, entitled:

An Act creating Judicial District Number Thirty-one; fixing terms of court thereof; providing for the appointment and election of a Judge therefor; making an appropriation therefor; repealing all acts and parts of acts in conflict therewith, and declaring an emergency,

and to inform you, and through you the Honorable Senate, that same has been read for the fourth time, and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Bill No. 184 was referred to the Governor for consideration.

The following Messages from the Governor was received and read:

March 21, 1927.

To the Honorable Senate and
House of Representatives,
Eleventh Legislature,
BUILDING

Gentlemen:

I have the honor to report to you that I have received and on March 16th signed Senate Bill No. 242, entitled:

"An Act providing the compensation of the County Attorney, Sheriff, County Clerk, County Assessor, County Treasurer, Court Clerk, County Superintendent, County Judge and County Commissioners of Seminole County; providing for the appointment and compensation of deputies, assistants and stenographers; repealing all acts and parts of acts in conflict herewith, and declaring an emergency."

Also, on March 19th, I signed Enrolled House Bill No. 355, entitled:

"An Act to abolish the offices of Township Trustee, Township Clerk and Township Treasurer of each Township in certain Counties in the State of Oklahoma, and confer the powers and duties of said offices on the Board of County Commissioners, County Clerk and County Treasurer of such Counties, repealing all acts in conflict therewith and declaring an emergency."

I have this day signed Enrolled House Joint Resolution No. 16, entitled:

"A Resolution authorizing an extension of time of payment of the first half of the 1926 ad valorem taxes until September 1st, 1927, and providing that the last half of the 1926 ad valorem taxes shall not become delinquent until the 15th day of October, 1927, in all counties having a population of not less than fourteen thousand six hundred seventy-four (14,674), and not more than fourteen thousand six hund ed eighty-four (14,684), according to the last Federal Decennial Census; relieving the taxpayer of all penalty of such taxes, and declaring an emergency."

I am today transmitting these Bills to the Secretary of State.

Truly yours,

HENRY S. JOHNSTON,

Governor.

March 19, 1927.

To the Honorable Senate and
House of Representatives,
Eleventh Legislature,

BUILDING

Gentlemen:

I have the hono. to report to you that I have received and on March 18th, signed the following Bills and transmitted same to the Secretary of State:

ENROLLED HOUSE BILL NO. 299, entitled:

"An Act providing that the County Treasurer of Coal County, Oklahoma, in addition to his other duties, shall be the Treasurer of each independent school district of said County, and declaring an emergency."

ENROLLED HOUSE BILL NO. 329, entitled:

"An Act authorizing County Commissioners of any County in Oklahoma, with a population of not less than thirty-three thousand four hundred (33,400), nor more than thirty-three thousand five hundred (33,500), and of any County in Oklahoma with a population of not less than thirteen thousand one hundred (13,100), and not more than thirteen thousand two hundred (13,200), by the Federal Census of 1920, or by any succeeding Federal Census, to make a special levy for the purpose of erecting live stock and exhibit buildings and for the construction of permanent sidewalks and roadways for the Free Fair Association upon the real estate owned by the said County or any municipal corporation therein, under contract or lease, for

use as exhibit grounds for the Free County Fair, and declaring the construction of such live stock and exhibit buildings and permanent sidewalks and roadways to be no part of the current expense of such County."

ENROLLED HOUSE BILL NO. 333, entitled:

"An Act fixing the salary of the Deputy County Assessor in all Counties of the State of Oklahoma, having a population of not less than eighteen thousand nine hundred fifty (18,950) and not more than nineteen thousand (19,000), according to the last Decennial Federal Census."

ENROLLED HOUSE BILL NO. 358, entitled:

"An Act relating to the County Commissioners, in Counties having a population of not less than eighteen thousand seven hundred fifty (18,750) and not more than nineteen thousand three hundred (19,300), and in Counties having a population of not less than sixteen thousand six hundred eighty-five (16,685), and not more than than seventeen thousand five hundred ten (17,510), according to the last preceding Federal Decennial Census or any future Federal Census, repealing House Bill No. 280, Chapter 168, Session Laws, 1925, page 271, and all laws and parts of laws in conflict herewith, and declaring an emergency."

ENROLLED HOUSE BILL NO. 364, entitled:

"An Act authorizing the County Superintendent of Public Instruction in all Counties in the State of Oklahoma, having a population of not less

than nineteen thousand eight hundred seventy-two (19,872), and not more than nineteen thousand eight hundred eighty (19,880), as shown by the Federal Census of 1920, to appoint one assistant County Superintendent of Public Instruction and fixing the salary of the same; repealing all acts or parts of acts in conflict therewith, and declaring an emergency."

ENROLLED HOUSE BILL NO. 377, entitled:

"An Act authorizing County Commissioners of all Counties of this State having a population of not less than twenty-six thousand eight hundred (26,800), nor more than twenty-seven thousand five hundred (27,500), according to the 1920, or any succeeding, Federal Census, to lease for the use of the County Free Fair Association, any grounds belonging to any city or town of such County, and authorizing the County Excise Board of such Counties when such property has been so leased or contracted to be so leased, to make an anuual special levy of not to exceed two-tenths (2-10) of a mill upon all property in such County, to carry out the provisions ofthis act, said levy not to be a part of the current expenses of such County, but in addition thereto, and declaring an emergency."

ENROLLED HOUSE BILL NO. 403, entitled:

"An Act authorizing the appointment of Deputy Court Clerks in Okmulgee County, Oklahoma, fixing the salary thereof; repealing all acts or parts of acts in conflict therewith and declaring an emergency."

Respectfully yours,

HENRY S. JOHNSTON,

Governor.

March 21, 1927.

To the Honorable Senate and
House of Representatives,
Eleventh Legislature,

BUILDING

Gentlemen:

I have the honor to report to you that I have received and on March 19th signed and transmitted to the Secretary of State, HOUSE BILL NO. 272, entitled:

"An Act authorizing and empowering the County Commissioners of Noble County, Oklahoma, to make a special levy for the purpose of erecting buldings for the Free Fair Association upon real estate to be furnished by the Chamber of Commerce of the City of Perry, in said County, and used for exhibit grounds for Free County Fair, and declaring an emergency."

Truly yours,

HENRY S. JOHNSTON,

Governor.

The President announced matters were on his desk for the consideration of the Senate, in executive session.

Upon motion of Senator Rexroat, the Senate closed its doors and went into executive session.

The Senate re-assembled, in open session, and was called to order by the President.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 328 correctly engrossed.

BOYER, Chairman.

SENATE BILL NO. 328 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Wheatley Total 33.

Nays: 0.

Not voting: Fidler, Hill, Thomas, VanDall, Waldrep. Total 5.

Excused: Culp, George, Otjen, Peck, Williamson. Total 5.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Wheatley. Total 33.

Nays: 0.

Not voting: Fidler, Hill, Thomas, VanDall, Waldrep. Total 5.

Excused: Culp, George, Otjen, Peck, Williamson. Total 5.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of Senate Bill No. 328 and ordered the same transmitted to the Honorable House.

The following Messages from the Honorable House were received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to inform you and through you the Honorable Senate that the House has appointed as conferees on:

ENGROSSED HOUSE JOINT RESOLUTION NO. 26, by Kight, entitled:

A Resolution for the payment of certain special Justices of the Supreme Court of the State of Oklahoma in Case No. 18080

the following members:

Messrs: Kite, McCombs and Hill.

Very respectfully,

BERT McDONEL,

Chief Clerk.

The President appointed, as Senate conferees, on Engrossed House Joint Resolution No. 26, Senators Andrews, Wheatley and Loofbourrow.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 255, by Leecraft, entitled:

An Act to authorize the governing body of any City or Town to refund street improvement bonds heretofo e issued by authority of Chapter 10, Article 1, of the Session Laws of Oklahoma, 1907-08, or Article 12, Chapter 29, C. O. S. 1921, to provide for the levy and collection of assessments to pay such bonds and the method of procedure therefor, to provide for the retirement of street improvement bonds heretofore issued; to provide for the repeal of Chapter 216, of the

Session Laws of the State of Oklahoma, 1915, and all other laws and parts of laws in conflict herewith,

and to inform you and through you the Honorable Senate, that same has been passed by the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to inform you, and through you the Honorable Senate, that the Speaker has appointed:

Messrs. 1. O'BRYAN,
2. MOON,
3. BROWN (Carter),

as conferees on:

ENGROSSED SENATE BILL NO. 22, by Wheatley of the Senate and O'Bryan of the House, entitled:

An Act to amend Section 1, of Chapter 112, of the Session Laws of Oklahoma, 1919, Section 9528, C. O. S. 1921, relating to public librairies, repealing all conflicting laws, and declaring an emergency.

Yours respectfully,

BERT McDONEL,

Chief Clerk.

The President appointed, as Senate conferees, on Engrossed Senate Bill No. 22, Senators Wheatley, Darnell and Terwilleger.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 463, by Ware, entitled:

An Act providing for the appointment of deputy county court clerks in Caddo County, state of Oklahoma; providing for their salaries; all acts or parts of acts in conflict herewith are hereby repealed, and declaring an emergency;

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 16, by Watson of Creek of the House and Johnson of the Senate, entitled:

A Resolution memoralizing Congress and commending the efforts of Honorable E. B. Howard, congressman from the First Congressional District of Oklahoma, relating to the re-opening of Carlisle University in Oklahoma,

and to inform you, and through you the Honorable Senate, that same have been read for the fourth time, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bill No. 463 was read for the fourth time, the enrolled copy signed, in open session, by the President and ordered returned to the Honorable House.

The President signed Enrolled House Concurrent Resolution No. 16 and ordered the same transmitted to the Honorable House.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 467, by Webster of the House and Terwilleger of the Senate, entitled:

An Act authorizing the board of trustees of the town of Bixby, Oklahoma, to remit and refund certain penalties on delinquent paving taxes and assessments; and authorizing the county treasurer of Tulsa County, Oklahoma, to collect paving taxes and assessments heretofore levied in the town of Bixby, Oklahoma, without collecting such penalties; repealing all acts or parts of acts in conflict herewith, and declaring an emergency,

and to inform you and through you the Honorable Senate that same has been passed by the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,
Chief Clerk.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 106, by Taylor and Pomeroy, entitled:

An Act fixing the time of convening the District Court in Judicial District No. 10, of the State of Oklahoma, and repealing all laws in conflict therewith;

ENROLLED HOUSE BILL NO. 317, by Reily and Cobb, entitled:

An Act designating a cemetery for the city of Shawnee prescribing rules and regulations for the government thereof and creating a cemetery fund and defining the manner in which such fund shall be appropriated and deposited and providing for a penalty for violation of the provisions of this act;

ENROLLED HOUSE BILL NO. 331, by James, entitled:

An Act authorizing the county assessor of Woodward County to appoint one deputy at a salary to be fixed by the Board of County Commissioners at not to exceed the sum of $1,200.00 per year; and by and with the consent of the Board of County Commissioners to appoint one deputy for a period of not to exceed six months in any one year at a salary of not to exceed $75.00 per month, the same to be fixed by the Board of County Commissioners,

providing for expenses of the County Assessor and repealing all acts in conflict therewith and declaring an emergency;

ENROLLED HOUSE BILL NO. 387, by Ebey, Leecraft, Berry, Brown, Hines, Watson, Kight, Davis, of Oklahoma, Battenfield and Bird, entitled:

An Act amending Sections 9947 and 9950, C O. S. 1921, relating to annual license fees of domestic and foreign corporations doing business in the State of Oklahoma;

ENROLLED HOUSE BILL NO. 408, by Webster, entitled:

An Act fixing the salaries of the chief deputy court clerk, chief deputy county treasurer and chief deputy county clerk in all counties of the State of Oklahoma having a population of not less than 108,000 nor more than 116,000 according to the last preceding or any future regular federal decennial census, repealing all acts or parts of acts in conflict herewith, and declaring an emergency;

ENROLLED HOUSE BILL NO. 409, by Forehand, entitled:

An Act providing for the appointment of additional deputy county clerks in McClain County; fixing their salaries and declaring an emergency;

ENROLLED HOUSE BILL NO. 410, by Riddle, Logan and Payne of the House and Culp of the Senate, entitled:

An Act relating to the appointment of undersheriff of Okmulgee County, Oklahoma, prescribing salary, repealing all acts in conflict herewith, and declaring an emergency;

ENROLLED HOUSE BILL NO. 411, by Riddle, Logan and Payne of the House and Culp of the Senate, entitled:

An Act authorizing the County Treasurer of Okmulgee County, Oklahoma, to appoint deputies in his office fixing the salaries thereof; repealing all acts or parts of acts in conflict therewith and declaring an emergency;

ENROLLED HOUSE BILL NO. 421, by Reece and McLaury of the House and Johnson of Creek of the Senate, entitled:

An Act fixing the number of deputies and their salaries that may be allowed to the County Clerk of Payne County, Oklahoma, and declaring an emergency;

ENROLLED HOUSE BILL NO. 422, by Reece and McLaury of the House, and Johnson of Creek of the Senate, entitled:

An Act fixing the number of deputies of the County Assessor of Payne County, State of Oklahoma, and fixing their salaries, and fixing the amount of expense to be allowed the County Assessor and deputies of Payne County, Oklahoma, and declaring an emergency;

ENROLLED HOUSE BILL NO. 438, by Reily, entitled:

An Act authorizing the Board of County Commissioners of Pottawatomie County and the Board of Directors of the Pottawatomie County Free Fair Association to purchase land and to make improvements thereon for a free fair ground for said county, and authorizing a one mill levy upon all the taxable property of said county to create a fund to pay for said buildings and land, repealing all acts or parts of acts in conflict therewith and declaring an emergency;

ENROLLED HOUSE JOINT RESOLUTION NO. 42, by Windle, Watson of Kiowa and Graham of the House and Looney of the Senate, entitled:

A Joint Resolution authorizing the American Legion Posts of Greer County and Kiowa County to erect a memorial arch at each end of the bridge now being constructed across the North Fork of Red River on State Highway No. 9, and declaring an emergency,

and to inform you, and through you the Honorable Senate, that same have been read for the fourth time in the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bills Nos. 106, 317, 331, 387, 408, 409, 410, 411, 421, 422, 438 and House Joint Resolution No. 42 were, each, read for the fourth time, the enrolled copies signed by the President, in open session, and ordered returned to the Honorable House.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to inform you and through you the Honorable Senate that a further conference has been granted on:

ENGROSSED SENATE BILL NO. 87, by Johnson (Caddo), Austin, Johnson (Creek), Storms, Goodall, Thomas, Stigler, Otjen and Hill, entitled:

An Act providing that all bonds, including funding and refunding bonds issued by municipalities shall be made to mature in annual installments beginning not less than three years nor more than five years from their date; prescribing certain regulations as to the amounts and denominations thereof, etc.,

and the Speaker has named the same conferees, to-wit:

Messrs. Cardwell, Sewell and Briggs.

Very respectfully,

BERT McDONEL,

Chief Clerk.

TO THE PRESIDENT OF THE SENATE,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 474, by Foster, entitled:

An Act relating to the county attorney; fixing the salary and prescribing additional duties of the county attorney in all counties in this state, having a population of not less than 21,371 and not more than 21,450 population according to the last preceding federal census, or any future federal census, repealing all conflicting laws and declaring an emergency,

ENROLLED HOUSE BILL NO. 447, by Briggs, entitled:

An Act amending Section 3973, C. O. S. 1921, as amended by Chapter 116, Session Laws of Oklahoma, 1925, relating to the herding of domestic animals and declaring an emergency;

ENROLLED HOUSE BILL NO. 433, by Billups, Reeves, Graham, Singletary and Laskey of the House and Fidler of the Senate, entitled:

An Act legalizing the use of voting machines in Oklahoma County, Oklahoma, authorizing their purchase and installation and prescribing rules and regulations for their operation,

and to inform you, and through you the Honorable Senate, that same have been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bills Nos. 433, 447 and 474 were, each, read for the fourth time, the enrolled copies signed by the President, in open session, and ordered returned to the Honorable House.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature;

ENROLLED HOUSE BILL NO. 407, by Thomas of Tulsa, Owens, Maxwell, Wilson and Webster, entitled:

An Act fixing the number of and compensation of assistant county attorneys, clerks, stenographers and evidence man in the office of the county attorney in all counties having a population in excess of 109,000 and less than 116,000, as shown by the last preceding or any future regular federal decennial census; repealing all acts or parts of acts in conflict herewith and declaring an emergency;

ENROLLED HOUSE BILL NO. 416, by McLaury and Reece of the House, and Johnson of Creek of the Senate, entitled:

An Act fixing the number of deputies and their salaries that may be allowed to the county treasurer of Payne, County, Oklahoma, and declaring an emergency;

ENROLLED HOUSE BILL NO. 423, by Reece and McLaury of the House and Johnson of Creek of the Senate, entitled:

An Act fixing the salary of the county surveyor of Payne County, Oklahoma, in addition to present compensation allowed by law, and declaring an emergency;

ENROLLED HOUSE BILL NO. 425, by Briggs of the House and Harper of the Senate, entitled:

An Act authorizing the employment of deputies in the office of the county treasurer of Latimer County, State of Oklahoma, fixing the salaries thereof, and repealing all acts in conflict therewith;

ENROLLED HOUSE BILL NO. 432, by Billups, entitled:

An Act to amend Section 708, C. O. S. 1921, relating to the sale of realty;

ENROLLED HOUSE BILL NO. 470, by Bell, (by request), entitled:

An Act authorizing the appointment of an assistant county superintendent of public instruction of Kay County, Oklahoma, fixing the salary; providing for the payment thereof, repealing all conflicting laws and declaring an emergency;

ENROLLED HOUSE BILL NO. 471, by Fraley, entitled:

An Act amending Section 9666, C. O. S. 1921, relating to the assessment of taxable property and providing procedure for such assessments in all counties in the state having a population of not less than 35 000

and not more than 37400, according to the federal census of 1920, or according to any succeeding federal census, and declaring an emergency;

ENROLLED HOUSE BILL NO. 472, by Lane of the House and George of the Senate, entitled:

An Act authorizing the county commissioners of Cleveland County, Oklahoma, to make a special levy for the purpose of erecting buildings for the free fair association upon real estate owned by the said county or any municipal corporation therein under contract or lease, for use as exhibit grounds for free county fair, and declaring an emergency,

and to inform you, and through you the Honorable Senate, that same have been read for the fourth time in the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bills Nos. 407, 416, 423, 425, 432, 470, 471, and 472 were, each, read for the fourth time, the enrolled copies signed by the President, in open session, and ordered returned to the Honorable House.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to inform you and through you the Honorable Senate that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 289, by Campbell and Strauss of the House and Otjen of the Senate, entitled:

An Act amending Section 7387 of the Compiled Oklahoma Statutes, 1921, relating to nominating districts of certain counties.

ENGROSSED HOUSE BILL NO. 172, by Johnson of Comanche and Reily, entitled:

An Act amending Section 13, Chapter 48, Oklahoma Session Laws, 1923-24, and authorizing the State Highway Commission to drain, put to grade, and build bridges and underpasses on any highway, street or alley within any incorporated city or town, which highway, street or alley is a continuation of the State Highway system; repealing all acts or parts of acts in conflict therewith.

ENGROSSED HOUSE BILL NO. 415, by Lane, entitled:

An Act authorizing the County Clerks, the Court Clerks and the County Treasurers of all counties in this state, which counties have a popuation of not less than 18,500, nor more than 19,800, according to the Federal census of 1920, or according to any succeeding Federal census, to appoint with the approval of the County Commissioners of said county, certain deputies in their respective offices, and fixing the salary thereof, and declaring an emergency.

ENGROSSED HOUSE BILL NO. 330, by McArthur of the House and Shepherd of the Senate, entitled:

An Act relating to road and bridge work and inspection by County Commissioners in all counties having a population of 10,600 and not over 15,840, fixing the compensation for such work, repealing all acts in conflict herewith and declaring an emergency.

and the same have been passed by the House as amended.

Yours very truly,

BERT McDONEL,

Chief Clerk.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to inform you and through you the Honorable Senate that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 241, by Daniel, Stovall, Porter, Leecraft, McArthur, Bryan, Fraley, Maxwell, et al, of the House, and Storms, Johnson of Caddo, Otjen, Thomas and Stigler of the Senate, and Governor Henry S. Johnston of Perry, entitled:

A Bill entitled an Act creating a special common school equalization fund, providing for distribution of said fund by the State Board of Education, providing regulations therefor, making certain extensions of transfer privileges, allocating certain revenues to the said fund, and limiting the powers of the State

Board of Education in making apportionments to moneys actually collected and placed in said fund, and repealing all acts or parts of acts in conflict herewith,

and the same has been passed by the House, as amended.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE BILL NO. 337, by Gilmer, Logan and Bell, entitled:

An Act authorizing the construction and equipping of an infirmary building at the State University, at Norman, providing for the issuance and payment of public building bonds of the State of Oklahoma therefor, providing the manner of expending the proceeds of the bonds, providing for the management of the infirmary and authorizing and directing the Commissioners of the Land Office of the State of Oklahoma to invest the public building fund of the State of Oklahoma in said bonds, and defining the duties of the Board of Regents in regard thereto,

and to inform you, and through you the Honorable Senate, that same has been passed by the House of Representatives and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your consideration:

ENGROSSED HOUSE JOINT RESOLUTION NO. 40, by Johnson of Pushmataha, Stovall, Dyer, Brewer, Bird, Leecraft, Crowley, Cardwell, Thomas of LeFlore, Clark, Thompson of Pontotoc, Briggs, Cochran, et al, of the House, and Harper, Stewart, Nesbitt and Andrews of the Senate, entitled:

A Resolution authorizing the State Highway Commission to transfer lands to the Kiamichi and Indian Areas of Boy Scouts of America, and declaring an emergency;

and to inform you, and through you the Honorable Senate, that same has been passed by the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

HOUSE BILLS ON FIRST READING

The following bills and resolutions were received from the Honorable House and read for the first time:

HOUSE BILL NO. 255, by Leecraft, entitled.—An Act to authorize the convening body of any city or town to refund street improvement bonds heretofore issued by authority of Chapter 10, Article 1, of the Session Laws of Oklahoma, 1907-08, or Article 12, Chapter 29, C. O. S. 1921, to provide for the levy and collection of assessments to pay such bonds and the method of procedure therefor, to provide for the retirement of street improvement bonds heretofore issued; to provide for the repeal of Chapter 216, of the Session Laws of the State of Oklahoma, 1915, and all other laws and parts of laws in conflict herewith.

HOUSE BILL NO. 467, by Webster of the House and Terwilleger of the Senate, entitled.—An Act authorizing the Board of Trustees of the town of Bixby, Oklahoma, to remit and refund certain penalties on delinquent paving taxes and assessments; and authorizing the County Treasurer of Tulsa County, Oklahoma, to collect paving taxes and assessments heretofore levied in the town of Bixby, Oklahoma, without collecting such penalties; repealing all acts or parts of acts in conflict herewith, and declaring an emergency.

HOUSE BILL NO. 337, by Gilmer, Logan and Bell, entitled.—An Act authorizing the construction and equipping of an infirmary building at the State University, at Norman, providing for the issuance and payment of public building bonds of the State of Oklahoma therefor, providing the manner of expending the proceeds of the bonds, providing for the management of the infirmary and authorizing and directing the Commissioners of the Land Office of the State of

Oklahoma to invest the public building fund of the State of Oklahoma in said bonds, and defining the duties of the Board of Regents in regard thereto.

HOUSE JOINT RESOLUTION NO. 40, by Johnson of Pushmataha, Stovall, Dyer, Brewer, Bird, Leecraft, Crowley, Cardwell, Thomas of LeFlore, Clark, Thompson of Pontotoc, Briggs, Cochran, et al, of the House, and Harper, Stewart, Nesbitt and Andrews of the Senate, entitled.—A Resolution authorizing the State Highway Commission to transfer lands to the Kiamichi and Indian Areas of Boy Scouts of America, and declaring an emergency.

Upon motion of Senator Pullen, the Senate adjourned to meet at 10:00 o'clock, a. m., Tuesday, March 22nd, 1927.

SIXTY-SIXTH LEGISLATIVE DAY

Tuesday, March 22, 1927.

The Senate, pursuant to adjournment, met at 10:00 o'clock, a. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 39.

Excused: Culp, George, Peck, Waldrep. Total 4.

Resigned: Total 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

Senator Rexroat, after reading a telegram from the family of Senator Culp, which told of his serious condition,

moved that the Secretary of the Senate be instructed to send flowers to Senator Culp, at Beggs, Oklahoma, and the motion was adopted.

Senator Rexroat moved that the President appoint a Committee of two, to draft an appropriate resolution, expressing the sympathy of the Senate, over the illness of Senator Culp, and its desire for his speedy recovery.

The motion prevailed and the President appointed, as the Special Committee, Senators Rexroat and Hill.

SECOND READING

By unanimous consent, the following bills and resolutions were read for the second time and ordered placed upon the calendar, without reference to a Committee:

HOUSE JOINT RESOLUTION NO. 40, by Johnson of Pushmataha, Stovall, Dyer, Brewer, Bird, Leecraft, Crowley, Cardwell, Thomas of LeFlore, Clark, Thompson of Pontotoc, Briggs, Cochran, et al, of the House, and Harper, Stewart, Nesbitt and Andrews of the Senate.

HOUSE BILL NO. 255, by Leecraft.

HOUSE BILL NO. 337, by Gilmer, Logan and Bell.

HOUSE BILL NO. 467, by Webster of the House and Terwilleger of the Senate.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report the following: House Concurrent Resolution No. 8 correctly engrossed; Senate Concurrent Resolutions Nos. 8, 24, Senate Joint Resolutions Nos. 13, 33, 34, 35, 38, 42, 48, Senate Bills Nos. 38, 159, 186, 239, 240, 256, 270, 283, 287, 293, and 317 all correctly enrolled.

BOYER, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Concurrent Resolution No. 8 and ordered the same returned to the Honorable House.

Senator Gray presiding.

The Presiding Officer signed, in open session, Enrolled Senate Concurrent Resolutions Nos. 8 and 24, and ordered the same transmitted to the Honorable House for the signature of the Speaker.

The President presiding.

Senate Joint Resolutions Nos. 13, 33, 34, 35, 38, 42 and 48 were, each read for the fourth time, the enrolled copies signed by the President, in open session, and ordered transmitted to the Honorable House for the signature of the Speaker.

Vice President Pro Tempore Stigler presiding.

Senate Bill No. 38 was read for the fourth time, the enrolled copy signed by the Vice President Pro Tempore, in open session, and ordered transmitted to the Honorable House for the signature of the Speaker.

The President presiding.

Senate Bills Nos. 159, 186, 239, 240, 256, 270, 283, 287, 293 and 317 were, each, read for the fourth time, the enrolled copies signed in open session by the President and ordered transmitted to the Honorable House for the signature of the Speaker.

THIRD READING

Upon motion of Senator Austin, all Senate Bills on Third Reading were stricken from the calendar.

HOUSE JOINT RESOLUTION NO. 30 was read for the third time at length.

The question being "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Anglin, Boyer, Marshall, Otjen, Stewart, Stigler. Total 6.

Excused: Culp, George, Peck, Waldrep. Total 4.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Joint Resolution No. 30 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 431 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Anglin, Boyer, Marshall, Otjen, Stewart, Stigler. Total 6.

Excused: Culp, George, Peck, Waldrep. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson. (Creek), Kimerer, Loofbourrow, Looney, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Anglin, Boyer, Marshall, Otjen, Stewart, Stigler. Total 6.

Excused: Culp, George, Peck, Waldrep. Total 4.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 431 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 396 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson

(Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 36.

Nays: 0.

Not Voting: Anglin, Boyer, Otjen. Total 3.

Excused: Culp, George, Peck, Waldrep. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 396 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 427 was read for the third time at length.

Senator Andrews moved that the vote by which House Bill No. 427 was advanced to engrossment and third reading, be reconsidered, which motion prevailed.

Senator Andrews submitted the following amendment, which was tabled, upon motion of Senator Looney:

Mr. President: I move to amend House Bill No. 427, by striking the last sentence in Section 2.

ANDREWS.

President Pro Tempore Williamson presiding.

Upon motion of Senator Reed, House Bill No. 427 was advanced to engrossment and third reading.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Boyer, Clark, Darnell, Fidler, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shepherd, Simmons, Smith, Stigler, Storms, Thomas, Wheatley, Williamson. Total 30.

Nays: Andrews, Ferguson, Hill, Otjen, Shearer, Stewart, Terwilleger, VanDall. Total 8.

Not Voting: Austin. Total 1.

Excused: Culp, George, Peck, Waldrep. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed the engrossed copy of House Bill No. 427 and ordered the same transmitted to the Honorable House.

Vice President Pro Tempore Stigler presiding.

Senator Anglin submitted the following Conference Committee Report:

CONFERENCE REPORT

To the President of the Senate
and the Speaker of the House of Representatives,
of the Eleventh Legislature:

We, your Conference Committee, to whom was referred Engrossed Senate Bill No. 43, beg leave to report that we have met and conferred on the actions of the two houses on same, and recommend:

First: that the Senate agree to House Amendment No. 1.

Second, that the Senate agree to House Amendment No. 2, with the exception of Section 11, the appropriation for the State University, and that that Section be in the following manner:

"Section 11. There is hereby appropriated out of any moneys in the State Treasury, not otherwise appropriated, the following sums for the University of Oklahoma, located at Norman, Oklahoma:

Salaries, Support and Maintenance for the remainder of the fiscal year ending June 30, 1927	$84,815.31
Summer School for 1927	20,000.00
Equipment for Physical Education Building	15,000.00
Deep Well	11,000.00
Total	$130,815.31

Third, that the Senate agree to House Amendment No. 3 in the following manner:

"That Engrossed Senate Bill No. 43 be amended by changing Section 2, which is the Emergency Clause, to read Section 17."

Fourth, that the Senate agree to House Amendment No. 4.

Fifth, that the Senate agree to House Amendment No. 5 in the following manner:

"Section 15. There is hereby appropriated out of the Revolving Fund of the Twine Plant of the Oklahoma State Penitentiary at McAlester, the sum of Fifteen Hundred ($1 500.00) Dollars, or so much thereof as may be necessary, to purchase an automobile for the State Board of Affairs to be used in the discharge of their official duties."

Sixth, that the Senate agree to House Amendment No. 6.

Seventh, that the House recede from House Amendment No. 7.

Respectfully submitted,

Tom Anglin.
Fletcher M. Johnson.
W. C. Austin.
Senate Conferees:

Tom Kight
J. W. Reece.
Ben F. Davis.
House Conferees:

Upon motion of Senator Anglin, the Conference Committee Report was adopted.

The question being, "Shall the bill, as amended in conference, pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Fidler, Goodall, Gray, Gulager, Harper, Hill, Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shearer, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley. Total 31.

Nays: Darnell, Graham, Pullen. Total 3.

Not Voting: Austin, Ferguson, Johnson (Creek), Shepherd, Williamson. Total 5.

Excused: Culp, George, Peck, Waldrep. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill, as amended in conference, become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Clark, Fidler, Goodall, Gray, Gulager, Harper, Hill, Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shearer, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley. Total 31.

Nays: Darnell, Graham, Pullen. Total 3.

Not Voting: Austin, Ferguson, Johnson (Creek), Shepherd, Williamson. Total 5.

Excused: Culp, George, Peck, Waldrep. Total 4.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 43, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

Senator Wheatley submitted the following Conference Report:

Mr. President and Mr. Speaker:

We, your Conference Committee appointed from the Senate and from the House to consider the amendments by the House to Senate Bill No. 22, have considered the same and beg leave to report the following:

That the Senate should concur in all of said House amendments except Engrossed House Amendment No. 5 which is as follows: That page 2, Section 1, Line 5 of Senate Bill No. 22 be amended by inserting "one-half mill" after the word "exceed" and by striking the words, "two mills" but further agree and recommend that the House recede from Engrossed House Amendment No. 5 and that they adopt the following amendment in lieu of Engrossed House Amendment No. 5: That page 2, Section 1, line 5 of Senate Bill No. 22 be amended by inserting "one mill" after the word "exceed" and by striking the words "two mills."

Respectfully submitted.

Richard L. Wheatley.
A. E. Darnell.
C. H. Terwilleger.
Senate Conference Com.

Tom B. O'Bryan.
Earl A. Brown.
Charles A. Moon.
House Conference Com.

Upon motion of Senator Wheatley, the Conference Committee Report was adopted.

The question being, "Shall the bill, as amended in conference pass?" the roll was called with the following results:

Ayes: Anglin, Boyer, Clark, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Andrews, Austin, Darnell, Ferguson, Rice, VanDall. Total 6.

Excused: Culp, George, Peck, Waldrep. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill, as amended in conference, become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Boyer, Clark, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers Pullen, Reed, Rexroat, Shearer, Shepherd, Sim-

mons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, Wheatley, Williamson. Total 33.

Nays: 0.

Not Voting: Andrews, Austin, Darnell, Ferguson, Rice, VanDall. Total 6.

Excused: Culp, George, Peck, Waldrep. Total 4.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 22, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

Senator Rexroat submitted the following Special Senate Resolution, which was read at length and adopted, upon motion of Senator Rexroat:

SENATE RESOLUTION NO. 16—By Rexroat and Hill.

A Resolution expressing the sympathy of the Senate of the State of Oklahoma to Senator A. H. Culp and his family.

WHEREAS, through illness we have been deprived of the kindly presence and valuable aid; and the State of Oklahoma of the services of Senator A. H. Culp during this session of the Legislature; and

WHEREAS, we feel deepest sympathy to Senator Culp and his family; and desiring to fittingly express same

BE IT RESOLVED BY THE SENATE OF THE ELEVENTH SESSION OF THE LEGISLATURE OF OKLAHOMA:

THAT we express our deepest sympathy to Senator Culp and his family because of his long continued illness and we express the belief that the Senate and the State of Oklahoma has suffered great loss in being deprived of the pleasure of his presence and the aid of Senator Culp in the discharge of his senatorial duties, and the hope that Senator Culp may be speedily restored to his usual good health.

Senate Resolution No. 16 was referred for engrossment.

Upon motion of Senator Rexroat, Senate Resolution No. 16 was ordered sent by wire to the Culp family, at Beggs.

Upon motion of Senator Rexroat, the Senate recessed to meet at 1:00 p. m.

AFTERNOON SESSION

The Senate, at 1:00 p. m., was called to order by the Vice President Pro Tempore.

Senator Waldrep asked to be recorded present, which was the order.

The following Communication was read into the record:

March 22nd, 1927.

To the President of the Senate
Eleventh Legislature of Oklahoma:

I have addressed two communications to your honorable body requesting an examination of the Mid-Continent Life Insurance Company, and have not been favored with a response.

The occasion for this request grew out of certain matters referred to and considered by your Senate Insurance Committee wherein this company was to some extent examined.

If not inconsistent I would greatly appreciate your appointing a committee to complete this examination of the assets of this company.

In case you cannot arrange for appropriation of funds, I will be glad to pay the necessary expenses of such a committee, and will furnish every convenience possible to expedite the work.

I might add, that the entire plan and principle of all legal reserve life insurance companies operating in Oklahoma and their vast army of policyholders will benefit from a thorough and searching examination as above suggested.

Again, it is my privilege to express my assurance of high esteem and sincere gratitude for the courteous business-like treatment I have always received at your hands.

Sincerely yours,

R. T. STUART, President.

A communication, addressed to President Pro Tempore Williamson, from the Woodward County Central Committee, was read, inviting the Senate to be its guests at a banquet in the basement of the Methodist Church, of Woodward, on Jefferson's Birthday, April 13th, at 6:00 p. m.

The Vice President Pro Tempore announced matters on the President's desk for the consideration of the Senate, in executive session.

Upon motion of Senator Rexroat, the Senate closed its doors and went into executive session.

*

The Senate re-assembled, in open session, and was called to order by the Vice President Pro Tempore, who announced the Senate, in executive session, had advised and consented to the confirmation of the following executive nominations:

FACTORY INSPECTOR:

James Hughes, Oklahoma City.

MEMBER STATE ELECTION BOARD:

Breck Moss, Democrat, Oklahoma City.

STATE BUDGET OFFICER:

Benjamin F. Harrison, Oklahoma City.

Senator Johnson (Creek) asked unanimous consent, which was granted, to introduce the following Senate Resolution, which was read at length:

SENATE RESOLUTION NO. 17—By Johnson (Creek), Rexroat, Anglin.

A Resolution requesting the Corporation Commission of the State of Oklahoma to ascertain the amount of oil in storage and capacity of the empty storage available within the State.

WHEREAS the posted price of oil has been decreased recently and the producers are receiving for oil less than the cost of producing the same; and

WHEREAS the State of Oklahoma owns several thousand acres of oil producing lands and receives an income therefrom.

NOW, THEREFORE, be it resolved by the Senate of the State of Oklahoma that the Corporation Commission be and it is hereby requested to make a survey within the State of Oklahoma to ascertain the amount of oil in storage and capacity of the empty storage available within the state through the different agencies of said Commission, and when such information is ascertained to give publicity to the same.

Upon motion of Senator Johnson (Creek), Senate Resolution No. 17 was adopted, and referred for engrossment.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolution No. 16 correctly engrossed; Senate Joint Resolution No. 28 and Senate Bill No. 138 correctly enrolled.

BOYER, Chairman.

The Vice President Pro Tempore signed Engrossed Senate Resolution No. 16, in open session, and referred the same for enrollment.

Senate Joint Resolution No. 28 was read for the fourth time, the enrolled copy signed by the Vice President Pro Tempore and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Graham presiding.

Senate Bill No. 138 was read for the fourth time, the enrolled copy signed by the Presiding Officer, in open session, and ordered transmitted to the Honorable House for the signature of the Speaker.

Vice President Pro Tempore Stigler presiding.

Upon motion of Senator Harper 500 additional copies of Enrolled Senate Bill No. 138 were ordered printed for the use of the members of the Senate.

HOUSE BILLS ON GENERAL ORDER

HOUSE BILL NO. 146, by Chappell, was taken up for consideration.

Upon motion of Senator Gularger, further consideration of House Bill No. 146 was indefinitely postponed.

HOUSE BILL NO. 196, by Brown, was considered.

Section No. 1 was read and adopted, upon motion of Senator Rexroat.

Section 2 was read.

Senator Otjen submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 196, line 2, page 3, by adding after the word, "therefore," the following: "Provided, however, that no inn or hotel keeper shall be obliged to receive from any one guest or general public, for deposit in such safe or vault, any such property which exceeds a total value of $400.00, and shall not be liable in excess of said sum whether said money or other valuables are received or not."

OTJEN.

Upon motion of Senator Otjen, Section 2, as amended, was adopted.

Sections 3 and 4 were read and adopted, upon motions of Senator Otjen.

Section 5 was read.

Senator Storms presiding.

Senator Otjen submitted the following amendment:

Mr. President: I move to amend House Bill No. 196, pages 4 and 5, by substituting for Section 5, the following, "Section 5. The liability of the keeper of any inn or hotel, whether individual, partnership, or corporation, for loss of, or injury to, personal property placed by his guests under his care, visitor and general public, other than that described in the preceding sections, shall be that of bailee for hire,

except that in case such loss or injury is caused by fire, not intentionally produced by him or his servants, he shall not be liable. Provided, however, that in no case shall such liability exceed the sum of $225.00 for each trunk and its contents; $75.00 for each valise and its contents; and $75.00 for all other miscellaneous effects, including wearing apparel and personal belongings, unless he shall have agreed in writing with such guest, visitor or general public, to assume a greater liability. And, provided further that whenever any person shall suffer his baggage or property to remain in any inn or hotel, after leaving the same as a guest, visitor or the general public, or shall forward the same to such inn or hotel before becoming a guest thereof and the same shall be received into such inn or hotel, such inn keeper may, at his option, hold such baggage or property at the risk of such owner."

OTJEN.

Senator Otjen asked unanimous consent, which was granted, to withdraw his former amendment and submit the following in lieu thereof:

Mr. President: I move to amend House Bill No. 196, pages 4 and 5, by substituting for Section 5, the following: "Section 5. The liability of the keeper of any inn or hotel, whether individual, partnership, or corporation, for loss of, or injury to, personal property placed by his guests under his care, visitor and general public, other than that described in the preceding sections, shall be that of bailee for hire, except that in case such loss or injury is caused by fire, not intentionally produced by him or his servants, he shall not be liable. Provided, however, that in no case shall such liability exceed the sum of $225.00 for each trunk and its contents; $75.00 for each valise and its contents; and $75.00 for all other miscellaneous effects, including wearing apparel

and personal belongings, unless he shall have agreed in writing with such guest, visitor or general public, to assume a greater liability. And provided further that whenever any person shall suffer his baggage or property to remain in any inn or hotel, after leaving the same as a guest, visitor or the general public, or shall forward the same to such inn or hotel before becoming a guest thereof and the same shall be received into such inn or hotel, such inn keeper may, at his option, hold such baggage or property at the risk of such owner, provided that, in case such inn keeper elects not to retain such property, so delivered to him, he shall at the expense of the owner deliver same to a responsible warehouse for safe keeping until called for by the owner."

OTJEN.

Senator Thomas moved that further consideration of House Bill No. 196 be indefinitely postponed, which motion prevailed.

Senator Austin moved that the vote by which further consideration of House Bill No. 196 was indefinitely postponed be reconsidered, which motion failed of adoption, upon a roll call as follows:

Ayes: Austin, Clark, Ferguson, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Marshall, Otjen, Powers, Rice, Stigler, VanDall. Total 14.

Nays: Andrews, Anglin, Darnell, Graham, Harper, Loofbourrow, Looney, McCurley, Pullen, Reed, Simmons, Smith, Stewart, Storms, Thomas, Waldrep Wheatley, Williamson. Total 18.

Not Voting: Boyer, Fidler, Goodall, Nesbitt, Shearer, Shepherd, Terwilleger. Total 7.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

Excused from Voting: Rexroat. Total 1.

Senator Wheatley moved that the Honorable House be requested to return Engrossed House Bill No. 415, for further consideration, which motion prevailed.

Upon motion of Senator Austin, HOUSE BILL NO. 269, by Bilbrey, was advanced to engrossment and third reading.

The President presiding.

Upon motion of Senator Austin, the vote by which House Bill No. 269 was advanced to engrossment and third reading was reconsidered.

Senator Ferguson submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 269, by substituting therefor the following bill:

HOUSE BILL NO. 269—By Bilbrey, by request.

An Act prohibiting the governing body of any municipal corporation organized and incorprated under the laws of the State of Oklahoma, from selling, leasing, conveying or otherwise disposing of any public utility belonging to such municipal corporation, when the actual cash value of such utility belonging to a city of the first class shall exceed ten thousand

dollars, and a town or village, five thousand dollars, unless such sale, lease, conveyance or other disposition of such utility shall be authorized by a vote of sixty per cent (60%) of the qualified voters of said municipality, voting at an election called for such purpose, providing for the manner of holding such election and selling such municipal plant when authorized, and declaring an emergency.

Be It Enacted by the People of the State of Oklahoma:

Section 1. That no public utility owned by any municipal corporation, organized and incorporated under the laws of the State of Oklahoma, where the cash value of such public utility in a City of the first class, exceeds Ten Thousand ($10,000.00) Dollars, or in a town or village where the actual cash value thereof is in excess of Five Thousand ($5,000.00) Dollars, shall be sold, conveyed, leased or otherwise disposed of by the governing body of such municipality, unless such sale, lease, conveyance or other disposal of such utility shall be authorized by the vote of sixty per cent (60%) of the qualified voters of such municipality, voting at an election to be held for such purpose.

Section 2. The procedure for the sale of such public utility shall be as follows, to-wit:

The governing body of any municipal corporation herein defined, which shall desire to offer for sale or lease any public utility belonging to such municipality, shall by resolution or ordinance authorize the proper executive officers of such municipality to give notice that on a specified day it will receive open bids for the sale or lease of such public utility, by publication in four (4) consecutive issues of a weekly newspaper published in such municipality, or if none

be published therein then in a weekly newspaper of general circulation in the county in which such municipality is situated, the first publication to be at least thirty days before open bids will be received. If the highest and best bid made for the sale or lease of such public utility on said date is satisfactory to the governing body of such municipality, then such governing body shall by ordinance call an election for the submission of the question of the proposed sale or lease of such public utility to such highest and best bidder aforesaid, and at the same time shall, by ordinance, call an election for the purpose of submitting the question of the granting of a franchise to such bidder aforesaid, which said election shall be called for the same day; The sale of such utility to be conditioned upon the franchise being granted to such bidder by vote of the people at the election called for such purpose. Such election shall be held as now provided by law for the granting of franchise.

Section 3. If such sale shall be authorized as herein provided and such franchise shall be granted, the executive officers of such municipality shall by proper legal instruments, convey such utility to said purchaser.

Section 4. That the sale of any public utility, when authorized as herein provided, shall be for cash to the highest and best responsible bidder as hereinbefore provided, and each bid shall be accompanied with a certified check payable to the clerk of such municipality, for ten per cent of the amount bid, which check shall be cashed by the treasurer of such municipality, if the bid to which the same is attached shall be accepted, the proceeds thereof held to secure the city in damages it might sustain upon the failure of the bidder to pay the amount bid for such utility, and the balance of the purchase price shall be payable in cash by such successful bidder upon the execution and delivery of proper legal con-

veyances and of the property thereby conveyed; such public utility shall not be delivered, nor shall the right to participate in any portion of the income derived therefrom accrue to the purchaser until full payment in cash of the amount of the bid for such utility and such purchaser shall only be entitled to income accruing after the completion of such sale; securities in which the treasurers of cities, towns and villages are authorized by law to invest sinking funds may be accepted in lieu of cash.

Section 5. If the highest and best bidder for such public utility under the procedure herein defined, shall be the owner of a competing utility operating under a valid franchise or permit, it shall be necessary only to submit to the qualified voters, the question of the sale of the municipal utility.

Section 6. That it is further provided, that the governing body of any city of the first class, organized and incorporated by special charter adopted at an election held for such purpose, when authorized by such charter, may sell, convey or lease any public utility owned by such municipality operating under special charter without the calling of an election as provided herein.

Section 7. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist by reason of which this act shall take effect and be in full force from and after its passage and approval.

Upon motion of Senator Austin, House Bill No. 269, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Austin, the rules of the Senate were suspended and House Bill No. 269 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 269 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Gray, Harper, Hill, Johnson (Creek), Kimerer, Looney, McCurley, Nesbitt, Otjen, Pullen, Reed, Rice, Shearer, Stigler, Terwilleger, Thomas, VanDall, Williamson. Total 24.

Nays: Andrews, Goodall, Graham, Gulager, Smith, Waldrep. Total 6.

Not Voting: Fidler, Loofbourrow, Marshall, Powers, Rexroat, Shepherd, Simmons, Stewart, Storms, Wheatley. Total 10.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Gray, Harper, Hill, Johnson (Creek), Kimerer, Looney,

McCurley, Nesbitt, Otjen, Pullen, Reed, Rice, Shearer, Stigler, Terwilleger, Thomas, VanDall, Williamson. Total 24.

Nays: Andrews, Goodall, Graham, Gulager, Smith, Waldrep. Total 6.

Not Voting: Fidler, Loofbourrow, Marshall, Powers, Rexroat, Shepherd, Simmons, Stewart, Storms, Wheatley, Total 10.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 269 was referred for engrossment.

The following Message from the Honorable House was received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 112, by Cochran and Dyer, entitled:

An Act amending Section 1, Chapter 151, Oklahoma Session Laws, 1923, and Section 9747, C. O. S.

1921, repealing the penalty on delinquent taxes to twelve per cent per annum; repealing all acts or parts of acts in conflict herewith;

ENROLLED HOUSE BILL NO. 118, by Soldiers' Relief Committee, entitled:

An Act re-enacting and amending Chapter 136, Session Laws of Oklahoma, 1923, being an act entitled "an act re-enacting and amending Section 8820, of the Compiled Oklahoma Statutes, 1921, the same being a bill entitled 'an act providing for and regulating hawking and peddling by ex-Confederate and ex-Union soldiers and their widows,' so as to make the provisions thereof applicable to veterants of the Spanish-American and the World Wars, and declaring an emergency," so as to restrict the same so far as World War veterans are concerned, to disabled ex-service persons recommended by an American Legion Post executive committee and providing for the revocation of the exemption granted thereby, and declaring an emergency;

ENROLLED HOUSE BILL NO. 330, by McArthur of the House and Shepherd of the Senate, entitled:

An Act relating to road and bridge work and inspection by county commissioners in all counties having a population of 10,600 and not over 15,840, and excepting certain counties, fixing the compensation for such work; repealing all acts or parts of acts in conflict herewith and declaring an emergency,

and to inform you, and through you the Honorable Senate, that same have been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bills Nos. 112, 118 and 330 were, each, read for the fourth time, the enrolled copies signed by the President in open session and ordered returned to the Honorable House.

Upon motion of Senator Smith, the vote by which House Bill No. 46, by Logan, and others, was advanced to engrossment and third reading was re-considered.

Senator Smith submitted the following amendment, which, by unanimous consent, he withdrew:

Mr. President: I move to amend House Bill No. 46, by inserting after the figures, "1921," in section 2, the words, "provided that the provisions of this act shall not apply to or in any manner affect the present members of the Board of Regents, except as to the manner of their removal."

SMITH.

Upon motion of Senator Anglin, House Bill No. 46 was advanced to engrossment and third reading.

Upon motion of Senator Anglin, the rules of the Senate were suspended and House Bill No. 46 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 46 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Shearer, Simmons, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 30.

Nays: Darnell, Graham, Reed. Total 3.

Not Voting: Ferguson, Fidler, Powers, Rexroat, Rice, Shepherd, Stewart. Total 7.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer,

Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Shearer, Simmons, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 30.

Nays: Darnell, Graham, Reed. Total 3.

Not Voting: Ferguson, Fidler, Powers, Rexroat, Rice, Shepherd, Stewart. Total 7.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 46 and ordered the same transmitted to the Honorable House.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolution No. 17 correctly engrossed.

BOYER, Chairman.

The President signed, in open session, Engrossed Senate Resolution No. 17 and referred the same for enrollment.

HOUSE CONCURRENT RESOLUTION NO. 18, by Watson (Creek), Stovall, of the House, and Austin, et al,

of the Senate, was taken up for consideration and read at length by the Clerk.

Upon motion of Senator Austin, House Concurrent Resolution No. 18 was adopted.

The President signed, in open session, Engrossed House Concurrent Resolution No. 18 and ordered the same returned to the Honorable House.

THIRD READING

HOUSE BILL NO. 327 was read for the third time at length.

Senator Gulager asked unanimous consent, which was granted, to submit the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 327, line 13, page 1, of the engrossed bill, by striking the figures, "200.00," and substituting the figures, "175.00."

GULAGER.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, McCurley, Nesbitt, Otjen, Pullen, Reed, Rice, Shearer, Smith, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Williamson. Total 30.

Nays: 0.

Not Voting: Fidler, Loofbourrow, Marshall, Powers Rexroat, Shepherd, Simmons, Stewart, Storms, Wheatley. Total 10.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, McCurley, Nesbitt, Otjen, Pullen, Reed, Rice, Shearer, Smith, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Williamson. Total 30.

Nays: 0.

Not Voting: Fidler, Loofbourrow, Marshall, Powers, Rexroat, Shepherd, Simmons, Stewart, Storms, Wheatley. Total 10.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 327 was referred for engrossment.

GENERAL ORDER

Upon motion of Senator Simmons, House Bill No. 310, by Sewell, of the House, and Simmons, of the Senate, was advanced to engrossment and third reading.

Upon motion of Senator Simmons, the rules of the Senate were suspended and House Bill No. 310 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 310 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Shearer, Simmons, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 32.

Nays: Graham. Total 1.

Not Voting: Ferguson, Fidler, Powers, Rexroat, Rice, Shepherd, Stewart. Total 7.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of

the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Shearer, Simmons, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 32.

Nays: Graham. Total 1.

Not Voting: Ferguson, Fidler, Powers, Rexroat, Rice, Shepherd, Stewart. Total 7.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 310 and ordered the same transmitted to the Honorable House.

COMMITTEE REPORTS

By unanimous consent, the following Committee Reports were submitted, the bills ordered printed and placed upon the calendar, unless otherwise indicated:

Mr. President: We, your Committee on Privileges and Elections, to whom was referred HOUSE BILL NO. 301, by Paul, entitled:

An Act amending Section 1 of Chapter 96 of the Session Laws of Oklahoma, 1925, by creating a right of action to contest general and primary elections after the issuance of the certificate of nomination or election; prescribing the time, etc.

beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass.

WILLIAMSON, Chairman.

Mr. President: We, your Committee on Privileges and Elections, to whom was referred HOUSE BILL NO. 309, by, Lohman and Fraley, entitled:

An Act amending Sections 6106 and 6107 Compiled Oklahoma Statutes, 1921, providing procedure for recount and for correction of returns in primary elections, and declaring an emergency,

beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass.

WILLIAMSON, Chairman.

Mr. President: We, your Committee on Agriculture, to whom was referred HOUSE BILL NO. 318, by Manning, Hybarger, and Jolly of the House, and Looney, Johnson of Caddo, and Stigler, of the Senate entitled:

An Act amending Chapter 113, House Bill No. 294, Session Laws of Oklahoma, 1911,

beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass.

MRS. LOONEY, Chairman.

Upon motion of Senator Looney, the rules of the Senate were suspended and House Bill No. 318 was advanced to engrossment and third reading.

Upon motion of Senator Andrews, House Bill No. 211, by Skinner and Porter, was advanced to engrossment and third reading.

Upon motion of Senator Andrews, the rules of the Senate were suspended and House Bill No. 211 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 211 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Graham Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rice, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 30

Nays: Ferguson. Total 1.

Not Voting: Clark, Fidler, Goodall, Otjen, Rexroat, Shearer, Shepherd, Simmons, Stewart. Total 9.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become and emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Darnell, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimcrer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rice, Smith, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 30.

Nays: Ferguson. Total 1.

Not Voting: Clark, Fidler, Goodall, Otjen, Rexroat, Shearer, Shepherd, Simmons, Stewart. Total 9.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 211 and ordered the same transmitted to the Honorable House.

Upon motion of Senator Terwilleger, House Bill No. 354, by Thomas (Tulsa), was advanced to engrossment and third reading.

Upon motion of Senator Terwilleger, the rules of the Senate were suspended and House Bill No. 354 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 354 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Reed, Smith Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 27.

Nays: 0.

Not Voting: Andrews, Ferguson, Fidler, Goodall, Otjen, Pullen, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Waldrep. Total 13.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 354 and ordered the same transmitted to the Honorable House.

Senator Smith moved that HOUSE BILL NO. 450, by Graham, be withdrawn from the Committee on State and County Affairs and placed upon the calendar.

Senator Loofbourrow moved to table the Smith motion, which motion failed of adoption.

Senator Anglin raised a point of order against the Smith motion, which was sustained, stating, unless House Bill No. 450 had been in the Committee longer than ten days, it would take a suspension of the rules.

Senator Smith moved that the rules of the Senate be suspended and House Bill No. 450 be withdrawn from the Committee on State and County Affairs and placed upon the calendar, which motion prevailed upon a roll call as follows:

Ayes: Andrews, Austin, Boyer, Clark, Darnell Ferguson, Goodall, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Marshall, McCurley, Powers, Reed, Rice, Smith, Stigler, Storms, Terwilleger, Thomas, Williamson. Total 24.

Nays: Anglin, Loofbourrow, Stewart, VanDall, Waldrep, Wheatley. Total 6.

Not Voting: Fidler, Harper, Looney, Nesbitt, Otjen, Pullen, Rexroat, Shearer, Shepherd, Simmons. Total 10.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The following Message from the Honorable House was received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 138, by Graham of the Senate, entitled:

An Act relating to fish, game and fur-bearing animals, providing for the taking, keeping, propogating and protection thereof, for open and closed seasons thereon, for licenses in relation thereto, defining crimes and penalties, and repealing previous laws;

ENROLLED SENATE JOINT RESOLUTION NO. 28, by Anglin, entitled:

A Resolution making appropriation for the office of the Lieutenant Governor, for a period beginning January 10th, 1927, and ending June 30th, 1927, and declaring an emergency.

and to inform you, and through you, the members of the Honorable Senate, that same have been read for the fourth time in the House of Representatives and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Bill No. 138 and Enrolled Senate Joint Resolution No. 28 were referred to the Governor for his consideration.

Upon motion of Senator Gray, HOUSE BILL NO. 430, by Hybarger and Singletary, was advanced to engrossment and third reading.

Upon motion of Senator Austin, House Joint Resolution No. 29, by Graham, was advanced to engrossment and third reading.

Upon motion of Senator Austin, the rules of the Senate were suspended and House Joint Resolution No. 29 was considered engrossed and placed upon third reading and final passage.

HOUSE JOINT RESOLUTION NO. 29 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Pullen, Reed, Rexroat, Smith, Stewart, Stigler, Storms, Thomas, Waldrep, Williamson. Total 30.

Nays: 0.

Not Voting: Nesbitt, Otjen, Powers, Rice, Shearer, Shepherd, Simmons, Terwilleger, VanDall, Wheatley. Total 10.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Pullen, Reed, Rexroat, Smith, Stewart, Stigler, Storms, Thomas, Waldrep, Williamson. Total 30.

Nays: 0.

Not Voting: Nesbitt, Otjen, Powers, Rice, Shearer, Shepherd, Simmons, Terwilleger, VanDall, Wheatley. Total 10.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Joint Resolution No. 29 and ordered the same transmitted to the Honorable House.

Upon motion of Senator Clark, House Joint Resolution

No. 12, by Brewer, Foster, et al, was advanced to engrossment and third reading.

Upon motion of Senator Clark, the rules of the Senate were suspended and House Joint Resolution No. 12 was considered engrossed and placed upon third reading and final passage.

HOUSE JOINT RESOLUTION NO. 12 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney Marshall, McCurley, Pullen, Reed, Rexroat, Smith Stewart, Stigler, Storms, Thomas, Waldrep, Williamson. Total 30.

Nays: 0.

Not Voting: Nesbitt, Otjen, Powers, Rice, Shearer, Shepherd, Simmons, Terwilleger, VanDall, Wheatley. Total 10.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Pullen, Reed, Rexroat, Smith Stewart, Stigler, Storms, Thomas, Waldrep, Williamson. Total 30.

Nays: 0.

Not Voting: Nesbitt, Otjen, Powers, Rice, Shearer, Shepherd, Simmons, Terwilleger, VanDall, Wheatley. Total 10.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Joint Resolution No. 12 and ordered the same transmitted to the Honorable House.

Upon motion of Senator Reed, HOUSE BILL NO. 290, by Windle, Watson (Pittsburg), was taken up for consideration.

Senator Andrews submitted the following amendment, which was adopted:

Mr. President: I move to amend Engrossed House Bill No. 290, line 6, page 2, by striking the figures, "1500.00," and inserting the figures, "1200.00," being the salary of the Chaplain.

ANDREWS.

Upon motion of Senator Stewart, further consideration of House Bill No. 290 was indefinitely postponed.

Senator Harper presiding.

Senator Austin moved that HOUSE BILL NO. 337, by Gilmer, Logan and Bell, be advanced to engrossment and third reading.

Senator Graham, as a substitute, moved that House Bill No. 337 be stricken from the calendar.

Senator Stigler moved to table the Graham motion, which motion failed of adoption.

The vote recurring on the Graham motion, the same failed of adoption, upon a roll call as follows:

Ayes: Anglin, Clark, Darnell, Ferguson, Goodall, Graham, Harper, Hill, Kimerer, Marshall, McCurley, Powers, Storms, Terwilleger, Waldrep. Total 15.

Nays: Andrews, Austin, Boyer, Gray, Gulager, Johnson (Creek), Loofbourrow, Looney, Pullen, Reed, Rexroat, Rice, Smith, Stigler, Thomas, Wheatley, Williamson. Total 17.

Not Voting: Fidler, Nesbitt, Otjen, Shearer, Shepherd, Simmons, Stewart, VanDall. Total 8.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

By unanimous consent, further consideration of House Bill No. 337 was deferred for this legislative day.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 327 correctly engrossed.

BOYER, Chairman.

The Presiding Officer signed Engrossed Senate Amendments to and Engrossed House Bill No. 327, as amended, and ordered the same returned to the Honorable House.

The President presiding.

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Sir:

I am directed by the House to return herewith:

ENGROSSED HOUSE BILL NO. 415, by Lane, entitled:

An Act authorizing the county clerks, the court clerks and the county treasurers of all counties in this State, which counties have a population of not less than 18,500, nor more than 19,800, according to the Federal Census of 1920, or according to any succeeding Federal Census, to appoint with the approval of the county commissioners of said county, certain deputies in their respective offices, and fixing the salary thereof, and declaring an emergency.

and advise you, and through you, the Honorable Senate, that the House has reconsidered the vote by which same was passed for the purpose of amending.

Yours very truly,

BERT McDONEL,

Chief Clerk.

Senator Loofbourrow moved that the vote be reconsidered by which HOUSE BILL NO. 415 was passed, for the purpose of offering an amendment, which motion prevailed.

Upon motion of Senator Loofbourrow, the vote by which House Bill No. 415 was advanced to engrossment and third reading was reconsidered.

Senator Loofbourrow submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 415, by striking the figures, "18,500," line 2, 2nd paragraph, and inserting in lieu thereof the figures, "19,380"; by striking out the figures, "19,800," in line 3, of 2nd paragraph, and inserting in lieu thereof the figures, "19,395"; by striking the figures, "18,500," in line 2, 3rd paragraph, and inserting in lieu thereof the figures, "19,380"; and by striking the figures of, "19,800," in 3rd line of 3rd paragraph, and inserting in lieu thereof the figures, "19,395."

LOOFBOURROW.

Upon motion of Senator Loofbourrow, House Bill No. 415, as amended, was advanced to engrossment and third reading.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Powers, Pullen, Reed, Rexroat, Rice, Smith, Stigler, Storms, Terwilleger, Thomas, Waldrep, Wheatley, Williamson: Total 32.

Nays: 0.

Not Voting: Fidler, Nesbitt, Otjen, Shearer, Shepherd, Simmons, Stewart, VanDall. Total 8.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Powers, Pullen, Reed, Rexroat, Rice, Smith, Stigler, Storms, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 32.

Nays: 0.

Not Voting: Fidler, Nesbitt, Otjen, Shearer, Shepherd, Simmons, Stewart, VanDall. Total 8.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 415 was referred for engrossment.

Senator Gulager moved that the rules of the Senate be suspended, for the purpose of advancing HOUSE BILL NO. 180, by Windle, which motion failed of adoption, upon a roll call as follows:

Ayes: Austin, Darnell, Ferguson, Goodall, Gray, Gulager, Loofbourrow, McCurley, Pullen, Reed, Rice, Smith, Stewart, Stigler, Storms, Thomas, Waldrep, Total 17.

Nays: Andrews, Anglin, Boyer, Clark, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, Powers, Rexroat, Terwilleger, Wheatley, Williamson. Total 15.

Not Voting: Fidler, Graham, Nesbitt, Otjen, Shearer, Shepherd, Simmons, VanDall. Total 8.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

Senator Anglin moved that House Bill No. 180 be stricken from the calendar.

Senator Pullen moved to table the Anglin motion, which motion was adopted upon a roll call, as follows:

Ayes: Austin, Darnell, Ferguson, Goodall, Gray, Gulager, Loofbourrow, McCurley, Pullen, Reed, Rice, Smith, Stewart, Stigler, Storms, Thomas, Waldrep, Total 17.

Nays: Andrews, Anglin, Boyer, Clark, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, Powers, Rexroat, Terwilleger, Wheatley, Williamson. Total 15.

Not Voting: Fidler, Graham, Nesbitt, Otjen, Shearer, Shepherd, Simmons, VanDall. Total 8.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 116, by Powers, Wheatley, Hill, Loofbourrow and Reed of the Senate, and James, Windle, Hill, Campbell and Cash of the House, entitled:

An Act making appropriation for the Eastern Oklahoma Hospital at Vinita, Oklahoma, for payment of salaries, support and maintenance for the remainder of fiscal year, ending June 30th, 1927, and declaring an emergency;

ENGROSSED SENATE BILL NO. 251, by Stigler of the Senate, and Berry, of the House, entitled:

An Act changing the name of the Connor's State School of Agriculture to Connor's State Agricultural College; providing for two years additional college work at said college; repealing all acts and parts of acts in conflict herewith, and declaring an emergency.

and to inform you, and through you, the members of the Honorable Senate, that same have been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bills Nos. 116 and 251 were referred for enrollment.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you and through you the Honorable Senate, that the House concurs in Senate Amendments to

ENGROSSED HOUSE BILL NO. 62, by McArthur, Smith (Blaine), Deardorff, Baldwin, Baggerly, Reily, Windle, James and Reeves, entitled:

An Act repealing Chapter 139, of the Sessions Laws of 1923-24, entitled "Drainage and Irrigation Dis-

tricts" as amended by Chapter 148, of the Session Laws of 1925, and declaring an emergency.

and same has been passed, as amended.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you, and through you, the members of the Honorable Senate, that the House has concurred in Senate Amendments to

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 8, by Leecraft, Paul, Dyer, and Ware, entitled:

A Memorial, requesting the Department of the Interior to authorize the transfer of tribal records and documents now forming a part of the archives of the office of the Five Civilized Tribes now in the custody of the Union Agency at Muskogee, to the Oklahoma Historical Society.

and that the same has been passed by the House of Representatives and signed by the Speaker in open session.

Respectfuly submitted,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 38, By Stigler, entitled:

An Act providing for the appointment by the Governor of nine supreme court commissioners, prescribing their qualifications, defining their salaries, providing for clerical assistance and declaring an emergency;

ENROLLED SENATE BILL NO. 159, By Austin, entitled:

An Act amending Section 3072, C. O. S. 1921, relating to terms of district court in the State of Oklahoma; repealing all laws in conflict therewith, and declaring and emergency;

ENROLLED SENATE BILL NO. 186, By Rice, entitled:

An Act authorizing County Fair Associations in all counties in this State having a population of not less than 22,150 or not more than 22,400, according to the 1920, or any succeeding federal census, to purchase fair grounds or buildings belonging to cities or towns, or the Fair Associations thereof, and to construct other buildings therefrom; authorizing the County Excise Boards of such counties when such property is purchased or built or contracted to be purchased or built to make an annual special levy in ad-

dition to the levy provided by Sections 8, Chapter 38, Oklahoma Session Laws, 1925, of not to exceed 1/8 mill upon all taxable property in said county to carry out the provisions thereof, said levy not to be a part of the current expense of said county, but in addition thereto, and delaring an emergency;

ENROLLED SENATE BILL NO. 239, By Waldrep, entitled:

An Act fixing the number of deputies in the office of the County Clerk, County Treasurer in Pottawatomie County, State of Oklahoma, fixing the salary of each deputy, repealing all acts in conflict herewith, and declaring an emergency;

ENROLLED SENATE BILL NO. 240, By Waldrep, entitled:

An Act amending Section 6631, C. O. S. 1921, relating to the office of county attorney of Pottawatomie County, State of Oklahoma, repealing all acts and parts of acts in conflict herewith, and declaring an emergency;

ENROLLED SENATE BILL NO. 256, By Ferguson of the Senate and Webber of the House, entitled:

An Act fixing the number of deputy county clerks and limiting their salaries of counties of the State having a population of not less than 19,260, and not more than 19,270, according to the last preceding federal decennial census, repealing all acts or parts of acts in conflict herewith, and declaring an emergency;

ENROLLED SENATE BILL NO. 270, By Shepherd, entitled:

An Act fixing the salaries of the deputies in the office of the County Assessor and County Treasurer of Dewey County Oklahoma, and declaring an emergency;

ENROLLED SENATE BILL NO. 283, By Anglin, Entitled:

An Act authorizing the County Excise Board of Hughes County, Oklahoma, to make a special tax levy sufficient to pay an appropriation of $16,000 for improvements to the fair grounds adjacent to the City of Holdenville, Oklahoma, and declaring an emergency;

ENROLLED SENATE BILL NO. 287, By Gray of the Senate, and Hybarger and Manning of the House, entitled:

An Act fixing the salary of the County Attorney, and Assistant County Attorney, and providing for the appointment of stenographer for the County Attorney, and fixing salary of stenographer, in Gray County, Oklahoma, and declaring an emergency;

ENROLLED SENATE BILL NO. 293, By Reed of the Senate and Carmichael of the House, entitled:

An Act authorizing the Board of County Commissioners of Beckham County, Oklahoma, to use the funds derived from the Excise Tax on gasoline as provided by the Session Laws of 1925

or any subsequent act providing for an Excise Tax on gasoline, and the funds derived from the automobile license for the purpose of retiring serial bonds which may be hereinafter issued by said county for the purpose of hard surfacing roads, and declaring an emergency;

ENROLLED SENATE BILL NO. 317, By Boyer, entitled:

An Act authorizing the county commissioners of any county in this State which county has a population of not less than 16,300 nor more than 16,800, according to the federal census of 1920, or acaccording to any succeeding federal census, to waive the penalty prescribed on delinquent ad valorem taxes, and declaring an emergency;

ENROLLED SENATE JOINT RESOLUTION No. 33, By Gulager, entitled:

A Joint Resolution making an appropriation to pay Muskogee County certain amounts of highway construction fund and common school fund, and declaring an emergency;

ENROLLED SENATE JOINT RESOLUTION NO. 34, By McCurley of the Senate and Leecraft and Smith of the House, entitled:

A Joint Resolution making an appropriation to pay Bryan County certain amounts of highway construction fund and common school fund, and declaring an emergency;

ENROLLED SENATE JOINT RESOLUTION NO. 35, By Stewart, Harper and Simmons, entitled:

A Resolution providing for assumption by State election Board of obligations incurred in holding special elections in certain senatorial districts of the State for which no funds are available in the counties comprising such districts, and declaring an emergency;

ENROLLED SENATE JOINT RESOLUTION NO. 13, By Andrews, entitled:

A Resolution providing for a board to revise and certify the statutes of Oklahoma relating to coal and metal mining and fixing their qualifications and compensation, making an appropriation therefor, and declaring an emergency;

ENROLLED SENATE JOINT RESOLUTION NO. 38, By Stewart of the Senate and Cochran and Dyer of the House, entitled:

A Resolution authorizing and empowering the Board of County Commissioners of McCurtain County, Oklahoma, to include in their estimate of expenses for said county for the year ending June 30, 1928, the sum of $620.46 to pay Ben Milled for coal furnished said county for the purpose of heating the court house and jail and for electric light current for lighting same during the months from February 1st, to June 30th, 1923, after the estimate for current expenses had been exhausted for said year, or so much thereof as said commissioners may find to be correct together with interest thereon at the rate of 6% per annum, and authorizing the Excise Board of McCurtain County, Oklahoma, to make a levy to pay said amount found by the said county commissioners to be correct in said year ending June 30, 1928, and declaring an emergency;

ENROLLED SENATE JOINT RESOLUTION NO. 42, By Harper of the Senate, and Briggs of the House, entitled:

A Joint Resolution authorizing and directing the Board of Regents and Faculty of the State University of the State of Oklahoma to preserve the standing of graduates of the Oklahoma School of Mines and Metallurgy;

ENROLLED SENATE JOINT RESOLUTION NO. 48, By Boyer, entitled:

A Resolution authorizing the county treasurer of Comanche County, Oklahoma, to strike from the Tax Rolls all taxes assessed prior to the year 1912, against lots in the towns of Hulen, Ahpeatone, Devol, Randlett, Temple and Walters, Cotton County, Oklahoma, and declaring an emergency;

ENROLLED SENATE CONCURRENT RESOLUTION NO. 8, By Rexroat, entitled:

A Resolution fixing the date for the final adjournment sine die of the Eleventh Session of the Oklahoma Legislature;

ENROLLED SENATE CONCURRENT RESOLUTION NO. 24, By Gray, entitled:

A Resolution of respect in memory of Dr. Austin.

And to inform you, and through you the Honorable Senate, that same have been read for the fourth time in the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Bills Nos. 38, 159, 186, 239, 240, 256, 270, 283, 287, 293, 317, and Enrolled Senate Joint Resolutions Nos. 13, 33, 34, 35, 38, 42, 48, were referred to the Governor for his consideration.

Enrolled Senate Concurrent Resolutions Nos. 8 and 24 were referred to the Secrtary of State.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 22, by Wheatley of the Senate, and O'Bryen of the House, entitled:

An Act to amend Section 1, of Chapter 112, of the Session Laws of 1919, Section 9528, C. O. S. 1921, relating to public libraries, repealing all conflicting laws and declaring an emergency.

and to inform you, and through you, the members of the Honorable Senate, that the Conference Report has been adopted and the bill passed by the House of Representatives as amended thereby, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossd Senate Bill No. 22 was referred for enrollment.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 241, by Daniel, Stovall, Porter, Leecraft, McArthur, Bryant, Fraley, Maxwell, Christian of Tillman, Watson of Creek, Beatty, et al. of the House, and Storms, Johnson, of Caddo, Otjen, Thomas and Stigler, of the Senate, and Governor Henry S. Johnston of Perry, entitled:

An Act entitled an act creating a special common school equalization fund, providing for distribution of said fund by the State Board of Education, providing regulations therefor, making certain extensions of transfer privileges, allocating certain revenues to the said fund, and limiting the powers of the State Board of Education in making apportionments to moneys actually collected and placed in said fund, and repealing all acts or parts of acts in conflict herewith;

ENROLLED HOUSE BILL NO. 289, by Campbell and Strauss of the House, and Otjen of the Senate, entitled:

An Act amending Section 7387, C. O. S. 1921, relating to nominating districts of certain counties;

ENROLLED HOUSE BILL NO. 323, by Kight, Moon and Billups, entitled:

An Act amending Sections 3036 and 3045, C. O. S. 1921, providing for a flat fee for filing appeals in the Supreme Court and Criminal Court of Appeals.

and to inform you, and through you, the members of the Honorable Senate, that same have been read for the fourth time in the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bills Nos. 241, 289 and 323 were, each, read for the fourth time, the enrolled copies signed by the President, in open session, and ordered returned to the Honorable House.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 137, by Anglin, entitled:

An Act making supplementary appropriation for the Criminal Court of Appeals, for the fiscal year ending June 30, 1927, and declaring an emergency;

ENGROSSED SENATE BILL NO. 199, by Peck and Waldrep of the Senate, and Pomeroy and Taylor of the House, entitled:

An Act relating to road and bridge work and inspection thereof by county commissioners of Lincoln County, fixing the compensation for such work, and declaring an emergency;

ENGROSSED SENATE BILL NO. 243, by Powers, entitled:

An Act authorizing the county treasurer in counties having a population of not less than 14,650, nor more than 14,675, according to the last preceding Federal Census, to appoint one or more deputies in the office of the county treasurer, fixing the salaries thereof, repealing all laws or parts of laws in conflict herewith, and declaring an emergency;

ENGROSSED SENATE BILL NO. 248, by Soldiers' Relief Committee, entitled:

An Act making an additional appropriation of $15,000.00 for the fiscal year ending June 30th, 1927, for the aid of sick, wounded and disabled soldiers, sailors and marines of the late World War and the War with Spain and the nurses of said World War and the War with Spain, and their destitute wives, widows and minor children, and declaring an emergency;

ENGROSSED SENATE BILL NO. 302, by Reed, entitled:

An Act authorizing the County Assessor of Roger Mills County, Oklahoma, to appoint a deputy county assessor, at a salary of $75.00 per month, and declaring an emergency;

ENGROSSED SENATE BILL NO. 324, by Austin, Williamson, Gray and Andrews, entitled:

An Act providing grounds for contest for primary and general elections, prescribing procedure, and declaring an emergency;

ENGROSSED SENATE BILL NO. 325, by Gray of the Senate, and Hybarger and Manning of the House, entitled:

An Act authorizing the county clerks in counties having a population of not less than 33,500 nor more than 34,200, according to the Federal Census of 1920, or according to any succeeding Federal Census, to appoint deputies in his office and fixing the salaries thereof, and declaring an emergency;

ENGROSSED SENATE BILL NO. 326, by Johnson (Creek), entitled:

An Act authorizing the county treasurer of Creek County, Oklahoma, to establish a branch office in Bristow, Oklahoma, in said county, to be in charge of one of his regular deputies, to collect certain taxes, providing for the expense thereof, and declaring an emergency;

ENGROSSED SENATE BILL NO. 327, By Stigler of the Senate (by request), and Nash of the House (by request), entitled:

An Act granting power to the board of county commissioners of Haskell County Oklahoma, to use the sinking fund of the county derived from pen-

alties, interests and forfeitures, accrued or to accrue as penalties or delinquent taxes for the purpose of purchasing land for a building site for a county court house, for erecting, repairing or constructing a county court house, providing the method therefor, and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that same have been passed by the House of Representatives and signed by the Speaker in open session.

Respectfully submitted,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bills Nos. 137, 199, 243, 248, 302, 324, 325, 326 and 327 were all referred for enrollment.

To the President of the Senate,

Sir:

I am directed by the House to advise you that the report of the Conference Committee has been adopted on:

ENGROSSED SENATE BILL NO. 43, by Johnson (Creek), of the Senate, and Reece and McLaury of the House, entitled:

An Act appropriating the sum of thirty-one thousand two hundred seven and ninety-four hundredths ($31,207.94) dollars for the support and maintenance of the Agricultural and Mechanical College of the State of Oklahoma for the remainder of the fiscal year ending June 30th, 1927, and declaring an emergency.

and the bill is herewith returned, the same having been passed as amended.

Yours truly,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bill No. 43 was referred for enrollment.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 14, by Storms, entitled:

An Act relating to the sale of mortgaged personal property by the mortgagor with the consent of the mortgageee or assignee declaring the proceeds to be a trust fund, making misappropriation thereof embezzlement, and fixing the penalty therefor and repealing all conflicting laws;

ENGROSSED SENATE BILL NO. 84, by Ferguson, entitled:

An Act to amend Section 9588, of Article 2, Chapter 84, C. O. S. 1921, relating to taxation of real estate mortgages.

and to inform you, and through you, the members of the Honorable Senate, that same have been passed by the House

of Representatives, AS AMENDED, and signed by the Speaker of the House in open session.

Respectfully submitted,

BERT McDONEL,

Chief Clerk.

Engrossed House Amendment to Engrossed Senate Bill No. 14 was read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT NO. 1. That Engrossed Senate Bill No. 14, be amended by adding in Section 2, line 11, after the word, "assignee," and before the word "or," the following words:

"To the extent of the unpaid secured debt"

Upon motion of Senator Storms, the Senate concurred in House Amendment to Engrossed Senate Bill No. 14.

Final roll call on Senate Bill No. 14, as amended, was deferred for this legislative day.

Engrossed House Amendment to Engrossed Senate Bill No. 84 was read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT NO. 1. That Engrossed Senate Bill No. 84, be amended by adding a Section, to be known as Sectoin 2, which reads as follows:

"Section 2. On any past due and unforeclosed mortgage, the mortgagee, or holder of such mortgage, shall pay a yearly tax of two (2c) cents, for each one hundred ($100.00) dollars, on the unpaid principal secured by such

mortgage at the time of the payment of the tax. Said tax on past due mortgages shall be due and payable ninety (90) days after the maturity of the mortgage debt, and each year thereafter until said debt or obligation is satisfied; provided, that on mortgages which are past due and unforeclosed, at the time of the passage and approval of this Act, and which have not been otherwise rendered for taxation, the mortgagee, or holder of the mortgage, may, within ninety (90) days thereafter, pay the above tax on such past due mortgages for each year that such past due mortgages have not been otherwise taxed since the maturity of the mortgage debt, and, provided, further, that when a total of ten (10c) cents for each one hundred ($100.00) dollars, of the principal shall have been paid on any mortgage, under the terms and provisions of this Act, the said mortgage and the note, debt or obligation secured thereby, and any renewal or extension of the time of payment thereof, shall not be subject thereafter to any other or additional ad valorem or registration tax."

Upon motion of Senator Ferguson, the Senate refused to concur in House Amendment to Senate Bill No. 84 and asked the Honorable House for a conference thereon.

The following Message from the Governor was received and read:

To the Honorable Senate and
House of Representatives,
Eleventh Legislature,

BUILDING

Gentlemen:

I have the honor to report to you that I have received and this day signed and transmitted to the Secretary of State,

ENROLLED HOUSE BILL NO. 169, entitled:

"An Act repealing Sections 8824, 8825, 8826, 8829, 8831, and 8832, Compiled Oklahoma Statutes, 1921, and repealing Chapter 103, Oklahoma Session Laws, 1923; defining and regulating the practice of optometry; prescribing certain acts and omissions as a misdemeanor and fixing the penalty therefor; creating a board of examiners in optometry and prescribing their powers, duties, disposition of fees collected, remuneration and payment for expenses; repealing all acts or parts of acts in conflict herewith, and declaring an emergency."

Truly yours,

HENRY S. JOHNSTON,

Governor.

Upon motion of Senator Pullen, HOUSE BILL NO. 72, by Faulk, was advanced to engrossment and third reading.

Upon motion of Senator Rexroat, the Senate adjourned to meet at 8:30, a. m., Wednesday, March 23rd, 1927.

SIXTY-SEVENTH LEGISLATIVE DAY

Wednesday, March 23, 1927.

The Senate, pursuant to adjournment, met at 8:30 a. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, George, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 41.

Excused: Culp, Peck. Total 2.

Resigned: Total 1.

The President announced a quorum present.

The following prayer was offered by the Chaplain and, upon motion of Senator Loofbourrow, is incorporated in the Journal:

Our Dear Heavenly Father, we come before Thee this morning perhaps for the last day of this session of the Senate. We do desire to come with our sincerest need of praise and

thanksgiving to Thee for Thy providential care and oversight of these Thy servants during these days and weeks and even months in their toilsome tasks of sacrifice and service which they have rendered to their commonwealth.

We do thank Thee, O Lord, for these noble representatives of our great State. They have been true and noble and patriotic in the achievements which they have done. We thank Thee for every worthy act which has been inspired by noble motives and lofty ideals.

These persons have not always agreed. No one has secured all he desired; but each has been a good loser. We thank Thee also for that fine fellowship among us that has healed every wound. These are soon to turn their faces homeward and will find a loving welcome in the bosom of their families. May Thy rich blessing rest upon every one of these Senators and abide with them in their homes.

We would pray Thy special blessings upon the two who have been kept away from the session. Especially do we pray Thy blessings upon our dear Dr. Culp who is perhaps nearing the end of his useful and noble journey. When the roll is called up yonder we feel sure he will answer with joy and not with grief.

May the blessings of our good Father attend every member of this Senate to the end of his journey, and then may there be administered unto each one an abundant entrance into the "Father's House" on high.

These blessings we ask in the name of Jesus Christ our Lord.

Amen.

Upon motion of Senator Harper, a vote of thanks was given the Senate Chaplain, Rev. W. J. Moore, of Oklahoma City.

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 107, by Anglin, entitled:

A Bill to be entitled: An Act making general appropriation for the budget of the Legislative, Executive and Judicial departments of the State, and for the principal and interest of the public debt for the fiscal years ending June 30th, 1928, and June 30th, 1929. by functions of each department in accordance with the budget classification adopted by the Governor.

and to inform you, and through you, the members of the Honorable Senate, that same has been passed by the House of Representatives, AS AMENDED, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

The following House Amendments to Senate Bill No. 107 were read:

ENGROSSED HOUSE AMENDMENT NO. 1. That Engrossed Senate Bill No. 107, be amended by inserting after the word "ending" and before the word "June," on line 3 of Section 1, the following: "June 30th, 1927."

ENGROSSED HOUSE AMENDMENT NO. 2. That Engrossed Senate Bill No. 107, be amended by striking the figures "$2,500.00" for each year, for extra help, on line 21, page 2 of Section 1 of said bill, and inserting therefor, the figures "$7,500.00" for each year.

ENGROSSED HOUSE AMENDMENT NO. 3. That Engrossed Senate Bill No. 107, be amended by striking all of line 31, on page 2 of Section 1, which reads "remodeling Governor's Office, $3,000.00."

ENGROSSED HOUSE AMENDMENT NO. 4. That Engrossed Senate Bill No. 107, be amended by adding after the item "Books and Periodicals" which is the last item on page 2 of said bill, the following: "Automobile, $4,000.00," for the first year, (1927-28).

ENGROSSED HOUSE AMENDMENT NO. 5. That Engrossed Senate Bill No. 107, be amended by striking the words "and outside of" in line 15, page 3 of Section 1.

ENGROSSED HOUSE AMENDMENT NO. 6. That Engrossed Senate Bill No. 107, be amended by striking the following item: "Governor's living expenses (to be paid by State Auditor upon requisition by Governor, without attaching receipts, and at the rate of $500.00 per month: $6,000.00—$6,000.00)," on page 3, lines 28, 29, 30, 31 and 32 of Section 1.

ENGROSSED HOUSE AMENDMENT NO. 7. That Engrossed Senate Bill No. 107, be amended by adding between the items Reporter and Contractual Services on lines 2 and 3, page 4, Section 1, the following item: "Extra help, $3,600.00" for each year.

ENGROSSED HOUSE AMENDMENT NO. 8. That Engrossed Senate Bill No. 107, be amended by striking the figures "$250.00" each year, on page 4, line 5 of Section 1, and inserting therefor the figures: "$1,500.00," each year.

ENGROSSED HOUSE AMENDMENT NO. 9. That Engrossed Senate Bill No. 107, be amended by changing the total on page 4, line 7, of Section 1, to read "$10,050.00," each year.

ENGROSSED HOUSE AMENDMENT NO. 10. That Engrossed Senate Bill No. 107, be amended by striking the words "Secretary-Bookkeeper" on page 4, line 12 of Section 1, and inserting therefor the words: "Stenographer-Bookkeeper."

ENGROSSED HOUSE AMENDMENT NO. 11. That Engrossed Senate Bill No. 107, be amended by striking the words and figures "Two Referees (at $3,600.00 each) $7,-200.00," each year on page 5, line 20 Section 1, and inserting therefor the words and figures: "One Referee (at $3,600.00) $3,600," each year.

ENGROSSED HOUSE AMENDMENT NO. 12. That Engrossed Senate Bill No. 107, be amended by adding between lines 20 and 21, page 5, Section 1, the following item: "Stenographer for Referee, $1,800.00," each year.

ENGROSSED HOUSE AMENDMENT NO. 13. That Engrossed Senate Bill No. 107, be amended by changing the

total on the last line of page 5, Section 1, to read: "$82,-700.00" first year and "$81,700" second year.

ENGROSSED HOUSE AMENDMENT NO. 14. That Engrossed Senate Bill No. 107, be amended by adding after the last line on page 5, Section 1, the following:

"SUPREME COURT COMMISSION

	Bal. 1927	1927-28	1928-29
"Salaries (nine Commissioners, $5,000.00 each)	$10,250.00	$45,000.00	$45,000.00
"Stenographers (nine at $1,800.00 each)	4,050.00	15,300.00	15,300.00
"Contractual Service:			
Communication	500.00	800.00	800.00
"Office Supplies	500.00	800.00	800.00
TOTAL	$15,300.00	$61,900.00	$61,900.00"

ENGROSSED HOUSE AMENDMENT NO. 15. That Engrossed Senate Bill No. 107, be amended by striking the words and figures "Judges (46 at $4,000.00 each) $184,-000.00" each year on page 7, line 2, Section 1, and inserting "Judges (48 at $4,000.00 each) $192,000.00" each year.

ENGROSSED HOUSE AMENDMENT NO. 16. That Engrossed Senate Bill No. 107 be amended by striking the words and figures "Reporters (46 at $1,800.00 each) $82,-800.00" each year, on page 7, line 3, Section 1, and inserting therefor the following words and figures: "Reporters (48 at $1.800.00 each) $86,400.00," each year.

ENGROSSED HOUSE AMENDMENT NO. 17. That Engrossed Senate Bill No. 107, be amended by striking the figures following the word "Total" on line 12, page 7, Section 1, and inserting therefor the figures: "$299,900.00" each year.

ENGROSSED HOUSE AMENDMENT NO. 18. That Engrossed Senate Bill No. 107, be amended by inserting between lines 4 and 5, page 9, Section 1, the following: "(in securing evidence)".

ENGROSSED HOUSE AMENDMENT NO. 19. That Engrossed Senate Bill No. 107, be amended by striking the figures "$8,000.00" each year, at the end of line 7, page 9, Section 1, and inserting therefor the figures: "$5,000.00" each year.

ENGROSSED HOUSE AMENDMENT NO. 20. That Engrossed Senate Bill No. 107, be amended by striking the figures following the word "Total" on line 15, page 9, Section 1, and inserting therefor the figures: "$71,725.00" each year.

ENGROSSED HOUSE AMENDMENT NO. 21. That Engrossed Senate Bill No. 107, be amended by striking the item "extra help, $12,500.00" each year, on page 12, line 12, Section 1.

ENGROSSED HOUSE AMENDMENT NO. 22. That Engrossed Senate Bill No. 107, be amended by striking the figures "$49,650.00" each year, following the word "Total" on the last line of page 12, Section 1, and inserting therefor the figures "$37,150.00", each year.

ENGROSSED HOUSE AMENDMENT NO. 23. That Engrossed Senate Bill No. 107, be amended by striking all of line 11, page 13, Section 1, which reads "Capitol Guide $1,500.00" each year.

ENGROSSED HOUSE AMENDMENT NO. 24. That Engrossed Senate Bill No. 107 be amended by striking the figures "$10,000.00" each year, following the words "Maintenance and Improving Capitol Grounds" on page 13, lines 14

and 15, Section 1, and inserting therefor the figures: "$5,-000.00" each year.

ENGROSSED HOUSE AMENDMENT NO. 25. That Engrossed Senate Bill No. 107, be amended by striking the figures $12,500.00" each year, following the words "Lights, Water and Ice" on page 13, line 16, Section 1. and inserting therefor the figures "$8,500.00" each year.

ENGROSSED HOUSE AMENDMENT NO. 26. That Engrossed Senate Bill No. 107, be amended by changing the figures "$77,940.00 $72,940.00" following the word "Total" on page 13, line 21, Section 1, and substituting therefor the figures "$67,440.00 $62,440.00."

ENGROSSED HOUSE AMENDMENT NO. 27. That Engrossed Senate Bill No. 107 be amended by striking the figures "$3,000.00" each year, on page 14, line 13, Section 1, and inserting therefor the figures "$2 000.00" each year.

ENGROSSED HOUSE AMENDMENT NO. 28. That Engrossed Senate Bill No. 107 be amended by striking the figures "$4,000.00" each year on page 14, line 16, Section 1, and inserting therefor the figures "$2,000.00" each year.

ENGROSSED HOUSE AMENDMENT NO. 29. That Engrossed Senate Bill No. 107 be amended by striking the item "Motor Vehicles $1,000.00 $600.00" on page 14, line 20, Section 1.

ENGROSSED HOUSE AMENDMENT NO. 30. That Engrossed Senate Bill No. 107 be amended by striking the figures "$55,112.20 $54,712.20" following the word "Total" on page 14, line 25, Section 1, and inserting therefor the figures "$51,112.20" each year.

ENGROSSED HOUSE AMENDMENT NO. 31. That Engrossed Senate Bill No. 107 be amended by adding after the words "Extra Help" on page 16, line 5, Section 1, "for Tax Collections."

ENGROSSED HOUSE AMENDMENT NO. 32. That Engrossed Senate Bill No. 107 be amended on page 16, lines 8 and 9, Section 1, by striking the words "(including purchase and maintenance of automobiles)" and changing the figures "$18,000.00" each year, to read "$10,000.00" each year.

ENGROSSED HOUSE AMENDMENT NO. 33. That Engrossed Senate Bill No. 107 be amended by striking all of line 16, page 16, Section 1, which reads "Office Equipment $4,000.00 $1,000.00".

ENGROSSED HOUSE AMENDMENT NO. 34. That Engrossed Senate Bill No. 107 be amended by striking the figures "$4,000.00" each year, in item "Office Supplies," on line 14, page 16, Section 1 and substituting therefor the figures "$3,000.00" each year.

ENGROSSED HOUSE AMENDMENT NO. 35. That Engrossed Senate Bill No. 107 be amended by striking the figures "$109,387.50 $107,587.50" following the word "Total" on page 16, line 19, Section 1, and inserting therefor the figures "$96,387.50 $97,587.50."

ENGROSSED HOUSE AMENDMENT NO. 36. That Engrossed Senate Bill No. 107 be amended by striking the item "Special Payments $5,000.00 $5,000.00" on page 17, line 2, Section 1.

ENGROSSED HOUSE AMENDMENT NO. 37. That Engrossed Senate Bill No. 107 be amended by striking the

item "Extra Help $1,500.00 $1,500.00" on page 17, line 6, Section 1.

ENGROSSED HOUSE AMENDMENT NO. 38. That Engrossed Senate Bill No. 107 be amended by striking the figures "$45,770.00" each year, following the word "Total" on page 17, line 9, Section 1, and inserting therefor the figures "$39,270.00" each year.

ENGROSSED HOUSE AMENDMENT NO. 39. That Engrossed Senate Bill No. 107 be amended by striking the figures "$12,000.00—$12,000.00" following the word "Traveling" on line 19, page 17, Section 1, and inserting therefor the figures "$8,000.00" each year.

ENGROSSED HOUSE AMENDMENT NO. 40. That Engrossed Senate Bill No. 107 be amended by striking the figures "$47,112.50 — $47,112.50" following the word "Total" on page 17, line 29, Section 1, and inserting therefor the figures "$43,112.50" each year.

ENGROSSED HOUSE AMENDMENT NO. 41. That Engrossed Senate Bill No. 107 be amended by striking the item "Motor Vehicle Repairs $100.00 $100.00" on page 18, line 3, Section 1.

ENGROSSED HOUSE AMENDMENT NO. 42. That Engrossed Senate Bill No. 107 be amended by striking the figures "$4,000.00 $4,000.00" following the words "Traveling Expense" on page 18, line 4, Section 1, and inserting therefor the figures "$3,000.00" each year.

ENGROSSED HOUSE AMENDMENT NO. 43. That Engrossed Senate Bill No. 107 be amended by striking the figures "$12,035.00—$11,035.00" following the word "Total"

on page 18, line 13, Section 1, and inserting therefor the figures "$10,935.00 $9,935.00".

ENGROSSED HOUSE AMENDMENT NO. 44. That Engrossed Senate Bill No. 107 be amended by inserting between lines 18 and 19, page 19, Section 1, the following:

"There is hereby appropriated out of any money in the treasury of the State of Oklahoma, to the credit of the State Bar Commission Fund, not otherwise appropriated for the fiscal years ending June 30, 1928, and June 30, 1929, the following sums or so much thereof as may be necessary, for the purposes herein mentioned and no other."

ENGROSSED HOUSE AMENDMENT NO. 45. That Engrossed Senate Bill No. 107 be amended by striking the words "and outside of" on page 19, line 23, Section 1, and also by striking on the same line the figures "$1 200.00" each year, and inserting therefor the figures "$750.00" each year.

ENGROSSED HOUSE AMENDMENT NO. 46. That Engrossed Senate Bill No. 107 be amended by striking the words "and outside of" on page 19, line 30, Section 1.

ENGROSSED HOUSE AMENDMENT NO. 47. That Engrossed Senate Bill No. 107 be amended by striking the words "and outside of" on page 19, line 31, Section 1.

ENGROSSED HOUSE AMENDMENT NO. 48. That Engrossed Senate Bill No. 107 be amended by striking the figures "$200.00" each year, on page 19, line 31, Section 1, and inserting therefor the figures "$150.00" each year.

ENGROSSED HOUSE AMENDMENT NO. 49. That Engrossed Senate Bill No. 107 be amended by striking the figures "$5,250.00 $5,250.00" following the word "Total" on page 19, line 32, Section 1, and inserting therefor the figures "$4,700.00" each year.

ENGROSSED HOUSE AMENDMENT NO. 50. That Engrossed Senate Bill No. 107 be amended by striking the item "Other Expenses $1,000.00 — $1,000.00" on page 20, line 16, Section 1.

ENGROSSED HOUSE AMENDMENT NO. 51. That Engrossed Senate Bill No. 107 be amended by striking the figures "$84,450.00 $84,450.00" following the word "Total" on page 20, line 21, Section 1, and inserting therefor the figures "$83,450.00" each year.

ENGROSSED HOUSE AMENDMENT NO. 52. That Engrossed Senate Bill No. 107 be amended by striking all that portion of said bill, beginning with the Department of Corporation Commission on page 20, line 22, Section 1, down to and including line 2, page 38, Section 1; and that the following departments be added to the bill after line 2, page 38, Section 1:

"STATE ISSUES COMMISSION

Secretary	$2,500.00	$2,500.00
Bookkeeper and Stenographer	1,800.00	1,800.00
Traveling Expense	500.00	500.00
Communication	200.00	200.00
Office Supplies	200.00	200.00
Office equipment	200.00	200.00
Total	$5,400.00	$5,400.00

OKLAHOMA COMMISSION FOR ADULT BLIND

Secretary	$2,400.00	$2,400.00
Stenographer	1,200.00	1,200.00
Contractual Services:		
Traveling	900.00	900.00
Communication	150.00	150.00
Printing, other than office supplies	125.00	125.00
Supplies:		
Office supplies	150.00	150.00
Instruction and Assistance:		
One Home Teacher	1,500.00	1,500.00
Contractual Services:		
Traveling	900.00	900.00
Total	$7,325.00	$7,325.00

BOARD OF OPTOMETRY

There is hereby appropriated out of any money to the credit of the Optometry Board Fund in the State Treasury, the following sums, or so much thereof as may be necessary:

Personal Services	$1,100.00	$1,100.00
Contractual Services	700.00	700.00
Supplies	50.00	50.00
Total	$1,850.00	$1,850.00

CONSERVATION COMMISSION

Conservation Commission	$10,000.00	$10,000.00"

ENGROSSED HOUSE AMENDMENT NO. 53. That Engrossed Senate Bill No. 107 be amended by adding after Section 1 the following:

"Section 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval."

ENGROSSED HOUSE AMENDMENT NO. 54. That Engrossed Senate Bill No. 107 be amended by inserting in the title after the word "ending" and before the word "June", line 6, the words and figures "June 30th, 1927," and by adding after the word "Governor" at the end of the title the words "and declaring an emergency."

Senator Anglin moved that the Senate refuse to concur in House Amendments to Senate Bill No. 107 and request a conference of the Honorable House.

The motion prevailed and the President appointed as conferees on Senate Bill No. 107, Senators Anglin, Looney and Storms.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 115, by Powers, Wheatley, Hill, Loofbourrow and Reed of the Senate and James, Windle, Hill, Campbell, Thompson of Pontotoc and Cash of the House, entitled:

An Act making an appropriation for the purpose of purchasing equipment for the Administration Build-

ing of the Western Oklahoma Hospital, located at Supply, Oklahoma, and declaring an emergency;

ENGROSSED SENATE BILL NO. 257, by Smith and Anglin of the Senate and Aldridge and Gilmer of the House, entitled:

An Act authorizing the excise board of any county to make supplemental or additional appropriations for current expense purposes for jurors and witnesses for the District Court of said County, from that part of the gross production tax on oil, gas and other minerals levied and collected for and in aid of the construction of permanent roads and bridges of said County; repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency;

and to inform you, and through you the Honorable Senate same has been passed by the House of Representatives, AS AMENDED, and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Amendment to Senate Bill No. 115 was read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT NO. 1. That Engrossed Senate Bill No. 115 be amended by striking the name of "Thompson of Pontotoc" as author.

Upon motion of Senator Hill the Senate concurred in House Amendment to Senate Bill No. 115.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Williamson. Total 34.

Nays: 0.

Not Voting: Andrews, Fidler, George, Rice, Simmons, Waldrep, Wheatley. Total 7.

Excused: Culp, Peck. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Williamson. Total 34.

Nays: 0.

Not Voting: Andrews, Fidler, George, Rice, Simmons, Waldrep, Wheatley. Total 7.

Excused: Culp, Peck. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed Engrossed House Amendment to and referred Senate Bill No. 115, as and, for enrollment.

House Amendment to Senate Bill No. 257 was read by the Clerk, as follows:

HOUSE AMENDMENT NO. 1. That Engrossed Senate Bill No. 257 be amended by striking the words "in any fiscal year" in line 4, page 1, and substituting therefor the following "for the rest of the year 1927."

Upon motion of Senator Smith, the Senate concurred in House Amendment to Senate Bill No. 257.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Williamson. Total 34.

Nays: 0.

Not Voting: Andrews, Fidler, George, Rice, Simmons, Waldrep, Wheatley. Total 7.

Excused: Culp, Peck. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Williamson. Total 34.

Nays: 0.

Not Voting: Andrews, Fidler, George, Rice, Simmons, Waldrep, Wheatley. Total 7.

Excused: Culp, Peck. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed Engrossed House Amendment to and referred Senate Bill No. 272 as amended for enrollment.

House Amendments to SENATE BILL NO 14, by Storms, having been concurred in by the Senate, on yesterday, the bill was placed on final passage, as amended.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Nesbitt, Otjen, Reed Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 31.

Nays: Graham, McCurley, Pullen. Total 3.

Not Voting: Andrews, Fidler, George, Marshall, Powers, Simmons, Waldrep. Total 7.

Excused: Culp, Peck. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed Engrossed House Amendments to and referred Senate Bill No. 14 as amended for enrollment.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 142, by Committee on Appropriations, entitled:

An Act making appropriation to reimburse E. G. Spilman, Librarian, of the State Library, and declaring an emergency;

and to inform you, and through you the Honorable Senate, that the same has been passed by the House of Representatives and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bill No. 142 was referred for enrollment.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bills Nos. 269, 415 and House Bill No. 430, correctly engrossed; and Senate Resolutions Nos. 16 and 17 correctly enrolled.

BOYER, Chairman.

The President signed, in open session, Engrossed Senate Amendments to and Engrossed House Bills Nos. 269, 415 and 430, and ordered the same returned to the Honorable House.

The President signed Enrolled Senate Resolutions Nos. 16 and 17, in open session, and ordered the same transmitted to the Secretary of State.

The following Message from the Honorable House was received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you, and through you, the members of the Honorable Senate, that the House has granted the request for a conference on:

ENGROSSED SENATE BILL NO. 107 by Anglin, entitled:

An Act making general appropriation for the budget of the Legislative, Executive and Judicial Departments of the State, and for the principal and interest of the public debt, for the fiscal years ending June 30, 1928, and June 30, 1929, by functions of each department in accordance with the budget classification adopted by the Governor;

for the purpose of adjusting the differences between the two Houses, and the Speaker has appointed as Conferees:

Davis of Oklahoma
Hill
Brown.

Respectfully,

BERT McDONEL,
Chief Clerk.

THIRD READING

HOUSE BILL NO. 430 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Williamson. Total 34.

Nays: 0.

Not Voting: Andrews, Fidler, George, Rice, Simmons, Waldrep, Wheatley. Total 7.

Excused: Culp, Peck. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Shearer,

Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Williamson. Total 34.

Nays: 0.

Not Voting: Andrews, Fidler, George, Rice, Simmons, Waldrep, Wheatley. Total 7.

Excused: Culp, Peck. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed amendments to and Engrossed House Bill No. 430, and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 384 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley Williamson. Total 36.

Nays: 0.

Not Voting: Andrews, Fidler, George, Simmons, Waldrep. Total 5.

Excused: Culp, Peck. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Wheatley Williamson. Total 36.

Nays: 0.

Not Voting: Andrews, Fidler George, Simmons, Waldrep. Total 5.

Excused: Culp, Peck. Total 2.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed

copy of House Bill No. 384 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 72 was read for the third time at length.

Senator Smith moved to reconsider the vote by which House Bill No. 72 was advanced to engrossment and third reading.

Senator Pullen moved to table the Smith motion, which motion failed of adoption.

The vote recurring on the Smith motion, the same was adopted.

Senator Smith submitted the following amendment:

Mr. President: I move to amend House Bill No. 72, line 15, page 1, by inserting after the word "school" the words "or schools not participating in state aid."

SMITH.

Senator Austin moved to table the Smith amendment, which motion failed of adoption.

Senator Gray moved to indefinitely postpone further consideration of House Bill No. 72, which motion was tabled, upon motion of Senator Pullen.

The vote recurring on the Smith amendment, the same was adopted.

Upon motion of Senator Smith, House Bill No. 72, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Smith, the rules of the Senate were suspended and House Bill No. 72, as amended, was considered engrossed and placed upon third reading and final passage.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Boyer, Clark, Darnell, Ferguson, Graham, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Storms, Terwilleger, Thomas, VanDall. Total 26.

Nays: Austin, Goodall, Gray, Loofbourrow, Stigler, Wheatley. Total 6.

Not Voting: Andrews, Anglin, Fidler, George, Looney, Powers, Simmons, Waldrep, Williamson. Total 9.

Excused: Culp, Peck. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 72 was referred for engrossment.

Senator Loofbourrow sent up the following explana- by my vote, authorize the State, by legislation, to interfere tion of his vote:

Mr. President: I vote "NO" for the reason I cannot, with local self government on questions of local nature.

LOOFBOURROW.

The following message from the Honorable House was received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you, and through you the members of the Honorable Senate, that the House has granted the request for a conference on:

ENGROSSED SENATE BILL NO. 84 by Ferguson, entitled:

An Act to amend Section 9588 of Article 2, Chapter 84, C. O. S. 1921, relating to the taxation of real estate mortgages;

and has appointed as Conferees thereon:

Hill
Watson (Pittsburg)
Logan.

Respectfully,

BERT McDONEL,

Chief Clerk.

The President appointed as Senate conferees on Engrossed Senate Bill No. 84, Senators Ferguson, Boyer and Stigler.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and En-

rolled Bills begs leave to report Senate Bills Nos. 115, 116, 137, 142, 248, 251, 302, 325, and 326 all correctly enrolled.

BOYER, Chairman.

Senate Bills Nos. 115, 116, 137, 142, 248, 251 302, 325 and 326, were, each, read for the fourth time, the enrolled copies signed by the President and ordered transmitted to the Honorable House for the signature of the Speaker.

HOUSE BILL NO. 318 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Ferguson, Harper, Hill, Kimerer, Looney, Marshall McCurley, Nesbitt, Otjen, Powers, Shearer, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall. Total 21.

Nays: Darnell, Goodall, Graham, Gray, Gulager, Johnson (Creek), Loofbourrow, Pullen, Reed, Rice, Shepherd, Wheatley. Total 12.

Not Voting: Andrews, Fidler, George, Rexroat, Simmons, Smith, Waldrep, Williamson. Total 8.

Excused: Culp, Peck. Total 2.

Resigned: Total 1.

The bill having failed to receive the constitutional majority of the votes of all members elected to and constituting the Senate was declared failed of passage.

Senator Rice sent up the following explanation of his vote:

Mr. President: I vote "No" on House Bill No. 318, because I find that its passage will not, in any way, affect the price of feed to the consumer and I think that the price, as it now stands, is not too high. I also understand that the excess revenue goes into the general fund and I know we are in dire need of revenue.

RICE.

Senator Boyer submitted the following Committee Report:

Mr President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 72 correctly engrossed.

BOYER, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 72, as amended, and ordered the same returned to the Honorable House.

GENERAL ORDER

HOUSE BILL NO. 337 by Gilmer, Logan and Bell, was considered.

Section 1 was read and adopted, upon motion of Senator Austin.

Section 2 was read.

Senator Darnell submitted the following amendment, which was tabled upon motion of Senator Pullen:

Mr. President: I move to amend House Bill No. 337, lines 9 and 10 page 3, by striking after the word "exceeding" and before the word, "one," the words and figures, "One Hundred Thirty Thousand ($130,000.00) Dollars," and substituting the figures "Fifty Thousand ($50,000.00) Dollars."

DARNELL.

Upon motion of Senator Pullen, Section 2 was adopted as read.

Sections 3, 4 and 5 were read and adopted, upon motions of Senator Austin.

Upon motion of Senator Pullen, House Bill No. 337 was advanced to engrossment and third reading.

Upon motion of Senator Pullen, the rules of the Senate were suspended and House Bill No. 337 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 337 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, George, Goodall, Gray, Gulager, Harper, Johnson (Creek), Loofbourrow, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Thomas, Wheatley, Williamson. Total 28.

Nays: Darnell, Ferguson, Graham, Hill, Kimerer, Otjen, Terwilleger, VanDall. Total 8.

Not Voting: Anglin, Fidler, Looney, Storms, Waldrep. Total 5.

Excused: Culp, Peck. Total 2.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 337 and ordered the same transmitted to the Honorable House.

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you, and through you the members of the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 430, by Hybarger, and Singletary, entitled:

An Act amending Section 10131, C. O. S. 1921, as amended by Section 1 of Chapter 167, of the Session Laws of Oklahoma, 1925, and Section 10137 C. O. S. 1921, relating to the registration and licensing of motor vehicles and declaring an emergency,

and same has been passed by the House of Representatives as amended thereby, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you, and through you the members of the Honorable Senate, that the House has concurred in Senate amendments to:

ENGROSSED HOUSE BILL NO. 269 by Bilbrey (By Request), entitled:

An Act prohibiting the governing body of any municipal corporation organized and incorporated under the laws of the State of Oklahoma from selling, leasing, conveying or otherwise disposing of any public utility belonging to such municipal corporation, when the actual cash value of such utility belonging to a city of the first class shall exceed $10,000.00, etc.,

ENGROSSED HOUSE BILL NO. 415 by Lane, entitled:

An Act authorizing the County Clerks, the Court Clerks and County Treasurers of all Counties in this State which Counties have a population of not less than 18,500 nor more than 19 800 according to the Federal Census of 1920, or according to any succeed-

ing Federal Census, to appoint with the approval of the County Commissioners of said County certain deputies in their respective offices, and fixing the salary thereof, and declaring an emergency,

and same have been passed by the House of Representatives, as amended, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

In am directed by the House of Representatives to return herewith:

ENGROSSED SENATE JOINT RESOLUTION NO. 27 by Anglin, entitled:

A Resolution appropriating the sum of $262.50 to pay salary of Mrs. Mary C. Perkins, Secretary of the Oklahoma Real Estate Commission from December 15, 1925, to and including January 31, 1926, and directing the State Treasurer to pay the same out of the Real Estate Commission Fund, and declaring an emergency;

ENGROSSED SENATE BILL NO. 135 by Anglin. entitled:

An Act making appropriation to pay claims against Deficiency Certificates Numbers 8 to 12, inclusive, for

fiscal year ending June 30, 1925, Numbers 3 to 27, inclusive, for fiscal year ending June 30, 1926, and Numbers 1 to 9, inclusive, for fiscal year ending June 30, 1927, as approved and certified to by the Governor under authority of Chapter 231, of the Session Laws of Oklahoma, 1915, as amended by Chapter 229, of the Session Laws of Oklahoma, 1919, and declaring an emergency;

and to inform you, and through you the members of the Honorable Senate, that same have been passed by the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Joint Resolution No. 27 and Engrossed Senate Bill No. 135 were referred for enrollment.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 14, 22, 43, 199, 243 257, 324 and 327 correctly enrolled.

BOYER, Chairman.

Senate Bills Nos. 14, 22, 43, 199, 243, 257, 324 and 327 were, each, read for the fourth time, the enrolled copies signed by the President, in open session, and ordered transmitted to the Honorable House for the signature of the Speaker.

Upon motion of Senator Rexroat, the Secretary of State was requested to return ENROLLED SENATE CONCURRENT RESOLUTION NO. 8 for further consideration.

Senator Rexroat moved that the Senate reconsider the vote by which Senate Concurrent Resolution No. 8 was passed, which motion prevailed upon a roll call as follows:

Ayes: Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Hill, Johnson (Creek), Kimerer, Loofbourrow, Marshall, McCurley, Reed, Rexroat, Rice, Smith, Stewart, Stigler, Storms, Thomas, Wheatley, Williamson. Total 24.

Nays: Gulager, Harper, Otjen, Pullen, Shearer, Shepherd, Terwilleger. Total 7.

Not Voting: Andrews, Anglin, Fidler, George, Looney, Nesbitt, Powers, Simmons, VanDall, Waldrep. Total 10.

Excused: Culp, Peck. Total 2.

Resigned: Total 1.

Senator Rexroat submitted the following amendment:

Mr. President: I move to amend Senate Concurrent Resolution No. 8, by striking the word and figures, "March 23rd, 1927." and inserting the word and figures, "March 24th, 1927."

REXROAT.

Senator Harper, as a substitute, submitted the following amendment, which failed of adoption:

Mr. President: I move to amend Senate Concurrent Resolution No. 8, by striking the figures and words "12:00 o'clock noon," and inserting the following, "12:00 o'clock midnight tonight."

HARPER.

Senator Pullen moved to table the Rexroat amendment, which motion failed of adoption.

The vote recurring on the Rexroat amendment, the same was adopted.

Upon motion of Senator Rexroat, Senate Concurrent Resolution No. 8, as amended, was adopted and referred for engrossment.

The Senate was declared at ease for one hour.

The Senate reassembled and was called to order by the President.

By unanimous consent, Senator George was excused for the remainder of this legislative day.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Concurrent Resolution No. 8 correctly engrossed.

BOYER, Chairman.

The President in open session, signed Engrossed Senate Concurrent Resolution No. 8 and ordered the same transmitted to the Honorable House for consideration.

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 211, by Skinner and Porter, entitled:

An Act amending Section 7552, C. O. S. 1921, providing for four (4) mining districts in the State of Oklahoma; authorizing the Chief Mine Inspector to appoint an inspector for Mining District No. Four (4); prescribing the qualifications, making an appropriation therefor, and declaring an emergency:

ENROLLED HOUSE BILL NO. 310, by Sewell of the House, and Simmons of the Senate, entitled:

An Act amending Section 4185, of Article 3, Chapter 24, C. O. S. 1921, relating to publication or circulation of false, malicious, unprivileged statements for the purpose of injuring banking institutions doing business within the State of Oklahoma; providing a penalty therefor and declaring an emergency;

ENROLLED HOUSE BILL NO. 354, by Thomas of Tulsa, entitled:

An Act providing a lien upon the estates of insolvent corporations for labor and other services performed by employees and providing procedure for foreclosure of such lien;

ENROLLED HOUSE BILL NO. 396, by Kight, entitled:

An Act making an appropriation out of the hospital fund of the Central State Hospital at Norman, Oklahoma, for building and equipping a dairy barn, purchase of cattle and making improvements;

ENROLLED HOUSE BILL NO. 427, by Windle and Hines, entitled:

An Act amending Sections 1 and 2, Chapter 108, Oklahoma Session Laws 1923-1924, relating to a tannery at the Oklahoma State Reformatory, Granite, Oklahoma; authorizing the establishment of a harness and shoe factory in connection with said tannery; providing an appropriation therefor, creating a revolving fund for such tannery and harness and shoe factory;

ENROLLED HOUSE BILL NO. 431, by Watson of Kiowa, entitled:

An Act relating to the distribution of certain funds in counties having a population of not less than 23 050 and not more than 23,150, as shown by the last Federal Census or any subsequent Federal Census and declaring an emergency;

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 8, by Leecraft, Paul, Dyer, and Ware of the House, and Gulager and Graham, of the Senate, entitled:

A Memorial requesting the Department of the Interior to authorize the transfer of tribal records and documents now forming a part of the archives of the office of the Five Civilized Tribes now in the custody of the Union Agency at Muskogee, to the Oklahoma Historical Society;

ENROLLED HOUSE CONCURRENT RESOLUTION NO. 18, by Watson of Creek and Stovall, of the House, and Austin Stigler and Fidler of the Senate, entitled:

A Concurrent Resolution authorizing and empowering the Board of Affairs of the State of Oklahoma to provide for accommondations and facilities by the State of Oklahoma for holding a term of court each year by the Circuit Court of Appeals of the Eighth Circuit of the United States;

ENROLLED HOUSE JOINT RESOLUTION NO. 12, by Brewer, Foster, Nash, Paul, Kight, Bell, Davis of Carter Ebey, and Snoddy, entitled:

A Resolution authorizing the Governor of the State of Oklahoma to receive the return of such other funds remaining to the credit of the National Guard unit in the possession of the Secretary of War of the United States as have not been re-constituted and to distribute same for the benefit of the National Guard of the State and declaring an emergency;

ENROLLED HOUSE JOINT RESOLUTION NO. 29, by Graham and Leecraft, entitled:

A Joint Resolution authorizing the State Board of Public Affairs to build or cause to be built a mansion for the Governor of Oklahoma on lands owned by the State and adjacent to the Capitol building, amending House Bill No. 35, approved by the Governor February 8, 1927, and declaring an emergency;

ENROLLED HOUSE JOINT RESOLUTION NO. 30, by Faulk, entitled:

A Joint Resolution authorizing the State Board of Public Affairs to install and equip the penal institutions at McAlester or Granite, Oklahoma, for the manufacture of bagging and ties for cotton, providing for the disposition thereof.

and to inform you, and through you, the members of the Honorable Senate, that same have been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bills Nos. 211, 310, 354, 396, 427, 431, House Joint Resolutions Nos. 12, 29 and 30 were, each, read for the fourth time, the enrolled copies signed by the President, in open session, and ordered returned to the Honorable House.

Enrolled House Concurrent Resolutions Nos. 8 and 18 were signed, in open session, by the President and ordered returned to the Honorable House.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 192, by Waldrep, entitled:

An Act making appropriation for the Department of the State Examiner and Inspector, and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives, THE EMERGENCY CLAUSE HAVING FAILED, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bill No. 192 was referred for enrollment.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 5, by Stigler, entitled:

An Act making an emergency appropriation with which to match federal funds for the vocational rehabilitation of persons injured in industry or otherwise according to the terms and provisions of an Act of the Sixty-eighth Congress of the United States, H. R. 5478, and declaring an emergency;

ENGROSSED SENATE BILL NO. 214, by Fidler, Anglin and Boyer, entitled:

An Act amending paragraph "D" of Section 111, C. O. S. 1921, as amended by Senate Bill 26, passed by the Second Special Session of the Ninth Legislature of 1924, relating to clerical, stenographic and other positions in the State Treasurer's department, making appropriation therefor and repealing conflicting statutes;

ENGROSSED SENATE BILL NO. 285, by George and Fidler, entitled:

An Act appropriating $15,000.00 out of the Revolving Fund of the Oklahoma State Penitentiary at McAlester, Oklahoma, to be used as a cash emergency fund for said institution, providing for the replenishment thereof, and declaring an emergency;

ENGROSSED SENATE BILL NO. 314, by Gulager, entitled:

An Act providing for three additional deputy sheriffs for Muskogee County, Oklahoma, in addition to those already allowed by law; and fixing a salary of said deputy sheriffs and declaring an emergency;

ENGROSSED SENATE BILL NO. 315, by Anglin, entitled:

An Act making appropriation out of Oklahoma State University Dormitory sinking fund and the Agricultural and Mechanical College Dormitory sinking fund to reimburse the public building fund for moneys already appropriated out of the public building fund for the purpose of paying interest on Oklahoma University Dormitory building bonds and Agricultural and Mechanical College building bonds, and declaring an emergency;

ENGROSSED SENATE JOINT RESOLUTION NO. 6, by Committee on Agriculture, entitled:

A Resolution relating to the eradication of ticks in certain counties in this State, making it the duty of the State Board of Agriculture to supervise the work thereof, making an appropriation therefor, and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that same have been passed by the House of Representatives, and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bills Nos. 5, 214 285, 314, 315, Engrossed Senate Joint Resolution No. 6 were referred for enrollment.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 251, by Stigler of the Senate, and Berry of the House, entitled:

An Act changing the name of the Connor's State School of Agriculture to Connor's State Agricultural College; providing for two years additional college work at said college, repealing all acts and parts of acts in conflict herewith, and declaring an emergency;

ENROLLED SENATE BILL NO. 115, by Powers, Wheatley, Hill, Loofbourrow and Reed of the Senate, and James, Windle, Hill, Campbell and Cash of the House, entitled:

An Act making appropriation for the purpose of purchasing equipment for the administration building of the Western Oklahoma Hospital, located at Supply, Oklahoma, and declaring an emergency;

ENROLLED SENATE BILL NO. 116, by Powers, Wheatley, Hill, Loofbourrow and Reed of the Senate and James Windle, Hill, Campbell and Cash of the House, entitled:

An Act making appropriation for the Eastern Oklahoma Hospital, at Vinita, Oklahoma, for the payment of salaries, support and maintenance for the remainder of fiscal year ending June 30th, 1927, and declaring an emergency;

ENROLLED SENATE BILL NO. 137, by Anglin, entitled:

An Act making supplementary appropriation for the Criminal Court of Appeals, for the fiscal year ending June 30, 1927, and declaring an emergency;

ENROLLED SENATE BILL NO. 142, by Committee on Appropriation, entitled:

An Act making appropriation to reimburse E. G. Spilman, librarian, of the State Library, and declaring an emergency;

ENROLLED SENATE BILL NO. 248, by Soldiers Relief Committee, entitled:

An Act making an additional appropriation of Fifteen Thousand ($15,000.00) Dollars, for the fiscal year ending June 30th, 1927, for the aid of sick, wounded and disabled soldiers, and marines of the late World War and the War with Spain and the Nurses of said World War and the War with Spain, and the destitute wives, widows and minor children, and declaring an emergency;

ENROLLED SENATE BILL NO. 302, by Reed, entitled:

An Act authorizing the county assessor of Roger Mills County, Oklahoma, to appoint a deputy county assessor, at a salary of $75.00 per month, and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that same have been read for the fourth time, and signed by the Speaker of the House in open session.

Respectfully submitted,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Bills Nos. 115, 116, 137, 142, 248, 251 and 302 were referred to the Governor for consideration.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 325, by Gray of the Senate and Hybarger and Manning of the House, entitled:

An Act authorizing the county clerks in counties having a population of not less than 33,500 nor more than 34,200 according to the federal census of 1920, or according to any succeeding federal census to appoint deputies in his office and fixing the salaries thereof, and declaring an emergency;

ENROLLED SENATE BILL NO. 326, by Johnson of Creek, entitled:

An Act authorizing the county treasurer of Creek County, Oklahoma, to establish a branch office in Bristow,

Oklahoma, in said county to be in charge of one of his regular deputies to collect certain taxes providing for the expense thereof and declaring an emergency.

and to inform you, and through you, the Honorable Senate that same have been read for the fourth time in the House of Representatives and signed by the Speaker in open session.

Rspectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Bills Nos. 325 and 326 were referred to the Governor for consideration.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 172, by Johnson of Comanche, and Reily, entitled:

An Act amending Section 13, Chapter 48, Oklahoma Session Laws, 1923, and authorizing the State Highway Commission to drain, put to grade and build bridges and underpasses on any highway, street or alley within any incorporated city or town which highway, street or alley is a continuation of the State Highway System; repealing all acts or parts of acts in conflict therewith and declaring an emergency;

ENROLLED HOUSE BILL NO. 356, by Johnson of Comanche, Singletary, Hybarger of the House, and Reed of the Senate, entitled:

An Act amending Section 1, Chapter 113, Oklahoma Session Laws, 1925, relating to audits of the books and files of the State Highway Commission and its agents and employees; providing for the payment of the costs thereof, and declaring an emergency;

ENROLLED HOUSE BILL NO. 378, by Acton, Windle, Leecraft, Cobb, Berry, Brown, Manning, Johnson of Comanche, Ogden, Webster, and McArthur of the House, and Shearer, Fidler, Rexroat, and Gulager of the Senate, entitled:

An Act relating to the taxation of property used exclusively for the manufacture of lint cotton in the State of Oklahoma; classifying the said property for the purpose of taxation; establishing tax levy thereon; providing for collection, distribution and the use of the said taxes; exempting the said property from ad valorem tax to the extent herein provided, and repealing all acts in conflict therewith and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that same have been read for the fourth time, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bills Nos. 172, 356 and 378 were, each, read for the fourth time, the enrolled copies signed by the President, in open session, and ordered returned to the Honorable House.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you, and through you, the members of the Honorable Senate, that the House refuses to concur in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 72, by Faulk, entitled:

An Act limiting the number of teachers that may be employed in all schools except high schools and junior high schools; making a violation of this act a misdemeanor; fixing a penalty therefor, repealing all acts or parts of acts in conflict therewith.

and requests a conference thereon, and has appointed as House Conferees, the following:

Faulk,
Leecraft,
Daniel.

Respectfully,

BERT McDONEL,

Chief Clerk.

Upon motion of Senator Thomas, the Senate acceded to the request of the Honorable House, for a conference on En-

grossed House Bill No. 72, and the President appointed as Senate Conferees thereon, Senators Thomas, Harper and Clark.

The following communication from the Secretary of State was received and read:

Hon. W. J. Holloway, Pres.,
State Senate,

BUILDING.

Dear Sir:

At the request of Hon. W. C. McAlister, Secretary of the Senate, I am returning to you, herewith, direct:

ENROLLED SENATE CONCURRENT RESOLUTION NO. 8, by Rexroat, entitled:

A Resolution fixing the date for the final adjournment sine die of the Eleventh Session of the Oklahoma Legislature.

so that same may be corrected.

Yours very truly,

UNA LEE ROBERTS,

Ass't. Secy. of State.

HOUSE BILL NO. 252, by Reily, Hines, et al, of the House, was considered.

Section 1 was read.

Senator Thomas submitted the following amendment, which was adopted:

Mr. President: I move to amend Section 1, of Engrossed House Bill No. 252, by inserting the following at the end of Section 1, "Provided that such county road bonds may be issued to improve either county or state highways."

THOMAS.

Upon motion of Senator Thomas, Section 1, as amended, was adopted.

Section 2 was read and adopted, upon motion of Senator Thomas.

Upon motion of Senator Thomas, House Bill No. 252, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Thomas, the rules of the Senate were suspended and House Bill No. 252, as amended, was considered engrossed and placed upon third reading and final passage:

HOUSE BILL NO. 252 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Gray, Johnson (Creek), Kimerer, Looney, Marshall, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 26.

Nays: Andrews, Goodall, Gulager, Harper, McCurley, Pullen, Smith. Total 7.

Not Voting: Ferguson, Fidler, Graham, Hill, Loofbourrow, Stewart, Stigler. Total 7.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Gray, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 30.

Nays: Goodall, Gulager, Harper, McCurley, Pullen, Smith. Total 6.

Not Voting: Ferguson, Fidler, Graham, Williamson. Total 4.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 252, as amended, was referred for engrossment.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Joint Resolution No. 27 and Senate Bills Nos. 5, 135 and 192 correctly enrolled.

BOYER, Chairman.

Senate Joint Resolution No. 27, Senate Bills Nos. 5, 135 and 192, were each, read for the fourth time, the enrolled bills and resolution signed by the President, in open session, and ordered transmitted to the Honorable House for the signature of the Speaker.

Upon motion of Senator Terwilleger, HOUSE BILL NO. 467, by Webster, of the House, and Terwilleger, of the Senate, was advanced to engrossment and third reading.

Upon motion of Senator Terwilleger, the rules of the Senate were suspended and House Bill No. 467 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 467 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Ot-

jen, Powers, Pullen, Reed Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 36.

Nays: 0.

Not Voting: Ferguson, Fidler, Graham, Williamson. Total 4.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 36.

Nays: 0.

Not Voting: Ferguson, Fidler, Graham, Williamson. Total 4.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 467 and ordered the same transmitted to the Honorable House.

HOUSE BILL NO. 255, by Leecraft, was considered.

Section 1 was read and adopted, upon motion of Senator Austin.

Section 2 was read.

Senator Austin submitted the following amendment, which was adopted.

Mr. President: I move to amend House Bill No. 255, line 1, page 5, by inserting after the word, "shall," and before the word, "remain," the following: "until superceded by funding or refunding bonds, as herein provided, but not longer."

AUSTIN.

Upon motion of Senator Austin, Section 2, as amended, was adopted.

Sections 3 to 20, inclusive, were read and adopted, upon motion of Senator Austin.

Upon motion of Senator Austin, House Bill No. 255, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Austin, the rules of the Senate were suspended and House Bill No. 255, as amended, was con-

sidered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 255 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Austin, Darnell, Gulager, Harper, Hill, Johnson (Creek), Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Pullen, Reed, Rexroat, Shepherd, Simmons, Stewart, Stigler, Storms, Terwilleger, VanDall, Waldrep, Wheatley. Total 23.

Nays: Andrews, Anglin, Clark, Ferguson, Graham, Gray, Kimerer, Powers, Rice, Shearer. Total 10.

Not Voting: Boyer, Fidler, Goodall, Otjen, Smith, Thomas, Williamson. Total 7.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 255 was referred for engrossment.

The following Message from the Honorable House was received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 14, by Storms of the Senate, entitled:

An Act relating to the sale of mortgaged personal property by the mortgagor with the consent of the mortgagee or assignee declaring the proceeds to be a trust fund, making misappropriation thereof embezzlement, and fixing the penalty therefor, and repealing all conflicting laws;

ENROLLED SENATE BILL NO. 22, by Wheatley of the Senate and O'Brien of the House, entitled:

An Act to amend Section 1 of Chapter 112, of the Session Laws of Oklahoma, 1919, Section 9528, Compiled Oklahoma Statutes, 1921, relating to public libraries; repealing all conflicting laws and declaring an emergency;

ENROLLED SENATE BILL NO. 43, by Johnson (Creek), of the Senate, and Reece, and McLaury of the House, entitled:

An Act making deficiency and supplemental appropriations for certain State educational eleemosynary and penal institutions and declaring an emergency;

ENROLLED SENATE BILL NO. 199, by Peck and Waldrep of the Senate, and Pomeroy and Taylor of the House, entitled:

An Act relating to road and bridge work and inspection thereof by county commissioners of Lincoln County, fixing the compensation for such work and declaring an emergency;

ENROLLED SENATE BILL NO. 243, by Powers, entitled:

An Act authorizing the county treasurers in counties having a population of not less than 14,675, according to the last preceding federal census to appoint one or more deputies in the office of the county treasurer fixing the salaries thereof, repealing all laws or parts of laws in conflict herewith and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that same have been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Bills Nos. 14, 22, 43, 199 and 243 were referred to the Governor for consideration.

Upon motion of Senator Rexroat, the Secretary of the Senate was instructed to send flowers to Senator Peck, who is ill at his home in Stroud.

Upon motion of Senator Waldrep, HOUSE BILL NO. 437, by Pomeroy, was advanced to engrossment and third reading.

Upon motion of Senator Waldrep, the rules of the Senate were suspended and House Bill No. 437 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 437 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 36.

Nays: 0.

Not Voting: Ferguson, Fidler, Graham, Williamson. Total 4.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kim-

erer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 36.

Nays: 0.

Not Voting: Ferguson, Fidler, Graham, Williamson. Total 4.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 437 and ordered the same transmitted to the Honorable House.

Upon motion of Senator Waldrep, HOUSE BILL NO. 375, by Reily and Cobb, was advanced to engrossment and third reading.

Upon motion of Senator Waldrep, the rules of the Senate were suspended and House Bill No. 375 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 375 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley. Total 36.

Nays: 0.

Not Voting: Ferguson, Fidler, Graham, Williamson. Total 4.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 375 and ordered the same transmitted to the Honorable House.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 252 correctly engrossed; Senate Joint Resolution No. 6, Senate Bills Nos. 214, 285, 314 and 315 correctly enrolled.

BOYER, Chairman.

The President, in open session, signed Engrossed Senate

Amendment to and Engrossed House Bill No. 252, as amended, and ordered the same returned to the Honorable House.

Senate Joint Resolution No. 6. Senate Bills Nos. 214, 285, 314 an 315 were, each, read for the fourth time, the enrolled copies signed by the President, in open session, and ordered transmittd to the Honorable House for the signature of the Speaker.

HOUSE BILL NO. 7, by Revenue and Taxation and Manning and Crowley was considered.

Section 1 was read.

Senator Waldrep submitted the following amendment, which was adopted.

Mr. President: I move to amend House Bill No. 7, by striking all of said bill, after the enacting clause, and substituting therefor the following:

Section 1. That after the officers of the several municipal subdivisions of the state constituting the budget-making bodies of such subdivisions, including counties, cities, school districts and townships, shall make and file their budgets as required by existing law with the county clerk as Secretary of the County Excise Board, and after advertisement, the Excise Board shall meet on the last Saturday in July, and from time to time until the State Board of Equalization shall have reported the valuation of public service corporations and utilities to the county, and shall then proceed to pass all appropriations and make levies for all municipal subdivisions as now provided by law. The county excise board shall then recess, from time to time, for a period of thirty days, during which time taxpayers having property assessed in any county,

shall have access to the budgets and levies on file in the office of the county clerk of the proper county for the purpose of checking same for illegalities in the levies made. If any such taxpayer discovers any alleged illegality in the levy as to any county or other municipal subdivision of the state, he shall file a complaint in writing with the chairman of the county excise board within thirty days from the date the county excise board completes its duties, setting up the grounds of complaint, which complaint shall be filed with the excise board of the county (or municipal subdivision affected). If no complaint is filed by any taxpayer within said thirty day period allowed, all appropriations and levies shall be deemed to be legal, and all complaints for refunds, or suits for refunds or recovery of taxes shall be barred, and this provision shall be construed to be a statute of limitation upon any such action. When complaint shall have been filed with the excise board (of the municipal subdivision affected) as hereinbefore provided, it shall be the duty of such excise board to hold a hearing and decide as to the legality of the levy complained against, and if in its opinion said levy is illegal, it shall be the duty of said excise board to reduce appropriations so that same will come within the legal limits and shall so reform the tax levy. If such excise board shall not deem the complaint well taken and shall determine the appropriations and levies based thereon to be legal, then it shall immediately cause said levies to be certified to the county assessor for entry upon the tax rolls. Any complaining taxpayer or county or other municipal subdivision shall thereafter have ten (10) days time from such decision of the excise board in which to appeal to the district court from the action of said excise board, which court shall determine the questions involved, and for such purpose the court shall have jurisdiction de novo, and may hear any necessary testimony, (or require necessary additional pleadings to be filed), said matter to be determined as speedily as practicable. Either party may appeal from the judgment of the district court as

is provided in other cases, except that such appeal shall be lodged in the Supreme Court within twenty (20) days from the date of final judgment and said cause shall there be determined as speedily as practicable.

Pending action or appeal, no warrants shall be issued against any contested portion of levy for any county or other municipal subdivision affected. In all cases it shall be the duty of the county treasurer to hold all moneys collected on such contested levies, where the suit or appeal is not decided before payment of taxes, in a separate fund to await the result of said court decision, provided that in all cases where a contest is entered against the entire levy, that one-fifth (⅕) only of such levy shall be held pending the hearing. When any complaint is filed by any taxpayer, as hereinabove indicated, all taxpayers in the county or other municipal subdivision affected by the levy therefor, similarly situated shall be deemed to be parties to such suit or appeal, and any relief granted shall inure to the benefit of all taxpayers so similarly situated, and if any such tax levy is determined to be illegal after payment of the taxes, same shall be refunded to the taxpayer paying such illegal tax by the county upon statement thereof compiled by the county treasurer and filed with the board of county commissioners for disbursement as other claims are allowed and disbursed by the county. It shall not be necessary in order for all the taxpayers in any county to avail themselves of the benefits of this Act for more than one complaint to be filed in any county or subdivision affected, but the filing of one such complaint or action shall operate to set apart said alleged illegal tax as a matter of law for the benefit of all taxpayers similarly situated until the same shall have been determined. In lieu of the appeal hereinabove provided from the action of the excise board, any taxpayer may, at his option file an action at law, within the same time allowed for taking such appeal, making the county treasurer in question, party

defendant thereto, and the court shall have general jurisdiction of such action, and relief may be granted the same as if by appeal under the foregoing provisions hereof, and this section shall be deemed to constitute a right of action at law available to any taxpayer in either state or federal court of competent jurisdiction. The remedies herein provided or that now exist, shall inure to the benefit of all taxpayers as to all levies finally adjudicated to be illegal.

Section 2. All acts and parts of acts in conflict herewith, are hereby repealed.

Section 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

Senator Wheatley submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 7, lines 2, 3, 10, and 11, page 3, by striking after the word "county," in line 2, the word, "or," and line 3, down to and including the word, "affected," and by striking after the word, "Board," in line 10, all of said line and line 11, down to and including the word, "affected," and by striking the word, "or," line 11, and all of line 12, page 4.

WHEATLEY-WALDREP.

Senator Wheatley submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 7, line 14, page 6, by striking after the word, "determine," in line 14,

all of said line and all of lines 15, 16, 17 and 18, page 6, and all of lines 1 to 10, page 7.

WHEATLEY-WALDREP.

Upon motion of Senator Waldrep, House Bill No. 7, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Waldrep, the rules of the Senate were suspended and House Bill No. 7, as amended, was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 7 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Kimerer, Looney, McCurley, Rice, Shearer, Simmons, Smith, Stewart, Stigler, Storms, VanDall, Waldrep, Wheatley. Total 25.

Nays: Hill, Marshall, Powers. Total 3.

Not Voting: Fidler, Johnson (Creek), Loofbourrow, Nesbitt, Otjen, Pullen, Reed, Rexroat, Shepherd, Terwilleger, Thomas, Williamson. Total 12.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the consitutional majority of the

votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Powers, Reed, Rice Shearer, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, VanDall, Waldrep, Wheatley. Total 31.

Nays: 0.

Not Voting: Fidler, Loofbourrow, Nesbitt, Otjen, Pullen, Rexroat, Shepherd, Thomas, Williamson. Total 9.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 7 was referred for engrossment.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 255 correctly engrossed.

BOYER, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 255, as amended, and ordered the same returned to the Honorable House.

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 5, by Stigler, entitled:

An Act making an emergency appropriation with which to match federal funds for the vocational rehabilitation of persons injured in industry or otherwise according to the terms and provisions of an act of the Sixty-eighth Congress of the United States, H. R. 5478, and declaring an emergency;

ENROLLED SENATE BILL NO. 135, by Anglin, entitled:

An Act making appropriation to pay claims against deficiency certificates numbers 8 to 12, inclusive, for fiscal year ending June 30, 1925; numbers 3 to 27, inclusive, for fiscal year ending June 30, 1926, and numbers 1 to 9, inclusive for fiscal year ending June 30, 1927, as approved and certified to by the Governor under authority of Chapter 231, of the Session Laws of Oklahoma, 1915, as amended by Chapter 229 of the Session Laws of Oklahoma, 1919, and declaring an emergency;

ENROLLED SENATE BILL NO. 192, by Waldrep, entitled:

An Act making appropriation for the Department of State Examiner and Inspector;

ENROLLED SENATE JOINT RESOLUTION NO. 27, by Anglin, entitled:

A Resolution appropriating the sum of $262.50 to pay salary of Mrs. Mary C. Perkins, secretary of the Oklahoma Real Estate Commission from December 15, 1925, to and including January 31, 1926, and directing the State Treasurer to pay the same out of Real Estate Commission fund and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that same have been read for the fourth time, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Bills Nos. 5, 135, 192, and Enrolled Senate Joint Resolution No. 27 were referred to the Governor for consideration.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 257, by Smith and Anglin of the Senate and Aldridge and Gilmer of the House, entitled:

An Act authorizing the excise board of any county to make supplemental or additional appropriations for current expense purposes for jurors and witnesses for the district court of said county from that part of the gross production tax on oil, gas and other minerals levied and collected for and in aid of the construction of permanent roads and bridges of said county; repealing all acts and parts of acts in conflict herewith and declaring an emergency;

ENROLLED SENATE BILL NO. 324, by Austin, entitled:

An Act providing grounds for contest for primary and general elections prescribing procedure and declaring an emergency;

ENROLLED SENATE BILL NO. 327, by Stigler of the Senate (by request) and Nash of the House (by request) entitled:

An Act granting power to the board of county commissioners of Haskell County Oklahoma, to use the sinking fund of the county derived from penalties, interests and forfeitures accrued or to accrue as penalties or delinquent taxes for the purpose of purchasing land for a building site for a county court house, for erecting, repairing or constructing a county court house, providing the method therefor, and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that same have been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Bills Nos. 257, 324 and 327 were referred to the Governor for consideration.

The following Message from the Governor was received and read:

To the Honorable Senate, and
House of Representatives,
Eleventh Legislature,

BUILDING.

Gentlemen:

I have the honor to report to you that I have received and this day signed and transmitted to the Secretary of State,

ENROLLED SENATE JOINT RESOLUTION NO. 28, entitled:

"A Resolution making appropriation for the office of Lieutenant Governor for a period beginning January 10th, 1927, and ending June 30th 1927, and declaring an emergency."

Truly yours,

HENRY S. JOHNSTON,

Governor.

The following Message from the Honorable House was received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 120, by Anglin, entitled:

An Act making supplemental appropriation for the balance of the fiscal year ending June 30th, 1927, for the Governor's office, the State Auditor and the Chief Mine Inspector, and declaring an emergency;

ENGROSSED SENATE JOINT RESOLUTION NO. 16, by VanDall, entitled:

A Joint Resolution appropriating $5,000.00 as an emergency fund for the use of the State Department of Health to be used for such purposes as may be necessary to prevent the spread of small pox or other contagious diseases and declaring an emergency.

and to inform you, and through you, the members of the Honorable Senate, that same has been passed by the House of Representatives, AS AMENDED, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed House Amendments to Senate Bill No. 120 were read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT NO. 1. That Engrossed Senate Bill No. 120, be amended by striking the words "fiscal year" line 3, Section 1, and inserting therefor the words "balance of the fiscal year beginning February 1st, and."

ENGROSSED HOUSE AMENDMENT NO. 2. That Engrossed Senate Bill No. 120, be amended by inserting after the words "Governor's office" and before the words "traveling expenses" on lines 5 and 6, of Section 1, the following item:

"Banking Department (to be used in conducting litigation in Federal courts and Criminal Court of Appeals affecting the Banking Department of Oklahoma) $12,500."

ENGROSSED HOUSE AMENDMENT NO. 3. That Engrossed Senate Bill No. 120, be amended by inserting after the item "Banking Department" (which is the item added to said Bill in Engrossed House Amendment No. 2) and before the item "traveling expenses," the following:

"Supreme Court Commission, for the fiscal year ending June 30, 1927 $1,000.00"

ENGROSSED HOUSE AMENDMENT NO. 4. That Engrossed Senate Bill No. 120, be amended by changing the figures "$9,250.00" following the word "Total" on line 11, Section 1, to "$22,750.00."

Senator Anglin moved that the Senate refuse to concur in House Amendments to Engrossed Senate Bill No. 120, and request a conference of the Honorable House, thereon.

The motion prevailed and the President appointed as Senate conferees, Senators Harper, Loofbourrow and Waldrep.

Engrossed House Amendments to Senate Joint Resolution No. 16 were read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT NO. 1. That line 3, section 1, of Engrossed Senate Joint Resolution No. 16, be amended by striking the words and figures "Five Thousand ($5,000.00) Dollars," and inserting therefor the words and figures: "Two Thousand Five Hundred ($2,500.00) Dollars, or so much thereof as may be necessary."

ENGROSSED HOUSE AMENDMENT NO. 2. That the title of Engrossed Senate Joint Resolution No. 16 be amended by striking the words and figures "Five Thousand ($5,000.00) Dollars," on lines 2 and 3, of said title, and inserting therefor the words and figures "Two Thousand Five Hundred ($2,500.00) Dollars."

Upon motion of Senator Fidler, the Senate concurred in House Amendments to Senate Joint Resolution No. 16.

The question being, "Shall the Resolution pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Simmons, Stewart, Stigler, Storms, Waldrep, Wheatley, Williamson. Total 34.

Nays: 0.

Not Voting: Harper, Shepherd Smith, Terwilleger, Thomas, VanDall. Total 6.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The Resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the Resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Simmons, Stewart, Stigler, Storms, Waldrep, Wheatley, Williamson. Total 34.

Nays: 0.

Not Voting: Harper, Shepherd Smith, Terwilleger, Thomas, VanDall. Total 6.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed Engrossed House

Amendments to Engrossed Senate Joint Resolution No. 16 and referred the same for enrollment.

Upon motion of Senator Loofbourrow, HOUSE BILL NO. 372, by Nash, was advanced to engrossment and third reading.

Upon motion of Senator Gulager, the rules of the Senate were suspended and House Bill No. 372 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 372 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell Ferguson, Fidler, Goodall, Graham, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Rexroat, Rice, Shearer, Shepherd, Simmons, Stigler, Terwilleger, Thomas, Waldrep, Wheatley, Williamson. Total 30.

Nays: Gray McCurley, Pullen, Stewart, Reed Total 5.

Not Voting: Andrews, Harper, Smith, Storms, VanDall. Total 5.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell Ferguson, Fidler, Goodall, Graham, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, Nesbitt, Otjen, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Simmons, Stigler, Terwil'eger, Thomas, Waldren, Wheatley, Williamson. Total 31.

Nays: Gray, McCurley, Reed, Stewart. Total 4.

Not Voting: Andrews, Harper, Smith, Storms, VanDall. Total 5.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 372 and ordered the same transmitted to the Honorable House.

Upon motion of Senator Stigler, HOUSE BILL NO. 176, by Lohman, was advanced to engrossment and third reading.

Upon motion of Senator Loofbourrow, the rules of the Senate were suspended and House Bill No. 176 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 176 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Thomas, VanDall, Waldrep, Wheatley. Total 32.

Nays: 0.

Not Voting: Anglin, Fidler, Otjen, Pullen, Reed, Rexroat, Terwilleger, Williamson. Total 8.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Rice Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Thomas, VanDall, Waldrep, Wheatley. Total 32.

Nays: 0.

Not Voting: Anglin, Fidler, Otjen, Pullen, Reed, Rexroat, Terwilleger, Williamson. Total 8.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The Emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 176 and ordered the same transmitted to the Honorable House.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 7 correctly engrossed.

BOYER, Chairman.

The President, in open session, signed Engrossed Senate Amendments to and Engrossed House Bill No. 7, as amended, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 89, by Ogden, was taken up for consideration.

Section 1 was read.

Senator Harper submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 89, by adding at the end of Section, the following, "It shall not be unlawful to hunt for o'possum at any time."

HARPER.

Senator Gray moved to indefinitely postpone further consideration of House Bill No. 89, which motion was tabled upon motion of Senator Harper.

Senator Stigler submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 89, line 2, page 3, by striking after the word, "in," all of lines 2, 3, 4, 5, 6, 7, 8, 9 and 10, to the words, North Canadian."

STIGLER.

Senator Anglin submitted the following amendment, which failed of adoption:

Mr. President: I move to amend House Bill No. 89, by inserting after the Stigler amendment, the words, "except South Canadian and Little Rivers, in Hughes and Seminole Counties."

ANGLIN.

Senator Shepherd submitted the following amendment, which was tabled, upon motion of Senator Graham.

Mr. President: I move to amend House Bill No. 89, by amending the Stigler amendment, by including the words, "North Canadian"

SHEPHERD.

Senator Pullen submitted the following amendment, which was tabled upon motion of Senator Graham:

Mr. President: I move to amend House Bill No. 89, by adding after the Anglin amendment, the following words, "Washita River in Murray and Carter Counties."

PULLEN.

Senator Stewart submitted the following amendment, which was tabled upon motion of Senator Graham:

Mr. President: I move to amend House Bill No. 89, following the Stigler amendment, by adding, "the east 30 miles of Little River in McCurtain County."

STEWART.

Senator McCurley submitted the following amendment, which was tabled upon motion of Senator Graham:

Mr. President: I move to amend House Bill No. 89, by adding after the Stigler amendment, the words, "Blue River in Bryan County."

McCURLEY.

Senator Johnson (Creek) submitted the following amendment:

Mr. President: I move to amend House Bill No. 89, by adding "except Polecat Creek in Creek County."

JOHNSON (Creek).

Senator Graham moved to table the Johnson (Creek) amendment, which motion failed of adoption.

The vote recurring on the Johnson (Creek) amendment, the same failed of adoption.

Senator Stewart submitted the following amendment, which was tabled, upon motion of Senator Graham:

Mr. President: I move to amend House Bill No. 89, by adding to the Stigler amendment, the following, "or cut off lakes on Red River in Choctaw and McCurtain Counties."

STEWART.

Senator Ferguson submitted the following amendment, which was tabled, upon motion of Senator Clark:

Mr. President: I move to amend House Bill No. 89, by adding the following provision: "Provided this bill shall not prohibit the seining of salt mackerel in Black Bear Creek, Rattlesnake Bayou and Turtle Wallow, in Grant County."

FERGUSON.

Senator Shepherd submitted the following amendment:

Mr. President: I move to amend House Bill No. 89, line 10, page 3, by adding after the words, "Bear Creek," the words, "North Canadian River, in Dewey, Woodward and Major Counties."

SHEPHERD.

Senator Anglin submitted the following amendment, to the Shepherd amendment:

Mr. President: I move to amend House Bill No. 89,

by inserting after the Shepherd amendment, the words, "Okfuskee and Hughes Counties."

ANGLIN.

Senator Pullen moved to table the Shepherd amendment, which motion prevailed.

Senator McCurley moved that House Bill No. 89 be stricken from the calendar, which motion prevailed.

The following Message from the Honorable House was received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 46, by Logan, Brown, Brewer, Lane, Thompson, of Garvin, et al, of the House and George, Loofbourrow, Johnson (Creek), Pullen, et al, of the Senate, entitled:

An Act amending Section 10718, C. O. S. 1921, relating to the government of the University of Oklahoma; the appointment of a Board of Regents; providing for the tenure of office and removal of same, and declaring an emergency,

and to inform you, and through you the Honorable Senate, that same has been read for the fourth time, and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bill No. 46 was read for the fourth time, the enrolled copy signed by the President, in open session, and ordered returned to the Honorable House.

Upon motion of Senator Rexroat, the Senate recessed for 10 minutes.

The Senate re-assembled, with its President presiding.

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED SENATE JOINT RESOLUTION NO. 14, by Reed, entitled:

A Senate Joint Resolution authorizing the payment of certain claims aggregating $716.97, incurred in the inspection of broom corn prior to the passage and approval of an act entitled "An Act making an emergency appropriation to be used by the State Market Commission for the fiscal year ending June 30th, 1927, in the inspection of farm products and declaring an emergency," approved on February 1st, 1927, out of the appropriation made by said act,

and to inform you and through you the Honorable Senate, that same has been passed by the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Joint Resolution No. 14, was referred for enrollment.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you, and through you the Honorable Senate, that the House has granted the request for a Conference on:

ENGROSSED SENATE BILL NO. 120, by Anglin, entitled:

An Act making supplemental appropriation for the balance of the fiscal year ending June 30, 1927, for the Governor's Office, the State Auditor and the Chief Mine Inspector, and declaring an emergency,

and appointed as Conferees thereon:

Representatives McCOMBS.
SEWELL.
OGDEN.

Respectfully submitted,

BERT McDONEL,

Chief Clerk.

Senator McCurley moved that further consideration of HOUSE BILL NO. 45, by Skinner and Porter, be indefinitely postponed.

Senator Harper moved to table the McCurley motion, which motion failed of adoption.

The vote recurring on the McCurley motion, the same was adopted.

Upon motion of Senator Harper, House Joint Resolution No. 40, by Johnson (Pushmataha), Stovall, et al, of the House, and Harper, et al, of the Senate, was advanced to engrossment and third reading.

Upon motion of Senator Harper, the rules of the Senate were suspended and House Joint Resolution No. 40 was considered engrossed and placed upon third reading and final passage.

HOUSE JOINT RESOLUTION NO. 40 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 40.

Nays: 0.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 40.

Nays: 0.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Joint Resolution No. 40 and ordered the same transmitted to the Honorable House.

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 204, by Johnson (Creek), Looney and Reed of the Senate, and Reece, McLaury, Windle, Nash and Beck of the House, entitled:

An Act making an appropriation for the rebuilding and equipment of a poultry brooder house at the Agricultural and Mechanical College at Stillwater, Oklahoma and declaring an emergency;

ENGROSSED SENATE BILL NO. 232, by Soldiers Relief Committee, entitled:

An Act providing for additional building for dining room and kitchen to be used in connection with separate ward buildings heretofore established at the Central Oklahoma State Hospital, for ex-service persons suffering from mental, neuro and nervous diseases and afflictions and making appropriations therefor and declaring an emergency;

ENGROSSED SENATE BILL NO. 295, by Goodall, entitled:

An Act making supplementary appropriation for the office of State Reporter for the fiscal year ending June 30, 1927, and declaring an emergency,

and to inform you, and through you the members of the Honorable Senate, that same have been passed by the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bills Nos. 204, 232 and 295 were referred for enrollment.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 72, by Faulk, entitled:

An Act limiting the number of teachers that may be employed in all schools except high schools and junior high schools; making a violation of this act a misdemeanor. fixing a penalty therefor; repealing all acts in conflict therewith,

together with Conference Committee report thereon, and to inform you, and through you the members of the Honorable Senate, that the conference report has been adopted by the House of Representatives, recommending that the Senate recede from its amendment to Section 1 of said Bill.

Respectfully,

BERT McDONEL,

Chief Clerk.

Senator Thomas submitted the following Conference Committee Report:

CONFERENCE COMMITTEE REPORT

We, your Conference Committee, to whom was referred HOUSE BILL NO. 72, beg leave to report that we have

had the same under consideration and recommend that the Senate recede from its amendment to Section 1 of said Bill.

D. L. FAULK.
A. N. LEECRAFT.
J. T. DANIEL.

Conference Committee of the House.

S. G. THOMAS.
J. B. HARPER.
W. T. CLARK.

Conference Committee of the Senate.

Senator Wheatley moved that further consideration of House Bill No. 72 be indefinitely postponed, which motion was tabled, upon motion of Senator Storms.

Senator Storms moved the adoption of the Conference Committee Report.

Senator Smith, as a substitute, moved that the Senate refuse to adopt the Conference Committee Report and request the Honorable House to recede from its position, which motion failed of adoption.

The vote recurring on the Storms motion, the same failed of adoption.

Senator Storms moved that the Honorable House be requested to grant a further conference on House Bill No. 72, as amended the Senate conferees being instructed not to recede from the Senate amendments thereto.

The motion prevailed and the President appointed, as Senate conferees, Senators Storms, McCurley and Otjen.

House Bill No. 72 was ordered returned to the Honorable House.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 28, by Gray, entitled:

An Act making an emergency appropriation for the fiscal year ending June 30th, 1927, for the department of Agriculture of the State of Oklahoma, and declaring an emergency,

and to inform you, and through you the members of the Honorable Senate, that same has been passed by the House of Representatives, as amended, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed House Amendment to Senate Bill No. 28 was read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT NO. 1. That Engrossed Senate Bill No. 28, be amended by striking the figures $3,000.00 after the item "for wages and salaries for extra inspectors" and inserting in lieu thereof the figures "$1,000.00."

Upon motion of Senator Gray, the Senate concurred in House Amendment to Senate Bill No. 28.

The question being, "Shall the bill as amended, pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, Williamson. Total 33.

Nays: Loofbourrow, Wheatley. Total 2.

Not Voting: Andrews, Fidler, Powers, VanDall, Waldrep. Total 5.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill as amended having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill as amended, become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, McCurley, Nesbitt, Otjen, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, Williamson. Total 33.

Nays: Loofbourrow, Wheatley. Total 2.

Not Voting: Andrews, Fidler, Powers, VanDall, Waldrep. Total 5.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed Engrossed House Amendment to Senate Bill No. 28 and referred the bill, as amended, for enrollment.

Senator Austin submitted the following Conference Committee Report, which was adopted, upon motion of Senator Austin:

CONFERENCE COMMITTEE REPORT

To the President of the Senate
and Speaker of the House of Representatives.

Gentlemen:

We, your Conference Committee, to whom was referred Engrossed Senate Bill No. 87, as amended by the House, beg leave to report that the Honorable Senate refused to concur in the Conference Committee Report made on the 21st day of March, 1927, and requested that the Committee confer further and recommend an additional amendment to said bill; that, in accordance with said request, the Committee conferred further, and now we, your conference committee respectfully make the following recommendations:

(1) It is recommended that the Honorable House of Representatives recede from its amendment to Section 2 of said act, striking the word, "except," from line 1 of said section 2, and inserting in lieu thereof the word, "including," and that said line 1 of said section read as passed by the Honorable Senate.

(2) It is further recommended that Section 2 of said Engrossed Senate Bill No. 87 be amended by striking the words, "ten per cent," appearing in line 20, page 2, of the bill, and inserting in lieu thereof the words, "two per cent."

(3) It is further recommended that said Section 2 of the Act be amended by adding the following sentence at the end of said Section 2:

"Provided however that no funding or refunding bonds issued hereunder shall bear a higher rate of interest than the indebtedness which is funded or refunded."

Respectfully submitted,

W. C. AUSTIN.	FRANK A. SEWELL, Chairman.
JOHN A GOODALL.	CLAUD BRIGGS.
W. J. OTJEN.	C. LESLIE CARDWELL.
Senate Conferees.	House Conferees.

The question being, "Shall the bill as amended in conference pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Otjen, Powers, Pullen Reed, Rexroat, Rice, Shearer,

Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, Wheatley, Williamson. Total 34.

Nays: 0.

Not Voting: Andrews, Fidler, Nesbitt, Simmons, VanDall, Waldrep. Total 6.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill as amended in conference having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill as amended in conference become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Otjen, Powers, Pullen Reed, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Storms, Terwilleger, Thomas, Wheatley, Williamson. Total 34.

Nays: 0.

Not Voting: Andrews, Fidler, Nesbitt, Simmons, VanDall, Waldrep. Total 6.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Engrossed Senate Bill No. 87, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

Senator Anglin submitted the following Conference Committee Report, which was adopted, upon motion of Senator Anglin:

CONFERENCE REPORT

March 23rd, 1927.

To the President of the Senate and the
Speaker of the House of Representatives, of
The Eleventh Legislature:

We, your Conference Committee, to whom was referred Engrossed House Amendments to Engrossed Senate Bill No. 107, beg leave to report that we have met and conferred on the actions of both Houses, and recommend the following:

1st. That the Senate agree to House Amendment No. 1.

EXECUTIVE DEPARTMENT

2nd. The Conferees agree that the item "Extra Help" be $5,000.00 each year.

3rd. That the Senate agree to House Amendment No. 3.

4th. That the Senate agree to House Amendment No. 4, in the following manner: "Automobile, Equipment and Supplies, $4,000.00" first year, "To be bought by the Board of Affairs and remain the property of the State, to be used by the Executive Office."

5th. That the Conferees agree to striking the words "In and outside of State."

6th. That the House recede from its amendment No. 6, and the Conferees agree that the figures be changed to "$300.00" per month, and "$3,600.00" per year.

7th. That the totals be changed to "$53,100.00" first year and "$50,950.00" for the second year.

STATE BOARD OF EQUALIZATION

8th. That the House recede from its amendment No. 7.

9th. That the House recede from Amendment No. 8.

10th. That the House recede from House Amendment No. 9.

BUREAU OF CRIMINAL IDENTIFICATION

11th. That the Senate agree to House Amendment No. 10.

SUPREME COURT

12th. That the House recede from its amendment No. 11.

13th. That the Senate agree to House Amendment No. 12.

14th. That the totals be changed to "$86.300.00" first year, and "$85,300.00" for the second year.

SUPREME COURT COMMISSION

15th. That the Senate agree to House Amendment No. 14, and that the figures "$10,250.00" be changed to "$11,250.00" as a correction, and that the total be corrected to "$16,300.00" for balance of fiscal year ending June 30, 1927.

DISTRICT COURT

16th. That the House recede from House Amendment No. 15, and the Conferees agree on "Judges (49 at $4 000.-00 each) $196,000.00" for each year.

17th. That the House recede from House Amendment No. 16, and the Conferees agree on "Reporters (49 at $1,-800.00 each) $88,200.00" for each year.

18th. That the totals be changed to "$305,700.00" for each year House Amendment No. 17.

ATTORNEY GENERAL

19th. That the Senate agree to House Amendment No. 18.

20th. That the House recede from Amendment No. 18,

and the Conferees agreed to insert "$7,000.00" each year in lieu of $8,000.00.

21st. That the totals be changed to "$73,725.00" for each year—Amendment No. 20.

STATE TREASURER

22nd. Your Conferees agree to eliminate the first eleven lines under the heading State Treasurer, for the reason that the salaries are carried in Senate Bill No 214.

23rd. That the totals be changed to "$677,587.25" first year and "$461,703.50" for the second year

STATE BOARD OF PUBLIC AFFAIRS

24th. That the House recede from House Amendment No. 21, and the Conferees agree on the item "Extra Help' $10,000.00 for each year.

25th. That the Conferees agree to change totals to "$47,150.00" for each year, House Amendment No. 22.

CONSTRUCTION AND MAINTENANCE OF THE CAPITOL BUILDING AND POWER HOUSE

26th. That the House recede from House Amendment No. 23.

27th. That the House recede from Amendment No. 24, and Conferees agree on $7,500.00 for each year, in lieu of $10,000.00 each year.

28th. That the House recede from Amendment No. 25.

29th. The Conferees agree to change totals to "$75,-440.00" first year, "$70,440.00" second year.

STATE INDUSTRIAL COMMISSION

30th. That the House recede from House Amendment No. 27.

31st. That the House recede from Amendment No. 28, and the Conferees agree to $3,500.00 for each year in lieu of $4,000.00 each year.

32nd. That the Senate agree to House Amendment No. 29.

33rd. That the totals be changed to "$53,610.20" for each year, House Amendment No. 30.

STATE AUDITOR

34th. That the Senate agree to House Amendment No. 31.

35th. That the House recede from its Amendment No. 32, and the Conferees agree on the words and figures: "Traveling Expenses, $18,000.00" for each year.

36th. That the House recede from its Amendment No. 33, and the Conferees agree on "Office Equipment $1,000.-00" for each year.

37th. That the House recede from its Amendment No. 34.

38th. That the total for the first year be changed to "$106,387.50", House Amendment No. 35.

DEPARTMENT OF LABOR

39th. That the Senate agree to House Amendment No. 36.

40th. That the House recede from Amendment No. 37, and the Conferees agree to the item "Extra Help" $1,800.00 for each year.

41st. The Conferees agree to change the totals to "$41,070.00" for each year, House Amendment No. 38.

STATE EXAMINER AND INSPECTOR

42nd. That the House recede from House Amendment No. 39.

43rd. That the House recede from House Amendment No. 40.

CHARITIES AND CORRECTIONS

44th. That the House recede from House Amendment No. 41.

45th. That the Senate agree to House Amendment No. 42.

46th. The Conferees agree to change the totals to "$11,035.00" first year and "$10,035.00" second year, House Amendment No. 43.

STATE BAR COMMISSION

47th. That the Senate agree to House Amendment No. 44.

48th. That the House recede from House Amendment No. 45.

49th. That the House recede from House Amendment No. 46.

50th. That the House recede from House Amendment No. 47.

51st. That the House recede from House Amendment No. 48.

52nd. That the House recede from House Amendment No. 49.

STATE BANKING DEPARTMENT

53rd. That the House recede from House Amendment No. 50.

54th. That the House recede from House Amendment No. 51.

55th. That the House recede from that part of House Amendment No. 52 re-establishing appropriation for State

Issues Commission, and the Senate agrees to that part of House Amendment No. 52 affecting Oklahoma Commission for Adult Blind; also that the Senate agree to that part of House Amendment No. 52 relating to Board of Optometry; and that the Senate agree to that part of House Amendment No. 52 designated as Conservation Commission.

CORPORATION COMMISSION

56th. That the Senate agree to House Amendment No. 53, adding the Emergency Clause.

57th. That the Senate agree to House Amendment No. 54, amending the title.

58th. The Conferees agree to strike the word "eleven" and insert in lieu thereof the word "ten" on Page 21, Line 27, and the figures "$29,700.00" be stricken and the figures "$27,000.00" be inserted for each year.

59th. The Conferees agree that on Page 22, Line 2, the figures "$15,000.00" be stricken and insert "$14,000.00" for each year.

60th. The Conferees agree that on Page 22, Line 10, the figures "$15,000.00" be stricken and the figures "$10,000.00" be inserted in lieu thereof for each year.

61st. The Conferees agree that the item "Traveling Expense" Page 22, Line 16, be "$25,000.00" each year instead of "$26,720.00" each year.

62nd. The Conferees agree to change the totals to "$230,550.00" for each year.

CHIEF MINE INSPECTOR

63rd. The Conferees agree to change the figure "3" to "4" and the figures "5,400.00" be changed to "$7,200.00" for each year, in line 18, Page 23.

64th. The Conferees agree to change the figures "$3,-500.00" to "$4 000.00" for each year, line 21, page 23.

65th. The Conferees agree to change the totals to "$18,387.50" for each year.

STATE BOARD OF AGRICULTURE

66th. The Conferees agree to change the figures "$750.00" to "$1,000.00" for each year, line 1, page 24.

67th. The Conferees agree to change the figures "$12,-000.00" to "$10,000.00" each year, line 24, page 24.

68th. The Conferees agree to strike the figures "$50,-000.00" first year, and "$40,000.00" second year, and insert "$40,000.00" first year and "$30,000.00" second year, page 25, line 29.

69th. The Conferees agree to insert the words and figures "For purchase of Dip and Maintenance of Vats, $10,000.00" for each year, between lines 29 and 30, on page 25.

70th. The Conferees agree to change the totals on page 28, line 29, to "$191,565.00" first year and "$180,565.00" second year.

STATE DEPARTMENT OF PUBLIC INSTRUCTION

71st. The Conferees agree to strike the words "Including purchase and maintenance of auto," lines 22 and 23, page 29.

STATE BOARD OF EDUCATION

72nd. The Conferees agree to inserting the words "Per diem of" before the word "Members", line 23, page 30.

DEPARTMENT OF PUBLIC HEALTH

73rd. The Conferees agree to change the figure "2" to "4", and change "$3,600.00" to "$7,200.00" each year, in line 25, page 31.

74th. The Conferees agree to insert the words and figures "For Expense of Operation of Laboratory, $2,100.-00" each year, between lines 5 and 6, on page 32.

75th. The Conferees agree to insert the words and figures "Bureau for Control of Venereal Disease, $7,000.00" for each year, between lines 15 and 16, page 32.

76th. The Conferees agree to insert the words "Mouth Hygiene" after the words "Rural Sanitation" and before the word "and," in line 17, page 32.

77th. The Conferees agree to change the totals to "$143,525.00" first year, and "$142,325.00" second year.

78th. That the House recede from its Amendment No. 52 with the corrections as set out above.

Respectfully submitted,

TOM ANGLIN.	BEN S. DAVIS.
C. S. STORMS.	E. P. HILL.
LAMAR LOONEY.	EARL BROWN.
Senate Conferees:	House Conferees:

The question being, "Shall the bill, as amended in conference, pass?" the roll was called with the following results:

Ayes: Andrews, Anglin Austin, Boyer, Clark, Darnell, Goodall, Graham, Gray, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Reed, Rice, Shearer, Shepherd Simmons, Smith, Stewart, Stigler, Storms, Thomas, Waldrep, Wheatley, Williamson. Total 31.

Nays: Ferguson, Gulager, Otjen, Pullen, Terwilleger. Total 5.

Not Voting: Fidler, Hill, Rexroat, VanDall. Total 4.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emer-

gency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Goodall, Graham, Gray, Gulager, Harper, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Reed, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Storms, Thomas, Waldrep, Wheatley, Williamson. Total 32.

Nays: Ferguson, Otjen, Pullen, Terwilleger. Total 4.

Not Voting: Fidler, Hill, Rexroat, VanDall. Total 4.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Engrossed Senate Bill No. 107, together with Conference Committee Report, thereon, was ordered transmitted to the Honorable House for consideration.

Senator Gulager sent up the following explanation of his vote:

Mr. President: I vote "NO," for the reason I think the appropriation exceeds our revenue and our only recourse will be on ad valorem taxpayers.

GULAGER.

Upon motion of Senator Anglin, the Senate recessed for 30 minutes.

The Senate re-assembled and was called to order by the President.

The following Message from the Honorable House was received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 87, by Johnson (Caddo), Austin, Johnson (Creek), Storms, Goodall, Thomas, Stigler, Otjen and Hill, entitled:

An Act providing that all bonds, including funding and refunding bonds issued by municipalities shall be made to mature in annual installments beginning not less than three years nor more than five years from their date; prescribing certain regulations as to the amounts and denominations thereof; regulating the sale of bonds and requiring all bond issues aggregating $5,000 or more to be sold at an advertised sale to the bidder who will pay par and accrued interest for the lowest interest rate bond; prohibiting any person preparing bonding proceedings for compensation from bidding for the bonds, and prohibiting any bidder from being interested in a proceedings contract, and repealing all acts in conflict herewith and declaring an emergency;

together with the report of the Conference thereon, and to inform you, and through you the Honorable Senate, that the conference report has been adopted and the bill passed by

the House of Representatives as amended thereby, and signed by the Speaker of the House in open session.

Respectfully submitted,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bill No. 87 was referred for enrollment.

Senator Anglin asked unanimous consent, which was granted, to introduce the following Resolution, which was read at length:

SENATE RESOLUTION NO. 18—By Anglin.

A Resolution providing for the custody of the Senate Chamber, Commitee Rooms, property and equipment, and its papers and documents, apportioning funds for such purpose and fixing the compensation therefor.

WHEREAS, it is provided in Senate Bill No. 250, that the respective Houses shall provide for the custody and care of their respective chambers, committee rooms and equipment, including furniture, typewriters and other articles during the time the Legislature is in session and for the period of time between sessions of the Legislature; and

WHEREAS, it is necessary for the proper care and protection of the property of the Senate and the preservation of the permanent records of the Senate and for the proper administration of the office of Secretary of the Senate that the Secretary of the Senate keep open continuously during business hours an office in the State Capitol and have under his supervision and control all papers, documents and records

pertaining to or belonging to the Senate for the convenience of the public and for the information and service of the members of the Senate; and

WHEREAS, no provision has been made for the payment to the Secretary of the Senate of any compensation for his services as Secretary of the Senate; and

WHEREAS, the Secretary of the Senate is ex-officio Secretary of the State Election Board, and is allowed for his services as Secretary of the State Election Board the sum of Two Thousand, One Hundred ($2,100.00) Dollars, per annum, payable monthly; and

WHEREAS, it is necessary to provide adequate compensation for the Secretary of the Senate for such duties:

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF OKLAHOMA, that the Secretary of the Senate shall have, at all times, the custody and care of the Senate Chamber, Committee Rooms and equipment, including furniture, typewriters and other articles used by the Senate and the members thereof and shall maintain and keep open during business hours an office in the State Capitol for the convenience of the public and for the use and benefit and information of members of the Senate, and shall have supervision and control over all papers, documents and records, belonging to the Senate, for the better preservation of such papers, documents and records; and that the compensation of the Secretary of the Senate for his services as Secretary of the Senate is hereby fixed at the sum of One Hundred Twenty-five ($125.00) Dollars, per month, payable monthly, beginning January 1, 1927, which shall be in addition to the compensation now fixed by law for his services as ex-officio Secretary of the State Election

Board, and the State Auditor is hereby directed to set aside, out of the contingent fund, appropriated under Senate Bill No. 250, of the Regular Session of the Eleventh Legislature, the sum of Three Thousand ($3,000.00) Dollars for the payment of said salary as Secretary of the Senate, herein fixed; and he is hereby authorized and directed to issue his warrants monthly to the Secretary of the Senate, in the sum of One Hundred Twenty-five ($125.00) Dollars, against the fund of Three Thousand ($3,000.00) Dollars, upon the presentation to him of claims duly approved by the Presiding Officer of the Senate; provided that the State Auditor shall issue to the said Secretary of the Senate Warrants for his compensation herein provided for from January 1, 1927, upon claims therefor duly approved by the Presiding Officer of the Senate.

Upon motion of Senator Anglin, Senate Resolution No. 18 was adopted and referred for engrossment.

Senator Anglin asked unanimous consent, which was granted, to introduce the following Resolution, which was read at length:

SENATE RESOLUTION NO. 19.—By Anglin.

A Resolution providing for the closing of unfinished business of the regular session of the Eleventh Legislature, after adjournment.

BE IT RESOLVED BY THE SENATE OF THE STATE OF OKLAHOMA:

That after the adjournment of the Eleventh Legislature, the President Pro Tempore of the Senate and the Secretary of the Senate, be and they are hereby authorized and directed as follows:

1. The President Pro Tempore of the Senate shall audit all claims against the Senate, accruing as a result of the present session of the Senate, and the Secretary of the Senate shall approve such claims for payment against any legislative or contingent fund available for that purpose.

2. The President Pro Tempore of the Senate is hereby further empowered and directed to exercise control and have supervision of the editing and compiling of the Senate Journal of the Regular Session of the Eleventh Legislature, to the end that such Senate Journal may be properly indexed and published; provided. that a typewritten and bound copy of said permanent Journal shall be certified to as being a true and correct copy of the proceedings of the Senate during the regular session of the Eleventh Legislature; and that after certification, said typewritten and bound copies shall be filed with the Secretary of State; provided further, that in the work of making such index and superintending the publication of the Senate Journal, the President Pro Tempore of the Senate shall receive as compensation, the sum of six ($6.00) dollars, per day, and is hereby authorized to employ such assistants as may be found necessary to complete the work with dispatch.

Upon motion of Senator Anglin, Senate Resolution No. 19 was adopted, and referred for engrossment.

Senator Anglin asked unanimous consent, which was granted, to introduce the following Concurrent Resolution, which was read at length:

SENATE CONCURRENT RESOLUTION NO. 25—By Anglin.

A Resolution providing for compiling, indexing and publishing the Session Laws of the regular session of the Eleventh Legislature of the State of Oklahoma, and for the payment of the cost thereof.

BE IT RESOLVED BY THE SENATE OF THE STATE OF OKLAHOMA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the Secretary of the Senate is hereby authorized and directed to compile, index and publish the Session Laws of the Regular Session of the Eleventh Legislature of the State of Oklahoma, or cause the same to be compiled, indexed and published, and that he is hereby authorized to employ all help and to incur all expenses necessary for the completion of said work.

Be it further resolved, that the cost and expense of compiling, indexing and publishing said Session Laws, shall be paid out of the appropriations heretofore made for the per diem and contingent expense of the Regular Session of the Eleventh Legislature of the State of Oklahoma, and said fund is hereby made available for that purpose; provided, that all claims shall be approved by the Secretary of the Senate and paid by the State Treasurer out of the said fund on warrants drawn by the State Auditor in accordance with such approved claims.

Be it further resolved, that the cost of said Session Laws to the State shall not exceed One and 25-100 ($1.25) Dollars, per volume, and the cost of said Session Laws to the public shall not exceed Three ($3.00) Dollars, per volume.

Upon motion of Senator Anglin, Senate Concurrent Resolution No. 25 was adopted and referred for engrossment.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Joint Resolution No. 14 and Senate Bills Nos. 28, 204, 232 and 295 correctly enrolled.

BOYER, Chairman.

Senate Joint Resolution No. 14, Senate Bills Nos. 28, 204, 232 and 295 were, each, read for the fourth time, the enrolled copies signed by the President, in open session, and ordered transmitted to the Honorable House for the signature of the Speaker.

The following Message from the Honorable House was received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 62, by McArthur, Smith of Blaine, Deardorff, Baldwin, Baggerly, Reily, Windle, James and Reeves, entitled:

An Act amending Section 1, of Chapter 148, Acts of the 10th Legislature, 1925, which amended Section 2, of Chapter 139, Session Laws, 1924; also amend-

ing Sections 2-A and 2-B and 2-C, of said Chapter; also amending Sections 5, 6 and 7 of Chapter 139, Session Laws 1923-24; amending Sections 16, 17, 21 and 25 of Chapter 139, of the Acts of the Legislature in special session 1924; etc.,

and to inform you, and through you the Honorable Senate, that same has been read for the fourth time, and signed by the Speaker of the House in open session.

Respectfully submitted,

BERT McDONEL,

Chief Clerk.

House Bill No. 62 was read for the fourth time, the enrolled copy signed by the President, in open session, and ordered returned to the Honorable House.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Concurrent Resolution No. 25, and Senate Resolutions Nos. 18 and 19 correctly engrossed.

BOYER, Chairman.

The President, in open session, signed Engrossed Senate Concurrent Resolution No. 25 and ordered the same transmitted to the Honorable House for consideration.

The President, in open session, signed Engrossed Senate Resolutions Nos. 18 and 19 and ordered same referred for enrollment.

Senator Darnell, on behalf of the members of the Senate, presented a gift to President Pro Tempore Williamson.

Senator Hill, on behalf of the members of the Senate, presented a gift to the President, Lieutenant Governor Holloway.

Senator Andrews, on behalf of the members of the Senate, presented a gift to Senator Hill, the minority floor leader.

Senator Waldrep, on behalf of the members of the Senate, presented a gift to Senator Rexroat, the democratic floor leader.

Senator Harper submitted the following Conference Committee Report, which was adopted, upon motion of Senator Harper:

CONFERENCE COMMITTEE REPORT

To the President of the Senate and
Speaker of the House of Representatives:

We, your Conference Committee, to whom was referred Engrossed House Amendment to Engrossed Senate Bill No. 120 by Anglin, beg leave to report that we have had the same under consideration and return the same herewith with the following recommendations:

That Engrossed House Amendment No. 2 be amended to read as follows:

ENGROSSED HOUSE AMENDMENT NO. 2. That Engrossed Senate Bill No. 120 be amended by inserting

after the words "Governor's Office" and before the words "traveling expenses" on lines 5 and 6 of Section 1 the following item:

Banking Department (to be used in conducting litigation in Federal Courts affecting the Banking Department of Oklahoma from March 15, 1927 to June 30, 1929.) ----------$12,500.00

Respectfully submitted,

J. B. HARPER. T. M. McCOMBS.
WADE H. LOOFBOURROW. FRANK A. SEWELL.
TOM WALDREP. LATTIE OGDEN.

Senate Conferees. House Conferees.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 39.

Nays: 0.

Not Voting: Storms. Total 1.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 39.

Nays: 0.

Not Voting: Storms. Total 1.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Engrossed Senate Bill No. 120, together with Conference Committee Report, thereon, was ordered transmitted to the Honorable House for consideration.

The following Messages from the Honorable House were received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 109, by Austin, entitled:

An Act making it the duty of the Court Clerk of any County, without an order of Court, immediately upon receipt from the Clerk of the Criminal Court of Appeals, to spread of record upon the Journal of the proper court all mandates and orders of the Criminal Court of Appeals, and to issue proper process for carrying into effect such orders and mandates, and declaring an emergency,

ENGROSSED SENATE BILL NO. 132, by Rexroat and Waldrep, entitled:

An Act relating to the office of State Examiner and Inspector; providing for the appointment of additional assistants and stenographers; providing for payment of traveling expenses, and declaring an emergency,

and to advise you and through you the Honorable Senate, that the same has been passed by the House, the emergency having failed, and has been signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bills Nos. 109 and 132 were referred for enrollment.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 149, by Ferguson, entitled:

An Act relating to the pollution by salt water or crude oil or the bottom settlings thereof, or by sulphur water, or any other mineral water, or any other refuse or other products of wells or mines, of the water supply or source thereof of any incorporated city or town; defining permanent pollution; providing for damages for violation thereof, and declaring an emergency:

and to inform you, and through you the members of the Honorable Senate, that same has been passed by the House of Representatives, the emergency having failed, and has been signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bill No. 149 was referred for enrollment.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 46, by Johnson (Caddo), Clark, Hill, Reed Gray, Looney, Stigler and Anglin, entitled:

An Act amending Section 7018, C. O. S. 1921, relating to officers disposing of intoxicating liquors seized by order of the court.

and to advise you, and through you the members of the Honorable Senate that same has been passed by the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bill No. 46 was referred for enrollment.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 25, by Anglin, entitled:

A Resolution providing for compiling, indexing and publishing the Session Laws of the regular session of the Eleventh Legislature of the State of Oklahoma, and for the payment of the cost thereof,

and to inform you, and through you the Honorable Senate, that same has been adopted by the House of Representatives and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Concurrent Resolution No. 25 was referred for enrollment.

The following Message from the Governor was read:

March 23, 1927.

To the Honorable Senate, and
House of Representatives
Eleventh Legislature,

BUILDING.

Gentlemen:

I have the honor to report to you that I have received and on this day signed the following bills, and transmitted same to the Secretary of State:

ENROLLED SENATE BILL NO. 186, entitled:

"An Act authorizing County Fair Associations in all counties in this State having a population of not

less than 22,150, or not more than 22,400, according to the 1920, or any succeeding Federal census, to purchase fair grounds or buildings belonging to cities or towns, or the fair associations thereof, and to construct other buildings therefrom authorizing the County Excise Boards of such counties, when such property is purchased or built, or contracted to be purchased or built, to make an annual special levy, in addition to the levy provided by Section 8, Chapter 38 Oklahoma Session Laws, 1925, of not to exceed one-eighth mill upon all taxable property in said county to carry out the provisions thereof, said levy not to be a part of the current expense of said county, but in addition thereto, and declaring an emergency."

ENROLLED HOUSE BILL NO. 408, entitled:

An Act fixing the salaries of the Chief Deputy Court Clerk, Chief Deputy County Treasurer and Chief Deputy County Clerk in all counties of the State of Oklahoma, having a population of not less than one hundred eight thousand (108,000), nor more than one hundred sixteen thousand (116,000), according to the last preceding or any future, regular federal decennial census repealing all acts or parts of acts in conflict herewith, and declaring an emergency."

ENROLLED HOUSE BILL NO. 409, entitled:

"An Act providing for the appointment of additional deputy county clerks in McClain County; fixing their salaries and declaring an emergency."

ENROLLED HOUSE BILL NO. 46, entitled:

'An Act amending Sections 10718, C. O. S. 1921, relating to the government of the University of Oklahoma; the appointment of a Board of Regents; providing for the tenure of office and removal of same, and declaring an emergency."

Truly yours,

HENRY S. JOHNSTON,

Governor.

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you, and through you, the members of the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 327 by O'Bryan, Berry and Moon of the House, and Gulager and Stigler of the Senate, entitled:

An Act amending Sections 1 and 6 of Senate Bill No. 284, Chapter 85, Session Laws of Oklahoma, 1919, regulating the number of clerks and deputies in certain offices in Muskogee County, fixing the salaries of same, providing for the employment of extra help as needed; repealing all acts and parts of acts in conflict herewith, and declaring an emergency.

and same has been passed as amended, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 23, by Wheatley of The Senate, and O'Bryan of the House, entitled:

An Act authorizing cities and towns to establish a fund to be known as a cemetery fund, to be used for the purpose of upkeep, care and beautifying therefor, repealing all conflicting laws and declaring an emergency;

and to inform you, and through you the members of the Honorable Senate, that same has been passed by the House of Representatives, as amended, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed House Amendment to Senate Bill No. 23 was read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT NO. 1. That Engrossed Senate Bill No. 23, be amended by striking the words "said Board" on line 13, Section 1, page 1, and inserting therefor the following:

"The Governing Body of said city."

Upon motion of Senator Wheatley, the Senate concurred in House Amendments to Senate Bill No. 23.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Simmons, Stewart, Stigler, Storms, Waldrep, Wheatley, Williamson. Total 34.

Nays: 0.

Not Voting: Harper, Shepherd, Smith Terwilleger, Thomas, VanDall. Total 6.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Simmons, Stewart, Stigler, Storms, Waldrep, Wheatley, Williamson. Total 34.

Nays: 0.

Not Voting: Harper, Shepherd, Smith, Terwilleger, Thomas, VanDall. Total 6.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed engrossed House Amendment to Senate Bill No. 23 and referred the Bill as amended for enrollment.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Resolutions Nos. 18 and 19 and Senate Concurrent Resolution No. 25 correctly enrolled.

BOYER, Chairman.

The President, in open session, signed Enrolled Senate Resolutions Nos. 18 and 19 and referred the same to the Secretary of State.

The President, in open session, signed Enrolled Senate Concurrent Resolution No. 25 and ordered the same transmitted to the Honorable House for the signature of the Speaker.

The following Message from the Governor was read:

To the Honorable Senate and
House of Representatives,
Eleventh Legislature,

BUILDING.

Gentlemen:

You are piling my desk with local bills and seemingly overlooking the fact that I should not approve these bills without your placing before me the definite proof that these have been properly advertised.

Please give this your prompt attention.

Truly yours,

HENRY S. JOHNSTON,

Governor.

The following Messages from the Honorable House were read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you, and through you, the members of the Honorable Senate, that the House of Representatives has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 252, by Riley Hines, Watson of Kiowa, McLaury, Ware and Windle, entitled:

An Act relating to the distribution of certain funds and revenues derived from automobile license tax and from the gasoline excise tax, repealing all acts or parts of acts in conflict therewith, and declaring an emergency;

and that same has been passed by the House of Representatives, AS AMENDED, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 236, by Kight, entitled:

An Act making appropriations from the general revenue fund of the State of Oklahoma for all state educational, eleemosynary and penal institutions, providing for the appropriation and distribution of the new college funds in accordance with Section 7225 Revised Laws of Oklahoma, 1910, to the institutions entitled to the same, and providing for the appropriation and distribution of the Section Thir-

teen Funds as provided in Section 7660, Revised Laws of Oklahoma, 1910, to the institutions entitled to the same and as amended by Chapter 295 Session Laws, 1917, and providing for the appropriation and distribution of the extension funds to the institutions entitled to the same,

together with Conference Committee report thereon, and to inform you and through you the members of the Honorable Senate, that the conference report has been adopted by the House of Representatives and the bill passed as amended thereby.

Respectfully,

BERT McDONEL,

Chief Clerk.

The Conference Committee Report on House Bill No. 236 was read by the Clerk, as follows:

To the Speaker of the House of Representatives
and the President of the Senate,
of the Eleventh Legislature:

We, your Conference Committee, to whom was referred Engrossed Senate Amendments to Engrossed House Bill No. 236, beg leave to report that we have met and conferred on the actions of both Houses and make the following recommendations:

STATE UNIVERSITY, NORMAN

1st. That the House agrees to the Senate Amendment on the item, "Purchase of Land and Improvements."

2nd. That the Senate recedes from its amendment to the item of "Building and Equipment."

3rd. That the item, "Extension" be approved in the following manner: "Extension $62,500.00" each year.

4th. That the total be changed to read "$1,517,500.00" first year, "$1,507,500.00" second year.

5th. That the item, "General Revenue Fund," read: "General Revenue Fund $1,375,500.00 $1,365,500.00."

AGRICULTURAL AND MECHANICAL COLLEGE, STILLWATER

6th. That the item, "Building and Equipment," be approved in the following manner:

"Buildings and Equipment $150,000.00" each year:

7th. That the total for the second year be changed to read "$1,175,000.00."

8th. That the item, "General Revenue Fund," read: "General Revenue Fund $980,000.00 $1,020,000.00."

CENTRAL STATE TEACHERS COLLEGE, EDMOND

9th. That the Senate recede from its amendment to the item for "Purchase of Lands and Improvements."

10th. That the Senate recede from its amendment on the item, "Physical Education Building and Equipment."

SOUTHWESTERN STATE TEACHERS COLLEGE, WEATHERFORD

11th. That the item, "Salaries," be approved in the tollowing manner: "Salaries $95,000.00" each year.

12th. That the House agree to the Senate amendment eliminating the item, "Purchase of Land and Improvements."

13th. That the totals be changed to read: "Total $176,-500.00 $246,500.00."

14th. That the item, "General Revenue Fund" read: "General Revenue Fund $133,500.00 $203,500.00."

SOUTHEASTERN STATE TEACHERS COLLEGE, DURANT

15th. That the Senate recede from its amendment to the item "Salaries."

16th. That the Senate recede from its amendment eliminating the item, "Library and Class Rooms, and Equipment."

17th. That the item, "Sidewalks, Paving and Improvements," be approved in the following manner: "$10,000.00 for each year."

18th. That the item, "Purchase of Land," be approved for $5,000.00 for each year.

NORTHWESTERN STATE TEACHERS COLLEGE, ALVA

19th. That the House agree to Senate Amendments

under the Heading, "Northwestern State Teachers College, Alva."

NORTHEASTERN STATE TEACHERS' COLLEGE, TAHLEQUAH

20th. That the item, "Salaries," be changed to $95,000.00 each year.

21st. That the Total be changed to $276,000.00 for the first year and $179,000.00 for the second year.

22nd. That the "General Revenue Fund," be changed to $233,000.00 for the first year and $136,000.00 the second year.

EAST CENTRAL STATE TEACHERS' COLLEGE, ADA

23rd. That the Senate recede from its amendment to the item of "Salaries" and that the Senate recede from its amendment eliminating "Health Education and Class Rooms Bldg. and Equip."

24th. That the House agree to Senate Amendment inserting "Heating Plant," in the following manner: $30,000.00 for the second year.

25th. That the total for the second year be changed to $218,000.00.

26th. That the item, "General Revenue Fund," be changed to $175,000.00 for the second year.

COLORED AGRICULTURAL AND NORMAL UNIVERSITY, LANGSTON

27th. House agree to Senate Amendment adding the word, "Lands," before the words, "Repairs and Improvements."

CAMERON SCHOOL OF AGRICULTURE, LAWTON

28th. That the House agree to Senate Amendments under the heading, "Cameron School of Agriculture, Lawton."

CONNORS SCHOOL OF AGRICULTURE, WARNER

29th. That the House agree to Senate Amendment under the heading, "Connors School of Agriculture, Warner."

MURRAY SCHOOL OF AGRICULTURE TISHOMINGO

30th. That the Senate recede from its amendment to the item, "Salaries."

31st. That the item, "Support and Maintenance," be approved in the following amounts: $12,500.00 for each year.

32nd. That the House agree to the Senate Amendment to the item, "Repairs."

33rd. That the total be changed to $130,500.00 for the first year and $49,500.00 for the second year.

OKLAHOMA MILITARY ACADEMY, CLAREMORE

34th. That the Senate recede from its amendments under this heading and that the amount of $30,000.00 for Heating Plant and Mechanics Building be approved for the first year.

NORTHEASTERN OKLAHOMA JUNIOR COLLEGE, MIAMI

35th. That the Senate recede from its amendment under the above heading.

EASTERN OKLAHOMA COLLEGE, WILBURTON

36th. That the House agree to Senate Amendment to the item, "Salaries."

37th. That the item, "Remodeling Metallurgy Building No. 3," be changed to read: "Repairs and Improvements," $40,000.00 first year and $12 000.00 second year.

38th. That the total for the second year be changed to $62,000.00.

OKLAHOMA SCHOOL FOR THE BLIND, MUSKOGEE

39th. That the item of "Power Plant," be approved for $25,000.00 second year.

40th. That the total for the second year be changed to $133,500.00.

OKLAHOMA SCHOOL FOR THE DEAF, SULPHUR

41st. That the House agree to Senate Amendments under this heading.

UNIVERSITY PREPARATORY SCHOOL, TONKAWA

42nd. That the House agree to Senate Amendments under this heading.

WHITAKER STATE ORPHANS' HOME, PRYOR.

43rd. That the House agree to Senate Amendments under this heading.

WEST OKLAHOMA ORPHANS' HOME, HELENA

44th. That the House agree to Senate Amendments under this heading.

DEAF, BLIND AND ORPHANS' INSTITUTE FOR NEGRO CHILDREN, TAFT

45th. That the House agree to Senate Amendments under this heading.

UNION SOLDIERS' HOME, OKLAHOMA CITY

46th. That the House agree to Senate Amendments under this heading.

OKLAHOMA INSTITUTE FOR FEEBLE MINDED, ENID

47th. That the House agree to Senate Amendments under this heading.

UNIVERSITY HOSPITAL, OKLAHOMA CITY

48th. That the House agree to Senate Amendments under this heading.

WESTERN OKLAHOMA HOSPITAL, SUPPLY

49th. That the House agree to Senate Amendments under this heading.

EASTERN OKLAHOMA HOSPITAL, VINITA

50th. That the House agree to Senate Amendments under this heading.

OKLAHOMA SOLDIERS' TUBERCULAR SANITORIUM, SULPHUR

51st. That the House agree to Senate Amendments under this heading.

WEST OKLAHOMA TUBERCULAR SANITORIUM, CLINTON

52nd. That the item, "Salaries," be approved in the amount of $27,500.00 each year.

53rd. That the item, "Support and Maintenance," be approved in the amount of $50,000.00 for the first year and $55,000.00 for the second year.

54th. That the total be changed to $77,500.00 first year and $82,500.00 for the second year.

EAST OKLAHOMA TUBERCULAR SANITORIUM, TALIHINA

55th. That the item, "Salaries," be approved in the amounts of $35,000.00 for the first year and $40,000.00 for the second year.

56th. That the total be changed to $172 000.00 for the first year and $102,000.00 for the second.

STATE REFORMATORY, GRANITE

57th. That the House agree to Senate Amendments under this heading.

STATE TRAINING SCHOOL FOR NEGRO BOYS, BOLEY

58th. That the House agree to Senate Amendments under this heading.

STATE TRAINING SCHOOL FOR WHITE BOYS, PAULS VALLEY

59th. That, after the word, "Buildings," add the words, "and Equipment."

STATE INDUSTRIAL SCHOOL FOR WHITE GIRLS, TECUMSEH

60th. That the House agree to the Senate Amendments under this heading.

STATE PENITENTIARY, McALESTER

61st: That the items, "General Revolving Fund," and "Twine Plant Revolving Fund," be approved in the following manner:

General Revolving Fund	$250,000.00	$250 000.00
Twine Plant Revolving Fund	200,000.00	200,000.00

PETROLEUM EXPERIMENT STATION, BARTLESVILLE

62nd: That the Senate recede from its amendment eliminating the building item.

Respectfully submitted,

H. TOM KIGHT.	W. C. FIDLER.
DAVID M. LOGAN.	TOM ANGLIN.
J. B. SMITH.	PAUL STEWART.
House Conferees:	Senate Conferees:

Upon motion of Senator Anglin, the Conference Committee Report was adopted as read.

The question being, "Shall the bill as amended in conference pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Fidler, Goodall, Graham, Gray, Harper Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Powers, Pullen, Reed, Rexroat, Shearer, Shepherd Simmons, Stewart, Stigler, Storms, Thomas, Waldrep, Wheatley, Williamson. Total 33.

Nays: Ferguson, Gulager, Otjen, Terwilleger. Total 4.

Not Voting: Rice, Smith, VanDall. Total 3.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill as amended in conference received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Engrossed House Bill No. 236, together with Conference Committee Report, thereon, was ordered returned to the Honorable House.

Senator Gulager sent up the following explanation of his vote:

Mr. President: I vote "No," on House Bill No. 236, for the reason the bill carries more money than our revenue, and, without raising the value on the property on the ad valorem basis, it cannot be met no legislation having been passed looking toward the payment of these bills.

GULAGER.

Senator Storms sent up the following explanation of his vote:

Mr. President: I vote "Aye," on House Bill No 236, for the reason that I cannot vote to leave the state educational and eleemosynary institutions without funds with which to function and thereby necessitate a special election or an extra session of the Legislature. The total of the bill is

four million dollars too high and will make the appropriations of the present legislature exceed the revenues of the State for the next biennium.

STORMS.

The following Messages from the Honorable House were read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you, and through you, the Honorable Senate, that the House has granted a further conference on:

ENGROSSED HOUSE BILL NO. 72, by Faulk, entitled:

An Act limiting the number of teachers that may be employed in all schools except high schools and junior high schools; making a violation of this act a misdemeanor, fixing a penalty therefor; repealing all acts in conflict.

and has appointed as House Conferees, Representatives,

Faulk,
Johnson (Comanche).
Ogden.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 327, by O'Bryan, Berry and Moon of the House, and Gulager and Stigler of the Senate, entitled:

An Act amending Sections 1 and 6 of Senate Bill No. 284, Chapter, 85, Session Laws of Oklahoma, 1919, regulating the number of clerks and deputies in certain offices in Muskogee County, fixing the salaries of same, providing for the employment of extra help as needed; repealing all acts and parts of acts in conflict herewith and declaring an emergency;

ENROLLED HOUSE BILL NO. 467, by Webster of the House and Terwilleger of the Senate, entitled:

An Act authorizing the board of trustees of the Town of Bixby, Oklahoma, to remit and refund certain penalties on delinquent paving taxes and assessments, and authorizing the county treasurer of Tulsa County, Oklahoma to collect paving taxes and assessments heretofore levied in the town of Bixby, Oklahoma without collecting such penalties, repealing all acts or parts of acts in conflict herewith and declaring an emergency;

ENROLLED HOUSE BILL NO. 252, by Reilv, Hines, Watson of Kiowa, McLaury, Ware and Windle, entitled:

An Act relating to the distribution of certain funds and revenues derived from the gasoline license tax and from the gasoline excise tax, repealing all acts or parts of acts in conflict therewith and declaring an emergency;

ENROLLED HOUSE BILL NO. 437, by Pomeroy (by request), entitled:

An Act authorizing the county treasurer of all counties in this State having a population of not less than 33,000 nor more than 33,900 according to the federal census of 1920, or according to any succeeding federal census to appoint a special deputy in the office of the county treasurer at a salary of $200.00 per month and declaring an emergency;

ENROLLED HOUSE BILL NO. 375, by Reily and Cobb, entitled:

An Act fixing the number of deputies in the office of the court clerk in Pottawatomie County, State of Oklahoma fixing the salary of each deputy, repealing all acts in conflict.

and to inform you, and through you the Honorable Senate, that same have been read for the fourth time, and signed by the Speaker in open session.

Respectfully,
BERT McDONEL,
Chief Clerk.

House Bills Nos. 252, 327, 375, 437 and 467 were, each, read for the fourth time, the enrolled copies signed by the President, in open session, and ordered returned to the Honorable House.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 384, by Windle and Ebey, entitled:

An Act amending Sections three and four, Chapter 296, of the Session Laws of the State of Oklahoma, of 1919, being Sections 9896 and 9897, of Compiled Oklahoma Statutes of 1921, relating to and fixing the rates and exemptions on inheritance and transfer taxes and declaring an emergency;

ENROLLED HOUSE BILL NO. 415, by Lane, entitled:

An Act authorizing the county clerks, the court clerks and the county treasurers of all counties in this State, which counties have a population of not less than 19,380, nor more than 19,395, according to any succeeding federal census, to appoint with the approval of the county commissioners of said county, certain deputies in their respective offices, and fixing the salary thereof, and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time, and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bills Nos. 384 and 415 were, each, read for the fourth time, the enrolled copies signed by the President, in open session, and ordered returned to the Honorable House.

Governor Johnston appeared in the Senate Chamber and, after being escorted to the President's desk by Senators Loofbourrow and Storms, spoke briefly to the Senate.

Senator Reed moved that the rules of the Senate be suspended and HOUSE BILL NO. 180, by Windle, be withdrawn from the Committee on Penal Institution, which motion failed of adoption, upon a roll call, as follows:

Ayes: Clark, Darnell, Ferguson, Fidler, Gray, Gulager, Loofbourrow, McCurley, Otjen, Pullen, Reed, Rice, Shepherd, Stewart, Thomas, Waldrep. Total 16.

Nays: Andrews, Anglin, Boyer, Graham Harper, Hill, Johnson (Creek), Kimerer, Looney, Marshall, Powers, Rexroat, Shearer, Simmons, Stigler, Terwilleger, Wheatley, Williamson. Total 18.

Not Voting: Austin, Goodall, Nesbitt Smith, Storms, VanDall. Total 6.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The following Messages from the Honorable House were received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you, and through you, the members of the Honorable Senate, that the House of Representatives has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 7, by Committee on Revenue and Taxation, Manning and Crowley, entitled:

An Act providing a method of contesting alleged illegal ad valorem tax levies, granting additional powers to the excise boards of counties and other municipal subdivisions; providing a method of appeal from action of such excise boards to the district court, a right of action at law, repealing conflicting laws and declaring an emergency.

and same has been been passed by the House as amended thereby and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you, and through you, the members of the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 255, by Leecraft, entitled:

An Act to authorize the governing body of any city or town to refund street improvement bonds heretofore issued by authority of Chapter 10, Article 1 of the Session Laws of 1907-1908, of Article 12,

Chapter 29, C. O. S. 1921, to provide for the levy and collection of assessments to pay such bonds, etc.

and same has been passed by the House of Representatives as amended, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 87, by Johnson of Caddo, Johnson of Creek, Storms, Goodall, Thomas, Stigler, Otjen and Hill, entitled:

An Act providing that all voted, funding and refunding bonds issued by municipalities shall be made to mature in equal annual installments beginning not less than three years from their date, regulating the sale of bonds and requiring all bond issues aggregating $5,000 or more to be sold at an advertised sale, etc."

ENGROSSED SENATE BILL NO. 120, by Anglin, entitled:

An Act making supplemental appropriation for the balance of the fiscal year ending June 30, 1927, for the Governor's office, the State Auditor and the Chief Mine Inspector, and declaring an emergency.

and to inform you, and through you, the members of the Honorable Senate, that the Conference Committee Reports

on said bills have been adopted, and same have been passed by the House of Representatives as amended thereby and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bills Nos. 87 and 120 were referred for enrollment.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Joint Resolution No. 16, Senate Bills Nos. 23, 46, 109, 132 and 149 correctly enrolled.

BOYER, Chairman.

Senate Joint Resolution No. 16, Senate Bills Nos. 23, 46, 109, 132 and 149 were, each, read for the fourth time, the enrolled copies signed by the President, in open session, and ordered transmitted to the Honorable House for the signature of the Speaker.

Upon motion of Senator Anglin, the Senate recessed for 10 minutes.

The Senate reassembled and was called to order by the President.

Senator Anglin moved that the Senate reconsider the vote by which SENATE BILL NO. 120, as amended in conference, was passed, which motion prevailed.

Senator Anglin moved that the Senate reconsider the vote by which the Conference Committee Report on Senate Bill No. 120 was adopted and request a further conference of the Honorable House.

The motion prevailed and the President instructed the original conference committee on Senate Bill No. 120 to further act as Senate Conferees.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 87 correctly enrolled.

BOYER, Chairman.

Senate Bill No. 87 was read for the fourth time, the enrolled copy signed by the President, in open session, and ordered transmitted to the Honorable House for the signature of the Speaker.

The following Message from the Honorable House was read.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 107, by Anglin, entitled:

An Act making general appropriation for the budget of the legislative, executive and judicial departments

of the State, and for the principal and interest of the public debt, for the fiscal years ending June 30, 1928, and June 30, 1929, by functions of each department in accordance with the budget classification adopted by the Governor.

and to inform you, and through you, the members of the Honorable Senate, that the Conference Committee report on said bill has been adopted, and same has been passed by House of Representatives as amended by the report, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bill No. 107 was referred for enrollment.

The President announced matters were on his desk for the consideration of the Senate, in executive session.

Upon motion of Senator Powers, the Senate closed its doors and went into executive session.

*

The Senate reassembled, in open session with its President presiding, who announced the Senate, in executive session, had advised and consented to the confirmation of the following executive committee.

BOARD OF REGENTS, UNIVERSITY OF OKLAHOMA, Norman:

Joseph C. Looney, Wewoka,
term expires March 24, 1928

W. C. Kite, Oklahoma City,
term expires March 24, 1929

A. A. McDonald, Hugo,
term expires March 24, 1930

John P. Rogers, Tulsa,
term expires March 24, 1931

John H. Carlock, Ardmore,
term expires March 24, 1932

Addie Lee Lowther, Guthrie,
term expires March 24, 1933

Frank Buttram, Oklahoma City,
term expires March 24, 1934

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 107 correctly enrolled.

BOYER, Chairman.

Senate Bill No. 107 was read for the fourth time, the enrolled copy signed by the President, in open session, and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Gulager asked unanimous consent, which was granted, to introduce the following Concurrent Resolution, which was read at length:

SENATE CONCURRENT RESOLUTION NO. 26—
by Goodall and Gulager.

A Resolution, ratifying and approving the "compact agreed upon between the commissioners representing the States of New Mexico, Texas, Oklahoma and Arkansas for control of the Canadian River unit in the interstate control of the Arkansas River system."

WHEREAS, the legislature of the State of Oklahoma, by an Act approved March 28, 1924, entitled:

"An Act authorizing and providing for the establishment, administration and control of drainage and irrigation districts to be known as 'Conservancy Districts' for flood prevention and irrigation, and conferring certain jurisdiction on Supreme and District Courts and Judges thereof;" etc.

appearing as Chapter 139 of the Session Laws of Oklahoma, session 1923-24, authorized the appointment of Commissioners for the State of Oklahoma and authorized said Commissioners to negotiate interstate compacts for and on behalf of the State of Oklahoma, and,

WHEREAS, by the legislature of the State of Oklahoma, by Act approved April 7, 1925, appearing as Chapter 148 of the session laws of the tenth legislature, page 228, amended Section 2 of said Chapter 139 of the Session Laws of 1923-1924, authorizing said Commissioners to negotiate compacts with the Federal Government or any department or bureau thereof, or any State in the Union, for the purpose of obtaining assistance and co-operation in the accomplishment of flood control, and water conservancy and use in the State, and,

WHEREAS, under the authority of said acts of the legislature, the Governor of the State appointed E. E. Blake, T. C. Harrill and George Kenneck, commissioners to represent the State of Oklahoma upon a joint Commission to be composed of Commissioners representing the States of Colorado, New Mexico, Kansas, Texas, Oklahoma, Arkansas, Louisiana, Mississippi, and Alabama, for the purpose of negotiating and entering into a compact or agreement between the said States and the Federal Government for the purpose of obtaining assistance and co-operation in the accomplishment of the purpose of flood control and water conservancy and use in said stream system in the State, and,

WHEREAS, the said Commissioners of the State of Oklahoma, co-operating with representatives of the States of New Mexico, Texas and Arkansas, at Oklahoma City, Oklahoma, on the 31st day of December, 1926 signed a compact in accordance with the provisions of said Act and under the authority of Article 1, Section 10, of the Constitution of the United States, and duplicate copy of said compact has been duly transmitted to the Governor of the State of Oklahoma and by him submitted to the Legislature of the State of Oklahoma for consideration,

NOW, THEREFORE, BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

Section 1. The State of Oklahoma does hereby ratify, approve and confirm the compact which is in words and figures exactly as follows, to-wit:

AGREED UPON BETWEEN THE COMMISSIONERS REPRESENTING THE STATES OF NEW MEXICO, TEXAS OKLAHOMA AND ARKANSAS FOR CONTROL OF THE CANADIAN RIVER

UNIT IN THE INTERSTATE CONTROL OF THE ARKANSAS RIVER SYSTEM:

The States of New Mexico, Texas, Oklahoma and Arkansas, desiring to enter into a compact for the control of the waters flowing from the Canadian River, and subject to the approval of the legislatures of their respective States and of the Congress of the United States of America, have through the Commissioners acting for their several States, to wit:

FOR ARKANSAS:

Dr. A. C. Millar, Hon. H. C. Couch, Hon. Harry E. Cook, Hon. Burk Mann and Hon. J. S. Parks; by Judge A. M. Dobbs.

FOR NEW MEXICO:

Mr. R. J. Freeland, Mr. James L. Briscoe and Mr. H. B. Jones.

FOR OKLAHOMA:

Mr. E. E. Blake, Mr. T. C. Harrill and Mr. George Kenneck.

FOR TEXAS:

Mr. A. S. Stinnett.

agreed to the following articles of compact:

ARTICLE I.

(a) The major purpose of this compact is to provide for the control of the flood waters of the Canadian River, otherwise known as the South Canadian River, and the equitable division and apportionment of the use of the wa-

ter of said River System impounded hereunder, so far as may be, and the equitable apportionment of the cost of control of said river, according to the benefits received from the control of said river and the use of the waters thereof; to establish the relative importance of different beneficial uses of water; to promote interstate comity, friendly relations and mutual and common developments; to remove causes of present and future controversies, and to secure expeditious protection from said river and the expeditious agricultural and industrial developments of the Canadian River Basin; the storage and use of its waters and the protection of life and property from flood.

To these ends, the Canadian River Basin is divided into districts, according to the area thereof in each state and an apportionment of the cost of control, and of the use of the allotted part of the waters of said river is made to each of them, with provisions that further and later equitable apportionment may be made as the project is developed to further the purpose of control and use of said stream. With the purpose and hope that the states of Kansas, Colorado, Louisiana and Mississippi may join in this compact for the purpose of control of the Arkansas River System.

ARTICLE II.

As used in this compact,

(a) The term "Canadian River System" means that portion of the Canadian River, and its tributaries, below the points of impoundage in New Mexico, within the States of New Mexico, Texas, Oklahoma and that part of the Arkansas River and its tributaries, within the States of Oklahoma and Arkansas. Provided, that Texas, or Oklahoma, or Arkansas, may, in its approval hereof, exclude any tributary

within the excluding States, without impairing the validity of this compact as to the remainder.

(b) The term "Canadian River Basin" means all of the drainage area of the Canadian River System, as herein defined as approved.

(c) The term "domestic use" shall include the use of water for household, stock, municipal, mining, milling, industrial, and other like purposes, but shall exclude the generation of electric power.

(d) The word "Commission" wherever used in this compact, shall mean the Commissioner of the respective signatory states provided for in Article XI.

ARTICLE III.

(a) The division and allocation of the impounded waters of the Canadian River between the States of New Mexico and Texas, reserved for irrigation under the provisions of this compact, shall be made by the joint commission hereby created, in accordance with the facts ascertained by a complete and thorough investigation, and the recognized irrigation practices.

(b) Recognizing that the major portion of the flood waters of said stream rise in the states of New Mexico and Texas, the States of New Mexico and Texas pledge themselves not to cause the flow of impounded water of the river allotted to any state hereby to be diminished within said States of Texas or New Mexico, to the detriment of any state lower on the stream, against the wish and will of said state as expressed by its Commissioners now or hereafter appointed.

(c) Either, or any, and each of said States, wherein control reservoirs may be hereunder hereafter located, shall not withhold water in flood control reservoirs in such quantities as shall reduce the then future capacity and contents of the reservoirs hereunder constructed below the necessary flood control capacity of maximum flood flow to be expected at the point or points of reservoir, or diversion, that is, below any flood requirement, as estimated by the joint commission executing this agreement, or subsequently administering the stream system, and its control under this agreement; or so as to vary the ratio or proportion of water allotted to each state, and desired therein, for beneficial use in the lower districts of the stream. No state lower on the stream shall require the delivery of water by a higher state, held within reserve, as defined in Article V, which cannot be reasonably applied to domestic and agricultural uses in the lower state. That the constructed work for the beneficial use of the waters in the Signatory States (and the districts therein) shall be designed, and constructed to carry water to the lower states and districts wherever practical, and shall be, and may be used, by the lower states therefor to such extent within their capacity as may be practicable; the extra cost of such construction over local necessities, if any, to be determined and fixed by the Commissions in charge and, if accepted, such extra cost shall be assumed by such lower district; and each signatory state shall provide right-of-way within its boundaries, and exercise right of eminent domain within its boundaries, for the acquisition of right-of-way necessary to carry waters from reservoirs or canals within its boundaries to the border of the lower state or states requesting such exercise.

(d) Further equitable apportionment of the beneficial use of the waters of the said Canadian River System, if it shall appear that flow apportionment is not hereby equit-

ably made, may be made by the joint action of the Commissions from the Signatory States at any time after five years from the completion of the control works of said river, if, as, and when, the effect of said works shall be established by five years' experience.

ARTICLE IV.

(a) Subject to the provision of this compact, water of the Canadian River System may be impounded and used for the generation of electrical power, but such impounding and use shall be subservient to the use and consumption of such water for agricultural purposes and shall not interfere with or prevent the use for such dominant purposes.

(b) The provisions of this Article shall not apply to, or interfere with, the regulation and control by any state, within its boundaries of the appropriation, use and distribution of impounding water allotted to and apportioned hereunder to such state.

ARTICLE V.

(a) To accomplish the purposes herein expressed, the Signatory States agree that there shall be constructed in the Canadian River System, at sites to be selected on the main stem of the Canadian River, and on Ute Creek and on Pajarita Creek, within the state of New Mexico, reservoirs and control works, all of detail, specifications, design and construction satisfactory to the Commissions of the Signatory States, of such aggregate capacity to hold in reserve at all times sufficient of the waters of said stream system to adequately irrigate and reclaim the irrigable lands in the Signatory States subject to irrigation not exceeding 850,000

acre feet of water; and such additional capacity for flood restraint as may by the Commissions of the lower states be deemed adequate to restrain and control the flood flow of said stream system, to accomplish the purposes of the lower sections, herein expressed.

(b) The provisions for the control of said Canadian River System herein expressed, shall not be exclusive, but other reservoirs may be constructed at other places if, in the judgment of the Commissions of the several signatory states, the same are deemed necessary.

(c) The plan for the control and administration of the Canadian River System outlined in this compact, with such modifications and amendments as may be hereafter adopted and approved by the Commissions of the Signatory States, is hereby approved by the legislatures of the Signatory States as a plan for controling waters of the Canadian River System, and for the improvement of said Canadian River System and its tributaries, and for the benefit, improvement, reclamation and protection of lands in said River Basin that are susceptible of irrigation reclamation or flood protection, from said river and its said tributaries.

ARTICLE VI.

Should any claim or controversy arise between any two or more of the signatory states: (a) with respect to the waters of the Canadian River System not covered by the terms of this compact; (b) over the meaning or performance of any of the terms of this compact; (c) as to the allocation of the burdens incident to the performance of any Article of this compact, or the delivery of waters as herein provided; (d) as to the construction or operation of works within the Canadian River Basin to be situated in two or more states,

or to be constructed in one state for the benefit of another state; or (e) as to the diversion of water in one state for the benefit of another state, the Commissions of the states affected, upon request of one of them, shall have the authority to adjust such claim or controversy.

ARTICLE VII.

Nothing in this compact shall be construed as affecting the obligation of the United States of America to Indian Tribes.

ARTICLE VIII

Present perfected vested rights, if any exist, to the beneficial use of waters of the Canadian River System, within the scope of this agreement are unimpaired by this compact. Whenever storage capacity shall have been provided for the flow of the Canadian River, or any of its tributaries whereon perfected rights exist, below such storage, then claims of such rights below such storage capacity, if any there be, by the appropriators or users of water below such storage, if any there be, shall attach to such stored water to such extent as the right exists, as may be determined by the laws of the states justly, and in accordance with the laws of the state within which said alleged right is situated; and shall be satisfied from water that may be stored not in conflict with Article III hereof, but out of the proportion of the water allocated to the state in which the present right exists; and all rights to the beneficial use of the water of the Canadian River System hereafter established under the laws of any State shall be satisfied solely from the proportion of the water apportioned to that state in which such rights are claimed and allowed.

ARTICLE IX

Nothing in this compact shall be construed to limit or prevent any state from instituting or maintaining any action or proceeding, legal or equitable, for the protection of any right in any state, or in any of its citizens, arising under this compact, or for the enforcement of any of its provisions, but on the contrary, this compact shall constitute an agreement waiving any question of the right by one state to have judicial remedy against another state, or its citizens, or inhabitants, or any state's citizens, arising hereunder.

ARTICLE X.

(a) There is hereby created and established, a conservancy district within each of the states signatory hereto and ratifying this compact, constituted of that part of the drainage basin of the Canadian River System in any of said states; but no charge shall be placed against any state, or item of property, right, privilege, franchise, or immunity of any person, corporation or municipality, in said district in any of said states, unless there is benefit to such charged state, item of property, person, corporation or municipality; and then never in excess of the benefit lawfully determined by the Commissions acting jointly to be enjoyed by such state item of property, person, corporation or municipality, right, privilege, franchise, or immunity, provided that any portion of the water allotted to use in any of said states may be used outside of the district by the consent of the district; and upon such terms of use and compensation to said district as may be determined by the constituted authorities of such district; and further provided that the initial control of said stream system and the means of impounding and of control thereof shall remain in the joint action of the Commissions from the signatory states.

(b) That when the Commissions from the signatory states, acting jointly, shall have determined and approved the means of control of said river, they shall then and thereupon justly determine, allot, allocate to the district of each state, a just and equitable proportion, or ratio, of the total cost of the work of control as estimated, exclusive of the cost of application to beneficial use, which ratio of cost shall be the same as the ratio of benefit, as determined by said Commission, to and in each district. But the portion of cost and of benefits alloted to each district shall require the approval of the Commissions of each state, but when agreed to and assumed, the administration of the district, the distribution assessment and collection of such portion of the cost of impounding and control as assumed by said district, shall be had in conformity with the laws, uses and practices now established, or to be hereafter established, within such state for the administration of conservancy or improvement districts, not inconsistent with the provisions of this compact.

(c) That the expenditures of the funds required for the construction, maintenance, repair and administration of the control works shall be under the control of the joint Commission of the signatory states who shall have power to advertise for bids for such work and enter into contracts for same according to rules and regulations therefor adopted by such joint Commission, and all funds raised by the several districts to meet their part of the total costs of construction, maintenance, repair and administration of such control works as allocated to said districts, shall be disbursed upon the warrants of the joint Commission under such rules and regulations as it may adopt.

(d) That all the resources of such of said districts in each of said states resulting from the assessments of benefits within said state shall be and are hereby dedicated

to the discharge and payment of that part of the cost of control of said river assumed within said state, and no other state or district shall be holden therefor, and each signatory state pledges its faith and credit to so administer said district hereby created in such states, and each said state, to be so administered, as to discharge that part of the cost allotted to, and assessed to, and assumed by the district in such state.

(e) That the Commissions of each state having a district therein hereby created in each state signatory hereto, shall have absolute control of the time, rate and amount of the release of that proportion of the impounded waters allotted to and belonging to the district within the state; such control to be voiced and expressed by the Commissions of the state in which such district is situated, and the faith and credit of each signatory state is hereby pledged to the fulfillment hereof, and to the delivery of such impounded water on demand, but the distribution and use of the waters allotted to each state and the district within each state shall be exclusively within the control of the constituted authority of such state, and such use shall never be curtailed or impaired by any state to the detriment of any person assessed for benefit by the construction of such control works.

ARTICLE XI.

That the Governors of each signatory state shall appoint some competent person as the Commissioner of said State to represent such State and district in all matters under this compact with compensation to be fixed by the district he represents and official expenditures, chargeable as administration expenses.

The term of office of such Commissioner shall be six

years, unless sooner removed for cause by authority of the state he represents.

ARTICLE XII.

This compact may be terminated at any time, by unanimous agreement of the signatory states, expressed by their legislatures. In the event of such termination, all rights established under it shall continue unimpaired.

ARTICLE XIII.

This compact shall become binding and obligatory upon the signatory states the legislatures of which shall have approved the same, when such legislatures have approved the same and such compact shall have been approved by the Congress of the United States. Notice of approval by the legislatures shall be given by the Governor of each signatory state to the Governors of the other signatory states, and to the President of the United States, and the President of the United States is requested to give notice to the Governors of the signatory states of the approval by the Congress of the United States.

ARTICLE XIV.

This compact is executed, an original for each signatory state, and one for the United States of America and an original shall be deposited in the archives of the Department of State of the United States of America, and one in the archives of the Department of State of each signatory state which shall approve and adopt the same and copies thereof duly authenticated by the authority of any adopting state, or of the United States, shall be received in evidence in all courts of adopting states, and of the United States.

Executed this thirty-first day of December, A. D., One Thousand Nine Hundred and Twenty-six.

H. B. Jones,
R. J. Freeland,
James L. Briscoe,

Commissioners for New Mexico.

A. S. Stinnett,

Commissioner for Texas.

E. E. Blake,
T. C. Harrell,
George Kenneck,

Commissioners for Oklahoma.

Section 2. Notice of approval of said compact shall be given by the Governor of Oklahoma to the Governors of each of the other states, and to the President of the United States, as provided in Article XIII of said compact, and as authorized by the Constitution of the United States, Article I, Section 10.

Section 3. That said compact provides an acceptable machinery of law for the co-operation of the signatory states, and the accomplishment of the purpose of flood control and water conservancy and use in the state, and, to the end that the State of Oklahoma and its subordinate municipal corporations created herein, may match funds with other states signatory of the said compact and their similar corporations created herein, and with the Government of the United States, upon such terms as shall hereafter be agreed upon, and the appropriation for the Conservation Commission shall be immediately available to be used and expended by and

under the direction of the Interstate Commission created by the ratification and approval of said compact, for the purpose of working out the accomplishment of flood control, water conservation and use in said stream system in the State of Oklahoma, and in co-operation and with the assistance of the other signatory states and districts, and such funds shall be paid out only by proper vouchers approved and issued by the Interstate Commission created by said compact, and payable by the treasurer of this state from the treasury of the State of Oklahoma.

Section 4. That, upon the development of the plan of co-operation provided for in said compact between the State of Oklahoma and the other signatory states in the accomplishment of flood control and water conservancy and use in said stream system and in the said state in co-operation in the other signatory states and districts, and in the allocation of benefits contemplated by the said compact, said appropriation shall be considered as an advancement by the State of Oklahoma for the development of such purpose, and shall be returned to the State of Oklahoma.

Section 5. It being immediately necessary for the preservation of public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

Upon motion of Senator Gulager, Senate Concurrent Resolution No. 26 was adopted, the roll call thereon being as follows:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall,

McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Wheatley. Total 35.

Nays: Rice. Total 1.

Not Voting: Anglin, Storms, Waldrep, Williamson. Total 4.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

Senate Concurrent Resolution No. 26 was referred for engrossment.

Senator Rice sent up the following explanation of his vote:

Mr. President: I cast my vote against the ratification of the Four-State pact, because my constituents fear that, under its provisions, a vast debt will be created on the valley of this State, which will be passed on to the owners of the land under guise of "water furnished for irrigation," though we never receive any benefits therefrom.

RICE.

Senator Fidler asked unanimous consent, which was granted, to introduce the following Senate Resolution:

SENATE RESOLUTION NO. 20—By Fidler, Hill, Andrews.

WHEREAS, Dr. Paul Fesler after having severed his connection with the University Hospital of this State was considerate enough of the interests of the hospital and of

the State to return and assist in the preparation of the budget of financial matters of such institution; and

WHEREAS, further the regents of the University of Minnesota were considerate enough to permit his return to Oklahoma for such purpose; and

WHEREAS, the Senate of the State of Oklahoma is deeply appreciative of the courtesy of Dr. Fesler and of the authorities of the University of Minnesota, and is desirous of expressing that appreciation;

THEREFORE, be it resolved by the Senate of the State of Oklahoma that an expression of its appreciation be embodied in this resolution and spread upon the records of the Senate, and that the authorities of the University of Minnesota as well as Dr. Fesler be furnished with a copy of this resolution as an expression of the sincere regards and thanks of this body, and that each be assured of the realization upon the part of the Senate of the value of the services rendered the State by Dr. Fesler through the courtesy of the University.

Upon motion of Senator Fidler, Senate Resolution No. 20 was adopted and referred for engrossment.

The following Message from the Honorable House was read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you, and through you, the Honorable Senate that the House has granted a further conference on:

ENGROSSED SENATE BILL NO. 120, by Anglin, entitled:

An Act making supplemental appropriation for the balance of the fiscal year ending June 30, 1927, for the Governor's Office, the State Auditor and the Chief Mine Inspector, and declaring an emergency.

having appointed as conferees McCombs, Sewell and Ogden.

Yours very truly,

BERT McDONEL,

Chief Clerk.

Upon motion of Senator Simmons, HOUSE BILL NO. 311, by Sewell, of the House, and Simmons, of the Senate was stricken from the calendar.

Upon motion of Senator Harper, House Bill No. 328, by Johnson (Pushmataha), Cochran, Dyer and Thomas (LeFlore), was advanced to engrossment and third reading.

Upon motion of Senator Harper, the rules of the Senate were suspended and House Bill No. 328 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 328 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper,

Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Wheatley, Williamson. Total 38.

Nays: 0.

Not Voting: Storms, Waldrep. Total 2.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 328 and ordered the same transmitted to the Honorable House.

Upon motion of Senator Harper, House Joint Resolution No. 43, by Kight, Sullivan, McCombs, Thompson (Garvin), and Leecraft, was advanced to engrossment and third reading.

Upon motion of Senator Harper, the rules of the Senate were suspended and House Joint Resolution No. 43 was considered engrossed and placed upon third reading and final passage.

HOUSE JOINT RESOLUTION NO. 43 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley Williamson. Total 39.

Nays: 0.

Not Voting: Storms. Total 1.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President in open session, signed the engrossed copy of House Joint Resolution No. 43, and ordered the same transmitted to the Honorable House.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee an Engrossed and Enrolled Bills begs leave to report Senate Concurrent Resolution No. 26 correctly engrossed.

BOYER, Chairman.

The President, in open session, signed Engrossed Senate Concurrent Resolution No. 26 and ordered the same transmitted to the Honorable House.

Senator Darnell presiding.

Upon motion of Senator Williamson, House Bill No. 301, by Paul, was advanced to engrossment and third reading.

Upon motion of Senator Williamson the rules of the Senate were suspended and House Bill No. 301 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 301 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 36.

Nays: Goodall, Pullen, Reed. Total 3.

Not Voting: Storms. Total 1.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 301 was referred for engrossment.

Senator Pullen sent up the following explanation of his vote:

Mr. President: I vote "No," for the reason this bill has never been read in this House before.

PULLEN.

Upon motion of Senator Williamson, HOUSE BILL NO. 309, by Lohman and Fraley, was advanced to engrossment and third reading.

Upon motion of Senator Williamson, the rules of the Senate were suspended and House Bill No. 309 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 309 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 39.

Nays: 0.

Not Voting: Storms. Total 1.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 309 was referred for engrossment.

The President presiding.

The following Messages from the Honorable House were read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 8, by Rexroat, entitled:

A Resolution fixing the date of the final adjournment sine die of the Eleventh Session of the Oklahoma Legislature.

and to inform you, and through you the members of the Honorable Senate, that the same has been adopted by the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Concurrent Resolution No. 8 was referred for enrollment.

To the President of the Senate,

Sir:

I am directd by the House of Representatives to return herewith:

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 18, by Goodall and Gulager, entitled:

A Concurrent Resolution memorializing Congress to enact such necessary laws to take charge of the Red River and Arkansas River for the purpose of establishing flood control and to conserve rainfall;

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 20, by Committee on School Land, entitled:

A Resolution requesting the General Land Office of the United States to turn over to the State of Oklahoma one full set of field notes and survey of the public lands in the area composed of the State of Oklahoma;

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 22, by Austin, Stigler and Fidler, entitled:

A Concurrent Resolution authorizing and empowering the Board of Affairs of the State of Oklahoma to provide for accommodations and facilities by the State of Oklahoma, for holding a term of court each year by the Circuit Court of Appeals of the Eighth Circuit of the United States;

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 23, by Mrs. Looney, entitled:

A Concurrent Resolution to the Secretary of the Interior and the Commissioner of the General Land Office, requesting and urging that duplicate records of the United States Land Office now on file at Guthrie, Oklahoma, be transferred to and deposited with the Oklahoma Historical Society for safe keeping and reference.

and to inform you, and through you, the members of the Honorable Senate, that same have been adopted by the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Concurrent Resolutions Nos. 18, 20, 22, and 23 were referred for enrollment.

Senator Harper submitted the following Conference Report, which was adopted, upon motion of Senator Harper:

CONFERENCE COMMITTEE REPORT

To the President of the Senate, and
Speaker of the House of Representatives:

Gentlemen:

We, your Conference Committee, to whom was referred Engrossed House Amendment to Engrossed Senate Bill No. 120, by Anglin, beg leave to report that we have had the same under consideration and return the same herewith with the following recommendations:

That Engrossed House Amendment No. 2 be amended to read as follows:

ENGROSSED HOUSE AMENDMENT NO. 2. That Engrossed Senate Bill No. 120 be amended by inserting after the words, "Governor's Office," and before the words, "traveling expenses," on lines 5 and 6, of Section 1, the following item:

"Banking Department (to be used in conducting litigation in Federal Courts and Criminal Court of Appeals, affecting the Banking Department of Oklahoma from March 15, 1927, to June 30, 1929). $12,500.00'

Respectfully submitted,

T. M. McCombs,	J. B. Harper,
Frank A. Sewell,	Wade H. Loofbourrow,
Lattie Ogden.	Tom Waldrep,
House Conferees.	*Senate Conferees.*

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 39.

Nays: 0.

Not Voting: Storms. Total 1.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 39.

Nays: 0.

Not Voting: Storms. Total 1.

Excused: Culp, George, Peck. Total 3.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senate Bill No. 120, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

The following Messages from the Honorable House were received and read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 88, by Clark and Otjen of the Senate and Beck of the House, entitled:

An Act amending Section 10423, Compiled Oklahoma Statutes, 1921, and enlarging the provisions of such Section so as to provide for the issuance of bonds by independent school districts for the purpose of repairing school buildings or purchasing school sites, as well as for the other purposes enumerated in such act, and declaring an emergency.

ENGROSSED SENATE BILL NO. 45, by Johnson of Caddo, Clark, Gray, Looney, Stigler, Anglin Hill and Reed, entitled:

An Act amending Section 7007, Compiled Oklahoma Statutes, Annotated, 1921, relating to the keeping of a club room for the purpose of disposing of liquors the sale of which is prohibited by the Laws of Oklahoma.

ENGROSSED SENATE BILL NO. 150 by Andrews, entitled:

An Act relating to guardian and ward, prescribing the qualifications of the guardian, and declaring an emergency.

ENGROSSED SENATE BILL NO. 93, by Anglin, entitled:

An Act providing for an annual tax levy by the State Board of Equalization; repealing all acts or parts of acts in conflict therewith, and declaring an emergency.

ENGROSSED SENATE BILL NO. 174, by Austin, Andrews, Otjen and Williamson.

An Act providing for the renewal of a Charter and extending the time of its existence of any corporation chartered under the laws of this State, fixing the fees and procedure therefor, repealing all laws and parts of laws in conflict therewith, amending Section 5290, Compiled Oklahoma Statutes, Annotated, 1921, and declaring an emergency.

ENGROSSED SENATE BILL NO. 286, by Soldiers' Relief Committee, entitled:

An Act amending Section 10916, Compiled Oklahoma Statutes, 1921, relating to the Tubercular Sanitarium at Sulphur, Oklahoma, and providing for the treatment of the dependents of ex-service persons, repealing all conflicting laws, and declaring an emergency,

and to inform you and through you the Honorable Senate that the same have been passed by the House of Representatives and signed by the Speaker in open session.

Yours very truly,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bills Nos. 45, 88, 93, 150, 174 and 286 were referred for enrollment.

The Following Message from the Governor was received and read:

March 23, 1927.

To the Honorable Senate and
House of Representatives
of the Eleventh Legislature,

BUILDING.

I have the honor to report to you that I have received and this day signed and transmitted to the Secretary of State

ENROLLED HOUSE BILL NO. 378, entitled:

An Act relating to the taxation of property used exclusively for the manufacture of lint cotton in the State of Oklahoma; classifying the said property for the purpose of taxation; establishing tax levy thereon; providing for collection, distribution and the use of the said taxes; exempting the said property from ad valorem tax to the extent herein provided, and repealing all acts in conflict therewith and declaring an emergency.

ENROLLED HOUSE BILL NO. 62, entitled:

"An Act amending Section 1, of Chapter 148, Acts of the 10th Legislature, 1925, which amended Section 2, of Chapter 139, Session Laws, 1924; also amending

Sections 2-A and 2-B and 2-C, of said Chapter; also amending Sections 5, 6, and 7 of Chapter 139, Sessions Laws 1923-24; amending Sections 16, 17, 21 and 25 of Chapter 139, of the Acts of the Legislature in special session 1924; authorizing the conservation commission of Oklahoma to make, investigate and collect data on utilizing water resources, power sites, etc., designating the duty of the commission to require licenses or holders of permits for erection of water power plants, to furnish the Corporation Commission of Oklahoma plants, cost of survey and construction of said plant, said information to be under oath and to include cost of improvements, authorizing said Commission to prescribe rules and regulations for system of accounts, providing a penalty for a false statement, authorizing the Commission to develop projects on behalf of the State, preventing the transfer of any license granted by the Commission without the approval of the Commission, preventing combinations and restraint of trade, providing that the State may condemn any project privately owned and providing for a royalty of the income of such plant in lieu of ad valorem taxes; providing that the board of directors of the reclamation project may issue bond; providing for an equitable distribution of costs of projects embracing an entire stream system; outlining and designating the duty of Treasurer of Conservation Districts, repealing all acts and parts of acts in conflict herewith and declaring an emergency."

Truly yours,

HENRY S. JOHNSTON,

Governor.

The following Messages from the Honorable House were read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 120, by Anglin, entitled:

An Act making supplemental appropriation for the balance of the fiscal year ending June 30, 1927, for the Governor's Office, the State Auditor and the Chief Mine Inspector, and declaring an emergency,

together with Conference Committee report thereon, and to inform you, and through you, the members of the Honorable Senate, that the conference report has been adopted by the House of Representatives and the bill passed as amended thereby.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bill No. 120 was referred for enrollment.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 176, by Lohman, entitled:

An Act amending Section 1472, C. O. S. 1921, relating to service or publication of order by court setting for hearing guardian's petition for sale of lands; repealing all acts in conflict therewith and declaring an emergency;

and to inform you, and through you the members of the Honorable Senate that same has been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bill No. 176 was read for the fourth time, the enrolled copy signed by the President, in open session and ordered returned to the Honorable House.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 236, by Kight, entitled:

An Act making appropriations from the general revenue fund of the State of Oklahoma for all State Educational, Eleemosynary and Penal Institutions, providing for the appropriation and distribution of the new

college fund in accordance with Section 7225, Revised Laws of Oklahoma, 1910, to the institutions entitled to the same, and providing for the appropriation and distribution of the section thirteen funds as provided in Section 7660, Revised Laws of Oklahoma, 1910, to the institutions entitled to the same, and as amended by Chapter 295, Session Laws, 1917, and providing for the appropriation and distribution of the extension funds to the institutions entitled to the same,

and to inform you, and through you the members of the Honorable Senate, that same has been read for the fourth time, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bill No. 236 was read for the fourth time, the enrolled copy signed by the President, in open session, and ordered returned to the Honorable House.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE JOINT RESOLUTION NO. 40, by Johnson of Pushmataha, Stovall, Dyer, Brewer, Bird, Leecraft, et al, of the House and Harper Stewart, Nesbitt and Andrews of the Senate entitled:

A Resolution authorizing the State Highway Commission to transfer lands to the Kiamichi and Indian Areas of Boy Scouts of America and declaring an emergency,

and to inform you, and through you the Honorable Senate that same has been read for the fourth time, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Joint Resolution No. 40 was read for the fourth time, the enrolled copy signed by the President, in open session, and ordered returned to the Honorable House.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 430, by Hybarger and Singletary, entitled:

An Act amending Section 10131, of the Compiled Oklahoma Statutes of 1921 as amended by Section 1, of Chapter 167, of the Session Laws of Oklahoma, 1925, and Section 10137 of the Compiled Statutes of Oklahoma, 1921, relating to the registration and licensing of motor vehicles and declaring an emergency,

and to inform you, and through you the members of the Hon-

orable Senate, that same has been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bill No. 430 was read for the fourth time, the enrolled copy signed by the President, in open session, and ordered returned to the Honorable House.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 7 by Committee on Revenue and Taxation, Manning and Crowley, entitled:

An Act providing a method of contesting alleged illegal ad valorem tax levies, granting additional powers to the excise boards of counties and other municipal subdivisions; providing a method of appeal from action of such excise boards to the district court, a right of action at law, repealing conflicting laws and declaring an emergency;

and to inform you, and through you the Honorable Senate, that same has been read for the fourth time, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bill No. 7 was read for the fourth time, the enrolled copy signed by the President, in open session, and ordered returned to the Honorable House.

Senator Pullen presiding.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 337, by Gilmer, Logan and Bell, entitled:

An Act authorizing the construction and equipping of an infirmary building at the State University at Norman, Oklahoma, providing for the issuance and payment of public building bonds of the State of Oklahoma therefor, providing the manner of expending the proceeds of the bonds providing for the management of the infirmary and authorizing and directing the Commissioners of the Land Office of the State of Oklahoma to invest the public building fund of the State of Oklahoma in said bonds and defining the duties of the Board of Regents in regard thereto;

and to inform you, and through you, the members of the Honorable Senate, that same has been read for the fourth time, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bill No. 337 was read for the fourth time, the enrolled copy signed by the Presiding Officer and ordered returned to the Honorable House.

Upon motion of Senator Rexroat, the Senate adjourned to meet at 11:35 a. m., Thursday, March 24th 1927.

SIXTY-EIGHTH LEGISLATIVE DAY

Thursday, March 24th, 1927.

The Senate, pursuant to adjournment, met at 11:35 a. m., and was called to order by the President.

Upon roll call, the following Senators were present:

Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall Waldrep, Wheatley, Williamson. Total 39.

Excused: Culp, George, Peck, Storms. Total 4.

Resigned: Total 1.

The President announced a quorum present.

Prayer was offered by the Chaplain.

Senator Ferguson submitted the following Conference Committee Report, which was adopted, upon motion of Senator Ferguson:

Mr. President:

and

Mr. Speaker:

We, your Conference Committee on Senate Bill No. 84, by Ferguson, entitled "An Act to amend Section 9588 of Article 2, Chapter 84, Compiled Oklahoma Statutes, Annotated, 1921, relating to tax on real estate mortgages," beg leave to report:

We recommend that the House do recede from its amendment.

Respectfully submitted,

FERGUSON.	LOGAN.
BOYER.	HINES.
STIGLER.	WATSON.
Senate Conferees.	House Conferees.

Engrossed Senate Bill No. 84, together with Conference Committee Report, thereon, was ordered transmitted to the Honorable House for consideration.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Resolution No. 20 correctly engrossed and Senate Concurrent Resolutions Nos. 22 and 23 and Senate Bill No. 120 correctly enrolled.

BOYER, Chairman.

The President signed, in open session, Engrossed Senate Resolution No. 20, and referred the same for enrollment; Enrolled Senate Concurrent Resolutions Nos. 22 and 23 and ordered the same transmitted to the Honorable House for the signature of the Speaker.

Senate Bill No. 120 was read for the fourth time, the enrolled copy signed by the President, in open session, and ordered transmitted to the Honorable House for the signature of the Speaker.

HOUSE BILL NO. 374, by Moon, was taken up for consideration.

Section 1 was read.

Senator Ferguson submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 374, line 7, by inserting after the word, "therefrom," and before the word, "disburse," the following "may ratably as to all mature installments," and by striking the word, "shall," therefrom.

AUSTIN—FERGUSON.

Upon motion of Senator Austin, Section 1, as amended, was adopted.

Section 2 was read and adopted, upon motion of Senator Austin.

Upon motion of Senator Austin, House Bill No. 374, as amended was advanced to engrossment and third reading.

Upon motion of Senator Ferguson, the rules of the Senate were suspended and House Bill No. 374 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 374 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Darnell, Fidler, Graham, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, McCurley, Nesbitt, Pullen, Shearer, Simmons, Stewart, Stigler, Thomas, VanDall, Waldrep, Williamson. Total 24.

Nays: Clark, Ferguson, Goodall, Gray, Otjen, Reed, Rice, Smith, Wheatley. Total 9.

Not Voting: Andrews, Marshall, Powers, Rexroat, Shepherd, Terwilleger. Total 6.

Excused: Culp, George, Peck, Storms. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 374 was referred for engrossment.

Upon motion of Senator Simmons, HOUSE BILL NO. 313, by Sewell, was stricken from the calendar.

The following Messages from the Honorable House were read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 26 by Goodall, and Gulager, entitled:

A Resolution ratifying and approving the "Compact agreed upon between the Commissioners representing the States of New Mexico, Texas, Oklahoma, and Arkansas for control of the Canadian River unit in the interstate control of the Arkansas River system,"

and to inform you, and through you the members of the Honorable Senate that same has been adopted by the House of Representatives and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Concurrent Resolution No. 26 was referred for enrollment.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE CONCURRENT RESOLUTION NO. 25, by Anglin, entitled:

A Resolution providing for Compiling, Indexing and Publishing the Session Laws of the Regular Session of the Eleventh Legislature of the State of Oklahoma, and for payment of the cost thereof.

ENROLLED SENATE JOINT RESOLUTION NO. 6, by Committee on Agriculture, entitled:

A Resolution relating to the eradication of ticks in certain counties in this State, making it the duty of the State Board of Agriculture to supervise the work thereof making an appropriation therefor, and declaring an emergency.

ENROLLED SENATE JOINT RESOLUTION NO. 14 by Reed, entitled:

A Senate Joint Resolution authorizing the payment of certain claims aggregating $716.97 incurred in the inspection of broom corn prior to the passage and approval of an act entitled "An Act making an emergency appropriation to be used by the State Market Commission for the fiscal year ending June 30th, 1927, in the inspection of farm products and declaring an emergency," approved on February 1st, 1927, out of the appropriation made by said act.

ENROLLED SENATE JOINT RESOLUTION NO. 16, by VanDall, entitled:

A Joint Resolution appropriating two thousand five hundred dollars as an emergency fund for the use of the

State Department of Health to be used for such purposes as may be necessary to prevent the spread of small pox or other contagious diseases and declaring an emergency.

ENROLLED SENATE BILL NO. 23, by Wheatley of the Senate, and O'Bryan of the House entitled:

An Act authorizing cities and towns to establish a fund to be known as a cemetery fund to be used for the purpose of upkeep, care and beautifying therefor, repealing all conflicting laws and declaring an emergency

ENROLLED SENATE BILL NO. 28, by Gray, entitled:

An Act making an emergency appropriation for the fiscal year ending June 30th, 1927, for the Department of Agriculture of the State of Oklahoma and declaring an emergency.

ENROLLED SENATE BILL NO. 46, by Johnson (Caddo), Clark, Hill, Reed, Gray, Looney, Stigler and Anglin, entitled:

An act amending Section 7018, C. O. S. 1921, relating to officers disposing of intoxicating liquors seized by order of the court.

ENROLLED SENATE BILL NO. 87, by Johnson (Caddo), Austin, Johnson (Creek), Storms, Goodall, Thomas, Stigler, Otjen and Hill, entitled:

An Act providing that all bonds including funding and refunding bonds issued by municipalities shall be made to mature in annual installments beginning not

less than three years nor more than five years from their date; prescribing certain regulations as to the amounts and denominations thereof; regulating the sale of bonds and requiring all bond issues aggregating five thousand dollars or more, to be sold at an advertised sale to the bidder who will pay par and accrued interest for the lowest interest rate bond; prohibiting any person preparing bonding proceedings for compensation from bidding for the bonds and prohibiting any bidder from being interested in a proceedings contract, and repealing all acts in conflict herewith and declaring an emergency.

ENROLLED SENATE BILL NO. 107, by Anglin, entitled:

An Act making general appropriation for the budget of the legislative, executive and judicial departments of the State and for the principal and interest of the public debt, for the fiscal years ending June 30th, 1928, and June 30th, 1929, by functions of each department in accordance with the budget classification adopted by the Governor.

ENROLLED SENATE BILL NO. 109, by Austin, entitled:

An Act making it the duty of the court clerk of any county, without any order of court, immediately upon receipt from the clerk of the Criminal Court of Appeals, to spread of record upon the Journal of the proper county all mandates and orders of the Criminal Court of Appeals and to issue proper process for carrying into effect such orders and mandates.

and to inform you, and through you the members of the Honorable Senate, that same have been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Concurrent Resolution No. 25 was referred to the Secretary of State.

Enrolled Senate Joint Resolutions Nos. 6, 14, 16, and Enrolled Senate Bills Nos. 23, 28, 46, 87, 107 and 109 were referred to the Governor for consideration.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 269, by Bilbrey (by request), entitled:

An Act prohibiting the governing body of any municipal corporation organized and incorporated under the laws of the State of Oklahoma from selling, leasing, conveying or otherwise disposing of any public utility belonging to such municipal corporation, when the actual cash value of such utility belonging to a city of the first class shall exceed ten thousand dollars and a town or village five thousand dollars, unless such sale, lease, conveyance or other disposition

of such utility shall be authorized by a majority of the qualified property tax paying voters of said municipality voting at an election called for such purpose, providing for the manner of holding such election and selling such municipality when authorized; and declaring an emergency.

and to inform you, and through you the members of the Honorable Senate, that same has been read for the fourth time, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bill No. 269 was read for the fourth time, the enrolled copy signed by the President and ordered returned to the Honorable House.

By unanimous consent, the Senate was declared at ease for 10 minutes.

The Senate re-assembled and was called to order by the President Pro Tempore.

The following Messages from the Honorable House were read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 372, by Nash, entitled:

An Act amending Section 6665, C. O. S. 1921, defining contracts of insurance and declaring an emergency,

and to inform you and through you the Honorable Senate, that same has been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bill No. 372 was read for the fourth time, the enrolled copy signed by the President Pro Tempore and ordered returned to the Honorable House.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 255, by Leecraft, entitled:

An Act to authorize the governing body of any city or town to refund street improvement bonds heretofore issued by authority of Chapter 10, Article 1 of the Session Laws of Oklahoma 1907-1908, or Article 12, Chapter 29, C. O. S. Annotated 1921; to provide for the levy and collection of assessments to pay such bonds and the method of procedure therefor; to provide for the retirement of street improvement bonds

heretofore issued; to provide for the repeal of Chapter 216, of the Session Laws of the State of Oklahoma, 1915, and all other laws and parts of laws in conflict herewith,

and to inform you, and through you the members of the Honorable Senate, that same has been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bill No. 255 was read for the fourth time, the enrolled copy signed by the President Pro Tempore and ordered returned to the Honorable House.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 232, by Soldiers Relief Committee, entitled:

An Act providing for additional building for dining room and kitchen to be used in connection with separate ward buildings heretofore established at the Central Oklahoma State Hospital for ex-service persons suffering from mental, neuro and nervous diseases and afflictions and making an appropriation therefor and declaring an emergency.

ENROLLED SENATE BILL NO. 285, by George and Fidler, entitled:

An Act appropriating $15,000.00 out of the revolving fund of the Oklahoma State Penitentiary at McAlester, Oklahoma, to be used as a cash emergency fund for said institution, providing for the replenishment thereof and declaring an emergency.

ENROLLED SENATE BILL NO. 295, by Goodall, entitled:

An Act making supplementary appropriation for the office of State Reporter for the fiscal year ending June 30, 1927, and declaring an emergency.

ENROLLED SENATE BILL NO. 314, by Gulager, entitled:

An Act providing for three additional deputy sheriffs for Muskogee County, Oklahoma, in addition to those already allowed by law; and fixing a salary of said deputy sheriffs and declaring an emergency.

ENROLLED SENATE BILL NO. 315, by Anglin, entitled:

An Act making appropriation out of Oklahoma State University dormitory sinking fund and the A. & M. College dormitory sinking fund to reimburse the public building fund for moneys already appropriated out of the public building fund for the purpose of paying interest on Oklahoma University dormitory building bonds and A. & M. College dormitory building bonds and declaring an emergency.

and to inform you and through you the Honorable Senate, that same have been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Bills Nos. 232, 285, 295, 314 and 315 were referred to the Governor for consideration.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 132, by Rexroat and Waldrep, entitled:

An Act relating to the office of State Examiner and Inspector; providing for the appointment of additional assistants and stenographers and providing for payment of traveling expenses.

ENROLLED SENATE BILL NO. 149, by Ferguson, entitled:

An Act relating to the pollution by salt water or crude oil or the bottom settlings thereof or by sulphur water or any other refuse or other products of wells or mines, of the water supply or some part thereof of any incorporated city or town; defining permanent pollution, providing for damages for violation thereof.

ENROLLED SENATE BILL NO. 204, by Johnson (Creek), Looney, and Reed of the Senate, and Reece, McLaury, Windle, Nash and Beck of the House, entitled:

An Act making an appropriation for the rebuilding and equipment of a poultry brooder house at the Agricultural and Mechanical College at Stillwater, Oklahoma and declaring an emergency.

ENROLLED SENATE BILL NO. 214, by Fidler, Anglin and Boyer entitled:

An Act amending Paragraph "D" of Section 111, C. O. S. 1921, as amended by Senate Bill 26, passed by the Second Special Session of the Ninth Legislature of 1924, relating to clerical, stenographic and other positions in the State Treasurer's Department making appropriation therefor and repealing conflicting statutes.

and to inform you, and through you the members of the Honorable Senate, that same have been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL

Chief Clerk.

Enrolled Senate Bills Nos. 132, 149, 204, 214 were referred to the Governor for consideration.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE JOINT RESOLUTION NO. 25, by Gray, entitled:

A Joint Resolution authorizing the use in perpetuity by the postoffice department of the United States of rooms in the State Capitol building for post office purposes.

ENGROSSED SENATE JOINT RESOLUTION NO. 36, by Fidler, entitled:

A Resolution authorizing the directing the State Board of Affairs and the Warden of the State Reformatory to furnish monuments and markers to the Oklahoma Historical Society and associated organizations at prices not to exceed actual costs of production and delivery, and declaring an emergency.

ENGROSSED SENATE BILL NO. 103, by Gulager, entitled:

An Act amending Section 5361, C. O. S. 1921, and declaring an emergency.

and to inform you, and through you the members of the Honorable Senate, that same have been passed by the House of Representatives and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Joint Resolutions Nos. 25 and 36 and Engrossed Senate Bill No. 103 were referred for enrollment.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 146, by Rexroat, entitled:

An Act repealing Chapter 12, Oklahoma Session Laws 1925, relating to the enforcement of tax liens.

ENGROSSED SENATE BILL NO. 253, by Darnell, entitled:

An Act amending Section 3975, C. O. S. 1921, and defining the liability of owners and lessees of and in grazing districts and declaring an emergency.

and to inform you, and through you the members of the Honorable Senate, that same have been passed by the House of Representatives and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bills Nos. 146 and 253 were referred for enrollment.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 268, by Gulager, entitled:

An Act amending Section 8580, C. O. S. 1921, relating to the investment of sinking funds; repealing all acts and parts of acts in conflict herewith and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that same has been passed by the House of Representatives, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bill No. 268 was referred for enrollment.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 179, By Johnson (Caddo), Boyer and Reed, entitled:

An Act changing the name of the Cameron State School of Agriculture to Cameron State Agricultural College providing for two years additional college work at said college and declaring an emergency.

and to inform you, and through you the Honorable Senate, that same has been passed by the House of Representatives, the emergency having failed, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bill No. 179 was referred for enrollment.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bills Nos. 301, 309 and 374 correctly engrossed.

BOYER, Chairman.

The President Pro Tempore, in open session signed Engrossed Senate Amendments to and Engrossed House Bills Nos. 301, 309 and 374 and ordered the same returned to the Honorable House.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled bills begs leave to report Senate Resolution No. 20,

Senate Concurrent Resolutions Nos. 8, 18, 20, 26, Senate Bills Nos. 45, 88, 93, 150, 174 and 286 correctly enrolled.

BOYER, Chairman.

The President Pro Tempore, in open session, signed Enrolled Senate Resolution No. 20 and ordered the same transmitted to the Secretary of State.

The President Pro Tempore, in open session, signed Enrolled Senate Concurrent Resolutions Nos. 8, 18, 20 and 26 and ordered the same transmitted to the Honorable House for the signature of the Speaker.

Senate Bills Nos. 45, 88, 93, 150, 174 and 286 were, each read for the fourth time, the enrolled copies signed by the President Pro Tempore and ordered transmitted to the Honorable House for the signature of the Speaker.

Upon motion of Senator Waldrep, HOUSE BILL NO. 340, by Logan, Crowley and Sewell, was taken up for consideration.

Sections 1 and 2 were read and adopted, upon motions of Senator Waldrep.

Section 3 was read.

Senator Thomas submitted the following amendment, which was tabled, upon motion of Senator Harper:

Mr. President: I move to amend House Bill No. 340, by striking the words and figures, in Section 3, "Twenty-five Thousand ($25,000.00) Dollars," and inserting in lieu thereof the words and figures, "Fifteen Thousand ($15,000.00) Dollars."

THOMAS.

Senator Thomas moved that further consideration of House Bill No. 340 be indefinitely postponed.

Senator Waldrep, as a substitute, moved that the Senate reconsider the vote by which the Thomas amendment, to Section 3, was tabled, which motion prevailed.

The vote recurring on the Thomas amendment, the same was adopted.

Upon motion of Senator Waldrep, Section 3, as amended, was adopted.

Section 4 was read and adopted, upon motion of Senator Waldrep.

Upon motion of Senator Waldrep, House Bill No. 340, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Waldrep, the rules of the Senate were suspended and House Bill No. 340 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 340 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Fidler, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Otjen, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 30.

Nays: Andrews, Darnell, Ferguson, Graham, Reed. Total 5.

Not Voting: Looney, Marshall, Simmons, Stigler. Total 4.

Excused: Culp, George, Peck, Storms. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Anglin, Austin, Boyer, Clark, Fidler, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Otjen, Powers, Pullen, Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 30.

Nays: Andrews, Darnell, Ferguson, Graham, Reed. Total 5.

Not Voting: Looney, Marshall, Simmons, Stigler. Total 4.

Excused: Culp, George, Peck, Storms. Total 4.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 340 was referred for engrossment.

The following Message from the Governor was read:

To the Honorable Senate and
House of Representatives,
Eleventh Legislature,
BUILDING.

Gentlemen:

I have the honor to report to you that I have received and on this date signed, and transmitted same to the Secretary of State, ENROLLED HOUSE BILL NO. 241, entitled:

"A Bill entitled an Act creating a special common school equalization fund, providing for distibution of said fund by the State Boad of Education, poviding regulations therefor, making certain extensions of transfer privileges, allocating certain revenues to the said fund, and limiting the powers of the State Board of Education in making apportionments to moneys actually collected from and placed in said fund, and repealing all acts or parts of acts in conflict herewith."

This Bill is moisture on the parched lips of thirsting childhood, the answer of a great State to the heart cry of parenthood. The neglect of the poor and needy school districts has been a burning outrage for many years. This is one of the greatest pieces of constructive Legislation since stotehood. I not only approve, but earnestly thank you.

Truly yours,

HENRY S. JOHNSTON.

Governor.

The following Messages from the Honorable House were read:

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 291, by Austin, Fidler and Darnell, entitled:

An Act amending Sections 1, and 2 of Chapter 25, Session Laws of Oklahoma, 1923, relating to assistants to be furnished the Attorney General the salaries to be paid the same also the clerks and stenographers to be furnished said Department and the salaries to be paid said clerks and stenographers.

and to inform you, and through you the Honorable Senate, that same has been passed by the House of Representatives, as amended, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed House Amendment to Senate Bill No. 291 was read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT NO. 1. That Engrossed Senate Bill No. 291, be amended on Page 1, Section 1, by inserting between the lines 5 and 6, the following:

"Two Assistants Attorney General at a salary each per annum not to exceed Thirty-five Hundred ($3,500.00) Dollars."

Upon motion of Senator Austin, the Senate concurred in House Amendment to Senate Bill No. 291.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, McCurley, Nesbitt, Powers, Pullen, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Terwilleger, VanDall, Williamson. Total 28.

Nays: Graham, Otjen, Reed, Thomas. Total 4.

Not Voting: Anglin, Looney, Marshall, Rexroat, Simmons, Waldrep, Wheatley. Total 7.

Excused: Culp, George, Peck, Storms. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore, in open session, signed Engrossed House Amendment to Senate Bill No. 291 and ordered the Bill, as amended, referred for enrollment.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 178, by Andrews and Anglin, entitled:

An Act amending Section 7464, C. O. S. 1921, relating to liens and declaring an emergency,

and to inform you, and through you the Honorable Senate that same has been passed by the House of Representatives, the emergency having failed, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bill No. 178 was referred for enrollment.

To the President of the Senate.

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 58, by Committee on Agriculture. entitled:

An Act amending Section 3689, C. O. S. 1921, relating to quarantine and inspection for foot and mouth disease, providing authority for Federal inspectors, re-

quiring the slaughter of diseased and exposed animals and compensating the owners thereof, providing a penalty for violation hereof, repealing all acts in conflict herewith and declaring an emergency.

and to inform you, and through you the Honorable Senate, that same has been passed by the House of Representatives and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bill No. 58 was referred for enrollment.

The President presiding.

A Committee from the Honorable House, composed of Representatives, McCombs, Windle and Brewer (Choctaw), was received and announced that the Honorable House had about completed its work and would be ready, soon, to adjourn sine die.

HOUSE BILL NO. 442, by Johnson (Pushmataha), Stovall, et al, was taken up for consideration.

Senator Stewart moved that all House bills, except the bill under consideration, being House Bill No. 442, be stricken from the calendar.

Senator Graham moved to table the Stewart motion after which, by unanimous consent, Senator Stewart withdrew his motion.

Section 1 was read and adopted, upon motion of Senator Harper.

Upon motion of Senator Harper, House Bill No. 442 was advanced to engrossment and third reading.

Upon motion of Senator Harper, the rules of the Senate were suspended and House Bill No. 442 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 442 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 39.

Nays: 0.

Not Voting: 0.

Excused: Culp, George, Peck, Storms. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed the engrossed copy of House Bill No. 442 and ordered the same transmitted to the Honorable House.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Joint Resolutions Nos. 25, 36, Senate Bills Nos. 103, 146, 179, 253 and 268 correctly enrolled.

BOYER, Chairman.

Senate Joint Resolutions Nos. 25 and 36, Senate Bills Nos. 103, 146, 179, 253 and 268 were, each, read for the fourth time, the enrolled copies signed by the President, in open session, and ordered transmitted to the Honorable House for the signature of the Speaker.

The following Messages from the Honorable House were read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE JOINT RESOLUTION NO. 43, by Kight, Sullivan, McCombs, Thompson of Garvin and Leecraft, entitled:

A Resolution authorizing the payment to Bob Fitzgerald the amount of $72.20 for services rendered during the foot and mouth disease epidemic in the State of Oklahoma during the fall of the year of 1926.

and to inform you, and through you, the Honorable Senate, that same has been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Joint Resolution No. 43 was read for the fourth time the enrolled copy signed by the President, in open session, and ordered returned to the Honorable House.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE CONCURRENT RESOLUTION NO. 23, by Mrs. Looney, entitled:

A Concurrent Resolution to the Secretary of the Interior and the Commissioner of the General Land Office requesting and urging that duplicate records of the United States Land Office now on file at Guthrie, Oklahoma, be transferred to and deposited with the Oklahoma Historical Society for safe-keeping and reference;

ENROLLED SENATE CONCURRENT RESOLUTION NO 22, by Austin Stigler and Fidler, entitled:

A Concurrent Resolution authorizing and empowering the Board of Affairs of the State of Oklahoma to provide for accommodations and facilities by the State of Oklahoma for holding a term of court each year by the Circuit Court of Appeals of the Eighth Circuit of the United States;

ENROLLED SENATE BILL NO. 120, by Anglin, entitled:

An Act making supplemental appropriations for the balance of the fiscal year ending June 30, 1927, for the Governor's Office, the State Auditor and the Chief Mine Inspector, and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that same have been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Concurrent Resolutions Nos. 22 and 23 were referred to the Secretary of State.

Enrolled Senate Bill No. 120 was referred to the Governor for consideration.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 210, by George, Wheatley, Rice and Williamson of the Senate, and Lane of the House, entitled:

An Act amending Sections 6134 and 6298, C. O. S. 1921, relating to the creation and alteration of voting precincts, by authorizing county election boards to create, alter, divide and discontinue voting precincts as in their judgment is best and proper, specifically authorizing the establishment of voting precincts in incorporated towns without regard to ward lines; validating and legalizing all elections heretofore held in towns where the voting precincts were established without regard to ward lines, and declaring an emergency.

and to inform you, and through you the Honorable Senate, that same has been passed by the House of Representatives, AS AMENDED, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed House Amendment to Senate Bill No. 210 was read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT NO. 1. That Engrossed Senate Bill No. 210 be amended by adding at the end of Section 3, the following:

"Provided that none of the provisions of this Act shall be construed to affect in any way any contest or suit pending

in any court or before any board or commission at the time of the passage and approval of this Act."

Upon motion of Senator Rice, the Senate concurred in House Amendment to Senate Bill No. 210.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall, Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Loonev, Marshall, McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 39.

Nays: 0.

Not Voting: 0.

Excused: Culp, George, Peck, Storms. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: Andrews, Anglin, Austin, Boyer, Clark, Darnell, Ferguson, Fidler, Goodall Graham, Gray, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, Mar-

shall McCurley, Nesbitt, Otjen, Powers, Pullen, Reed, Rexroat, Rice, Shearer, Shepherd, Simmons, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 39.

Nays: 0.

Excused: Culp, George, Peck, Storms. Total 4.

Resigned: Total 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President, in open session, signed Engrossed House Amendment to Senate Bill No. 210, and referred the same for enrollment.

Senator Gulager sent up the following motion, which was adopted:

"Mr. President: I arise at this time, in the closing hours of our session, to ask at the hands of the Senate and you a personal favor. I ask unanimous consent that SENATE BILL NO. 102, by Gulager, of the Senate, and Stovall, of the House, a creation of mine and my friends and HIS EXCELLENCY, the Governor, be now brought forth from the cold storage or frigid air room, where it has been so peacefully and guardedly resting since its reference, by Your Honor, some moons ago.

"Mr. President, I do this in the friendliest and most kindly manner and for the preservation of this, my effort in behalf of the great unwashed—the ad valorem taxpayers. The

request that I ask is a personal one, asked by me of this Senate for the ice might thaw and the air might warm and this creation of mine might, thereby, come up for breath, for with the thawing of the ice, mortification would necessarily set in. I also ask the indulgence of the Senate that the President direct the Chairman of the Revenue and Taxation Committee to place on this bill of mine his autograph, that I might take it with me to my home in tender and loving memory of his very careful attention while it was in his care and custody. I would like, in addition thereto, that the notations of the public hearings had on the bill and the witnesses heard and their names be given and added to his autograph. I would, like to take this home with me as a souvenir of the only righteous act that I attempted to demonstrate to the folks that I kept the faith and tried to keep the home fires burning.

"In conclusion, Mr. President, I want to state that the death of this promising youngster is indeed a sad affair to the folks and my constituents, I had a dream of rehabilitation for those who are unjustly and carelessly forgotten in legislation. In my concluding stanza, I want to make the observation that, 'It is better to have loved and lost than never to have loved at all.' The folks don't understand what it is all about, back home—neither do I. I have a very distinct idea of what has happened and I am sure that, in the near future, they will awaken to the realization of a complete fiasco of this session of the legislature, fixed and determined that no progressive and constructive legislation would pass at this session and the will of the majority has ruled.

"I thank the Senate for this indulgence of recommitting to my care and custody this wonderful piece of constructive legislation and there shall ever be in my memory a very tender and lasting spot for the indulgence of this wish relative to this unfortunate creature of my creation. .

"GULAGER."

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 340 correctly engrossed; Senate Bills Nos. 58, 178 and 291 correctly enrolled.

BOYER, Chairman.

The President signed, in open session, Engrossed Senate Amendment to and Engrossed House Bill No. 340, as amended, and ordered the same returned to the Honorable House.

Senate Bills Nos. 58, 178 and 291 were, each, read for the fourth time, the enrolled copies signed by the President, in open session, and ordered transmitted to the Honorable House for the signature of the Speaker.

The following Messages from the Honorable House were read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 328, by Johnson of Pushmataha, Cochran, Dyer, and Thomas of LeFlore, entitled:

An Act amending Section 2, Chapter 146, relating to the powers and duties of the Oklahoma Forest Commission.

and to inform you, and through you, the Honorable Senate,

that same has been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bill No. 328 was read for the fourth time, the enrolled copy signed by the President, in open session, and ordered returned to the Honorable House.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 45, by Johnson of Caddo, Clark, Gray, Looney, Stigler, Anglin, Hill and Reed, entitled:

An Act amending Section 7007, C. O. S. 1921, relating to the keeping of a club room for the purpose of disposing of liquors, the sale of which is prohibited by the laws of the State of Oklahoma;

ENROLLED SENATE BILL NO. 88, by Clark and Otjen of the Senate, and Beck of the House, entitled:

An Act amending Section 10423, C. O. S. 1921, and enlarging the provisions of such section so as to provide for the issuance of bonds by independent school districts for the purpose of repairing school buildings or purchasing school sites, as well as for the other purposes enumerated in such Act and declaring an emergency;

ENROLLED SENATE BILL NO. 93, by Anglin, entitled:

An Act providing for an annual tax levy by the State Board of Equalization; repealing all Acts or parts of acts in conflict therewith and declaring an emergency;

ENROLLED SENATE BILL NO. 150, by Andrews, entitled:

An Act relating to guardian and ward; prescribing the qualifications of the guardian and declaring an emergency;

ENROLLED SENATE BILL NO. 174, by Austin, Andrews, Otjen and Williamson, entitled:

An Act providing for the renewal of a charter and extending the time of its existence of any corporation chartered under the laws of this State, fixing the fees and procedure therefor repealing all laws and parts of laws in conflict therewith, amending Section 5290, C. O. S. 1921, and declaring an emergency;

ENROLLED SENATE BILL NO. 286 by Soldiers' Relief Committee, entitled:

An Act amending Section 10916, C. O. S. 1921, relating to the tubercular Sanitarium at Sulphur, Oklahoma, and providing for the treatment of the dependents of ex-service persons, repealing all conflicting laws and declaring an emergency.

and to inform you, and through you, the Honorable Senate,

that same have been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk

Enrolled Senate Bills Nos. 45, 88, 93, 150, 174 and 286 were referred to the Governor for consideration.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE CONCURRENT RESOLUTION NO. 8, by Rexroat, entitled:

A Resolution fixing the date for the final adjournment sine die of the Eleventh Session of the Oklahoma Legislature;

ENROLLED SENATE CONCURRENT RESOLUTION NO. 18, by Goodall and Gulager, entitled:

A Concurrent Resolution memorializing Congress to enact such necessary laws to take charge of the Red River and Arkansas River for the purpose of establishing flood control and to conserve rainfall;

ENROLLED SENATE CONCURRENT RESOLUTION NO. 20, by Committee on School Land, entitled:

A Resolution requesting the General Land Office of the United States to turn over to the State of Oklahoma one full set of the field notes and survey of the public lands in the area composed of the State of Oklahoma;

ENROLLED SENATE CONCURRENT RESOLUTION NO. 26, by Goodall and Gulager, entitled:

A Resolution ratifying and approving the "compact agreed upon between the Commissioners representing the States of New Mexico, Texas, Oklahoma and Arkansas for control of the Canadian River System," and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that same have been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Concurrent Resolutions Nos. 8, 18, 20, and 26 were referred to the Secretary of State.

HOUSE BILL NO. 124, by Crowley, was taken up for consideration.

Section 1 was read.

Senator Johnson (Creek) submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 124, by

adding at the end of Section 1, the words, "provided the speed limit shall not exceed 45 miles per hour."

JOHNSON (Creek).

Senator Smith submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 124, by inserting after Section 1, as Rule 8, the words, "within city limits."

SMITH.

Upon motion of Senator Johnson (Creek), Section 1 was adopted, as amended.

Section 2 was read and adopted, upon motion of Senator Waldrep.

Senator Waldrep moved to reconsider the vote by which the Smith amendment was adopted, which motion prevailed.

Upon motion of Senator Reed, the Smith amendment was tabled.

Section 3 was read and adopted, upon motion of Senator Waldrep.

Upon motion of Senator Waldrep, House Bill No. 124, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Waldrep, the rules of the Senate were suspended and House Bill No. 124, as amended, was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 124 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Darnell, Ferguson, Graham, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Loofbourrow, Looney, McCurley, Nesbitt, Otjen, Powers, Reed Rexroat, Rice, Shearer, Shepherd, Smith, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Wheatley, Williamson. Total 31.

Nays: Gray. Total 1.

Not Voting: Austin, Clark, Fidler, Goodall, Marshall, Pullen, Simmons. Total 7.

Excused: Culp, George, Peck, Storms. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 124 was referred for engrossment.

The following Message from the Honorable House was received and read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you and through you, the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 301, by Paul, entitled:

An Act amending Section 1, of Chapter 96, of Session Laws of Oklahoma, 1925, by creating a right of action to contest general and primary elections after the issuance of the certificate of nomination or election, prescribing the time in which such action shall be commenced;

ENGROSSED HOUSE BILL NO. 309, by Lohman, entitled:

An Act amending Sections 6106 and 6107, C. O. S. 1921, providing procedure for recounts and for correction of returns in primary elections and declaring an emergency.

and same have been passed by the House as amended thereby and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith:

ENGROSSED HOUSE BILL NO. 374, by Moon, entitled:

An Act providing for the disbursement of funds collected on delinquent special assessments for street im-

provements where all installments thereof are past due; repealing all acts or parts of acts in conflict therewith,

and to inform you, and through you, the Honorable Senate, that the House refuses to concur in Senate Amendments thereto, requests a conference, and has appointed as House Conferees, Representatives:

Moon,
Brewer,
Thompson (Garvin).

Respectfully,

BERT McDONEL,

Chief Clerk.

Upon motion of Senator Darnell, the Senate acceded to the request of the Honorable House, in granting a conference on Engrossed House Bill No. 374, and the President appointed as Senate Conferees, Senators Waldrep, Loofbourrow and Austin.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 124 correctly engrossed.

BOYER, Chairman.

The President, in open session signed Engrossed Senate Amendment to and Engrossed House Bill No. 124, as amended, and ordered the same returned to the Honorable House.

HOUSE BILL NO. 55, by Kight, was taken up for consideration.

Senator VanDall moved to indefinitely postpone further consideration of House Bill No. 55.

Senator Graham moved to table the VanDall motion, which motion failed of adoption, upon a roll call, as follows:

Ayes: Anglin, Austin, Boyer, Darnell, Graham, Gray, Hill, Kimerer, Otjen, Powers, Pullen, Rexroat, Shepherd, Smith. Total 14.

Nays: Andrews, Ferguson, Goodall, Gulager, Harper, Johnson (Creek), Looney, McCurley, Reed, Rice, Shearer, Stewart, Terwilleger, Thomas, VanDall, Waldrep, Williamson. Total 17.

Not Voting: Clark, Fidler, Loofbourrow, Marshall, Nesbitt, Simmons, Stigler, Wheatley. Total 8.

Excused: Culp, George, Peck, Storms. Total 4.

Resigned: Total 1.

The vote recurring on the VanDall motion, the same was adopted upon a roll call, as follows:

Ayes: Andrews, Ferguson, Goodall, Gulager, Harper, Johnson (Creek), Kimerer, Looney, McCurley, Powers, Reed, Rice, Shearer, Stewart, Stigler, Terwilleger, Thomas, VanDall, Waldrep, Williamson. Total 20.

Nays: Anglin, Boyer, Darnell, Graham, Gray, Hill, Otjen, Pullen, Shepherd, Smith, Wheatley. Total 11.

Not Voting: Austin, Clark, Fidler, Loofbourrow, Marshall, Nesbitt, Rexroat, Simmons. Total 8.

Excused: Culp, George, Peck, Storms. Total 4.

Resigned: Total 1.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 210 correctly enrolled.

BOYER, Chairman.

Senate Bill No. 210 was read for the fourth time, the enrolled copy signed by the President, in open session, and ordered transmitted to the Honorable House for the signature of the Speaker.

The following Messages from the Honorable House were read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 301, by Paul, entitled:

An Act relating to primary elections, defining the manner of filing of candidates at such elections and providing procedure where candidates in any primary election are unopposed.

and to inform you, and through you, the Honorable Senate,

that same has been read for the fourth time and signed by the Acting Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bill No. 301 was read for the fourth time, the enrolled copy signed, in open session, by the President and ordered returned to the Honorable House.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 178, by Andrews and Anglin, entitled:

An Act amending Section 7464, C. O. S. 1921, relating to liens and declaring an emergency;

ENROLLED SENATE BILL NO. 146, by Rexroat, entitled:

An Act repealing Chapter 12, Oklahoma Session Laws, 1925, relating to the enforcement of tax liens;

ENROLLED SENATE BILL NO. 179, by Johnson of Caddo, Boyer and Reed, entitled:

An Act changing the name of Cameron State School of Agriculture to Cameron State Agricultural College,

providing for two years additional college work at said college and declaring an emergency;

ENROLLED SENATE BILL NO. 253, by Darnell, entitled:

An Act amending Section 3975, C. O. S. 1921, and defining the liability of owners and lessees of and in grazing districts and declaring an emergency;

ENROLLED SENATE BILL NO. 268, by Gulager, entitled:

An Act amending Section 8580, C. O. S. 1921, relating to the investment of sinking funds repealing all acts and parts of acts in conflict herewith and declaring an emergency;

ENROLLED SENATE BILL NO. 291, by Austin Fidler and Darnell, entitled:

An Act amending Sections 1 and 2, Chapter 25 Session Laws of Oklahoma, 1923, relating to assistants to be furnished the Attorney General, etc.

and to advise you, and through you, the Honorable Senate, that same have been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Bills Nos. 146, 178, 179, 253, 268 and 291 were referred to the Governor for consideration.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 103, by Gulager, entitled:

An Act amending Section 5361, Compiled Oklahoma Statutes, 1921, and declaring an emergency;

ENROLLED SENATE BILL NO. 58, by Committee on Agriculture, entitled:

An Act amending Section 3689, C. O. S. 1921, relating to quarantine and inspection for foot and mouth disease, providing authority for federal inspectors, requiring the slaughter of diseased and exposed animals and compensating the owners thereof, providing a penalty for violation;

ENROLLED SENATE JOINT RESOLUTION NO. 25, by Gray, entitled:

A Joint Resolution authorizing the use in perpetuity by the Post Office Department of the United States of rooms in the State Capitol Building for post office purposes;

ENROLLED SENATE JOINT RESOLUTION NO. 36, by Fidler, entitled:

A Resolution authorizing and directing the State Board of Affairs and the Warden of the State Reformatory to furnish monuments and markers to the Oklahoma Historical Society and associated organizations at prices not to exceed actual costs of production and delivery and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that same have been read for the fourth time and signed by the Acting Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Bills Nos. 58, 103, and Enrolled Senate Joint Resolutions Nos. 25 and 36 were referred to the Governor for consideration.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 442, by Johnson of Pushmataha, Stovall, Singletary and Smith of Bryan, entitled:

An Act amending Section 11, Chapter 48, Session Laws of 1923-24, relating to roads and highways, and conferring upon the State Highway Commissioners the right of exercise of eminent domain.

and to inform you, and through you, the Honorable Senate, that same has been read for the fourth time and signed by the Acting Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bill No. 442 was read for the fourth time, the enrolled copy signed by the President, in open session, and ordered returned to the Honorable House.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 284, by Rexroat, entitled:

An Act amending Section 7889, and repealing Sections 7890, 7891, 7893, 7898 and 7899, C. O. S. 1921, repealing all conflicting laws and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that same has been passed by the House of Representatives, the emergency being stricken, and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bill No. 284 was referred for enrollment.

The following Messages from the Honorable House were read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 310, by Rexroat and Reed, entitled:

An Act providing for the inspection of farm products and the issuing of certificates showing their quality and condition, making certificates prima facie evidence in all courts of the State of Oklahoma and prescribing qualifications of field agents in the State Market Commission and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that same has been passed by the House of Representatives and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bill No. 310 was referred for enrollment.

The following Message from the Governor was read:

March 24, 1927.

To the Honorable Senate, and
House of Representatives,
Eleventh Legislature,

BUILDING.

Gentlemen:

I have the honor to report to you that I have received and this day signed, and transmitted to the Secretary of State, the following Bills, namely:

ENROLLED SENATE BILL NO. 184, entitled:

"An Act creating Judicial District Number Thirty-one fixing terms of court thereof; providing for the appointment and election of a Judge therefor; making an appropriation therefor; repealing all Acts and parts of acts in conflict therewith and declaring an emergency";

ENROLLED SENATE BILL NO. 251, entitled:

"An Act changing the name of Connor's State School of Agriculture to Connor's State Agricultural College; providing for two years additional college work at said college; repealing all acts and parts of acts in conflict herewith and declaring an emergency";

ENROLLED SENATE BILL NO. 327 entitled:

"An Act granting power to the Board of County Commissioners of Haskell County, Oklahoma, to use the sinking fund of the county derived from penalties, interests and forfeitures, accrued or to accrue, as penalties or delinquent taxes for the purpose of purchas-

ing land for a building site for a county court house, for erecting, repairing or constructing a county court house, providing the method therefor, and declaring an emergency";

ENROLLED HOUSE JOINT RESOLUTION NO. 12, entitled:

"A Resolution authorizing the Governor of the State of Oklahoma to receive the return of such other funds remaining to the credit of the National Guard unit in the possession of the Secretary of War of the United States as have not been re-constituted and to distribute same for the benefit of the National Guard of the State and declaring an emergency."

Truly yours,

HENRY S. JOHNSTON,

Governor.

HOUSE BILL NO. 281, by Reeves, Bilbrey, et al, of the House, and Rice, McCurley, et al, of the Senate, was taken up for consideration.

Section 1 was read.

Senator Rice submitted the following amendment which was adopted:

Mr. President: I move to amend House Bill No. 281, line 1, page 1, by adding after the word, "appropriated," and before the word, "the," the following, "out of any money in the State Treasury, not otherwise appropriated."

RICE.

Upon motion of Senator Rice, Section 1 as amended, was adopted.

Upon motion of Senator Rice, House Bill No. 281, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Rice, the rules of the Senate were suspended and House Bill No. 281 was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 281 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Anglin, Boyer, Darnell, Goodall, Gulager, Harper, Hill, Johnson (Creek), Kimerer, Looney, McCurley, Nesbitt Otjen, Pullen, Reed, Rexroat, Rice, Simmons, Smith, Stewart, Stigler, Thomas, Waldrep, Wheatley, Williamson. Total 25.

Nays: Andrews, Graham, Gray. Total 3.

Not Voting: Austin, Clark, Ferguson, Fidler, Loofbourrow, Marshall, Powers, Shearer, Shepherd, Terwilleger, VanDall. Total 11.

Excused: Culp, George, Peck, Storms. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 281 was referred for engrossment.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bills Nos. 284 and 310 correctly enrolled.

BOYER, Chairman.

Senate Bills Nos. 284 and 310 were each, read for the fourth time, the enrolled copies signed by the President, in open session, and ordered transmitted to the Honorable House for the signature of the Speaker.

The following messages from the Honorable House were Read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 309, by Lohman, entitled:

An Act amending Section 6299, C. O. S. 1921, providing for computation and for certificates of the vote of candidates voted upon in primary and general elections.

and to inform you, and through you, the Honorable Senate, that same has been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bill No. 309 was read for the fourth time, the enrolled copy signed by the President, in open session, and ordered returned to the Honorable House.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 304, by Rice, entitled:

An Act amending Section 1 of Chapter 128, of the Session Laws of Oklahoma, 1923-24, providing that taxes levied upon railroad companies and other corporations and their franchises, and property on military reservations shall be paid to the rural district or districts which have previously been receiving such taxes; repealing all acts or parts of acts in conflict therewith and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that same has been passed by the House of Representatives and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bill No. 304 was referred for enrollment.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 210, by George, Williamson, Rice and Wheatley of the Senate, and Lane of the House, entitled:

An Act amending Sections 6134 and 6298, C. O. S. 1921, relating to the creation and alteration of voting precincts, by authorizing county election boards to create, alter, divide and discontinue voting precincts as in their judgment is best and proper, etc.

and to advise you, and through you, the Honorable Senate, that same has been read for the fourth time and signed by the Acting Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Bill No. 210 was referred to the Governor for consideration.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENGROSSED SENATE BILL NO. 81, by Soldiers' Relief Committee, entitled:

An Act requiring copies of public records to be furnished without charge for certain purposes and declaring an emergency.

and to inform you, and through you, the Honorable Senate, that same has been passed by the House of Representatives and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Engrossed Senate Bill No. 81 was referred for enrollment.

Senator Smith moved that the rules of the Senate be suspended and HOUSE BILL NO. 450, by Graham, be taken up for consideration, which motion was adopted.

Section 1 was read and adopted, upon motion of Senator Smith.

Section 2 was read.

Senator Otjen submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 450, by adding after the last section, the following, "provided that this act shall not apply to elective state officials."

OTJEN.

Upon motion of Senator Smith Section 2, as amended, was adopted.

Upon motion of Senator Smith, House Bill No. 450, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Smith, the rules of the Senate

were suspended and House Bill No. 450, as amended, was considered engrossed and placed upon third reading and final passage.

HOUSE BILL NO. 450 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following results:

Ayes: Andrews, Anglin, Boyer, Darnell, Graham, Gray, Gulager, Hill, Kimerer, Looney, McCurley, Nesbitt Otjen, Powers, Pullen, Reed, Rice, Simmons, Stewart Stigler, Thomas, Wheatley, Williamson. Total 23.

Nays: Goodall, Waldrep. Total 2.

Not Voting: Austin, Clark, Ferguson, Fidler, Harper Johnson (Creek), Loofbourrow, Marshall, Rexroat, Smith, Shearer, Shepherd, Terwilleger, VanDall. Total 14.

Excused: Culp, George, Peck, Storms. Total 4.

Resigned: Total 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following results:

Ayes: 0.

Nays: Andrews, Anglin, Darnell, Goodall, Graham, Gray, Gulager, Hill, Kimerer, Looney, McCurley, Nesbitt, Ot-

jen, Powers, Pullen, Reed, Rice, Simmons, Smith, Stewart, Stigler, Thomas, Waldrep, Wheatley, Williamson. Total 25.

Not Voting: Austin, Boyer, Clark, Ferguson, Fidler, Harper, Johnson (Creek), Loofbourrow, Marshall, Rexroat, Shearer, Shepherd, Terwilleger, VanDall. Total 14.

Excused: Culp, George, Peck, Storms. Total 4.

Resigned: Total 1.

The emergency having failed to receive the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared failed of passage.

House Bill No. 450 was referred for engrossment.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 304 correctly enrolled.

BOYER, Chairman.

Senate Bill No. 304 was read for the fourth time, the enrolled copy signed by the President, in open session, and ordered transmitted to the Honorable House for the signature of the Speaker.

The following Message from the Honorable House was read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you, and through you, the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 124, by Crowley, entitled:

An Act amending Section 10164, C. O. S. 1921, relating to rules of the road fixing a penalty for violation of same repealing all acts or parts of acts in conflict therewith.

ENGROSSED HOUSE BILL NO. 340, by Logan, Crowley, and Sewell, entitled:

An Act authorizing the State Highway Commission to co-operate with the United States Geological Survey in the topographic mapping of the State of Oklahoma and declaring an emergency.

and that same have been passed by the House of Representatives as amended thereby, and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report Senate Bill No. 81 correctly enrolled.

BOYER, Chairman.

Senate Bill No. 81 was read for the fourth time, the enrolled copy signed by the President, in open session, and ordered transmitted to the Honorable House for the signature of the Speaker.

Upon motion of Senator Rexroat, the President appointed Senators Otjen, Gulager and Waldrep as a committee to notify the Honorable House that the Senate has about finished its work and will be ready, soon, to adjourn sine die.

Upon motion of Senator Rexroat, the President appointed Senators Looney, Kimerer and Wheatley as a committee to notify the Governor that the Senate has about finishel its work and will be ready soon, to adjourn, sine die.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 281 correctly engrossed.

BOYER, Chairman.

The President, in open session, signed Engrossed Senate Amendment to and Engrossed House Bill No. 281, as amended, and ordered the same returned to the Honorable House.

Senator Looney, on behalf of the Committee appointed to notify the Governor that the Senate is about ready to adjourn sine die, reported the duty performed.

The report was received and the Committee discharged.

The following Messages from the Honorable House were read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 340, by Logan, Crowley and Sewell, entitled:

An Act authorizing the State Highway Commission to cooperate with the United States Geological Survey in the topographic mapping of the State of Oklahoma and declaring an emergency:

ENROLLED HOUSE BILL NO. 124, by Crowley, entitled:

An Act amending Section 10164, C. O. S. 1921, relating to rules of the road fixing a penalty for violation of same repealing all acts or parts of acts in conflict herewith.

and to inform you and through you, the Honorable Senate, that same have been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bills Nos. 124 and 340 were, each, read for the fourth time, the enrolled copies signed by the President in open session, and ordered returned to the Honorable House.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 284, by Rexroat, entitled:

An Act amending Section 7889, and repealing Sections 7890, 7891, 7893, 7898 and 7899, C. O. S. 1921, repealing all conflicting laws;

ENROLLED SENATE BILL NO. 310 by Rexroat and Paul, entitled:

An Act providing for the inspection of farm products and the issuing of certificates showing their quality and condition, making certificate prima facie evidence in all courts of the State of Oklahoma and prescribing qualifications.

and to inform you, and through you, the Honorable Senate, that same have been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Bills Nos. 284 and 310 were referred to the Governor for consideration.

Senator Boyer submitted the following Committee Report:

Mr. President: The Committee on Engrossed and Enrolled Bills begs leave to report House Bill No. 450 correctly engrossed.

BOYER, Chairman.

The President, in open session, signed Engrossed Senate Amendment to and Engrossed House Bill No. 450, as amended, and ordered the same returned to the Honorable House.

Upon motion of Senator Johnson (Creek), a vote of thanks was extended the Senate Pages.

The following Messages were received from the Honorable House:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you and through you, the Honorable Senate, that the House concurs in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 281, by Reeves, Bilbrey, Faulk, et al, entitled:

An Act to appropriate $5,000.00 for the year 1927-28 and $5,000.00 for the year 1928-29 to demonstrate, encourage, ship and market sugar beets for the manufacture of sugar to a refinery therefrom and matters connected thereto.

and same has been passed by the House as amended thereby and signed by the Acting Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to return herewith:

ENROLLED SENATE BILL NO. 81, by Soldiers' Relief Committee entitled:

An Act requiring copies of public records to be furnished without charge for certain purposes and declaring an emergency;

ENROLLED SENATE BILL NO. 304, by Rice, entitled:

An Act amending Section 1 of Chapter 128, of the Session Laws of Oklahoma, 1923-24, providing that taxes levied upon railroad companies and other corporations and their franchises and property on military reservations shall be paid to the rural district.

and to inform you, and through you, the Honorable Senate, that same have been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

Enrolled Senate Bills Nos. 81 and 304 were referred to the Governor for consideration.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 281, by Reeves, Bilbrey and Faulk, entitled:

An Act to appropriate Five Thousand Dollars for the year 1927-28 and Five Thousand Dollars for the year 1928-29 to demonstrate, encourage, ship and market sugar beets for the maunfacture of sugar to a refinery therefrom and matters connected thereto.

and to inform you, and through you, the Honorable Senate, that same has been read for the fourth time and signed by the Speaker in open session.

Respectfully,

BERT McDONEL,

Chief Clerk

House Bill No. 281 was read for the fourth time, the enrolled copy signed by the President, in open session, and ordered returned to the Honorable House.

To the President of the Senate,

Sir:

I am directed by the House of Representatives to inform you, and through you the members of the Honorable Senate, that the House has concurred in Senate Amendments to:

ENGROSSED HOUSE BILL NO. 450, by Graham, entitled:

An Act limiting the amount of expense of state officials and employees while traveling within and without the State of Oklahoma on official business.

and same has been passed by the House of Representatives as amended thereby, and signed by the Speaker in open session.

Respectfully.

BERT McDONEL,

Chief Clerk.

The following Message from the Governor was read:

March 24, 1927.

To the Honorable Senate, and
House of Representatives,
Eleventh Legislature,

BUILDING.

Gentlemen:

I have the honor to report to you that I have received and on this date signed, and transmitted to the Secretary of State the following Bills and Resolutions:

ENROLLED HOUSE JOINT RESOLUTION NO. 29, entitled:

"A Joint Resolution authorizing the State Board of Public Affairs to build or cause to be built a mansion for the Governor of Oklahoma on lands owned by the

State and adjacent to the Capitol Building, amending House Bill No. 35 approved by the Governor on February 8, 1927, and declaring an emergency";

ENROLLED HOUSE JOINT RESOLUTION NO. 30, entitled:

"A Joint Resolution authorizing the State Board of Public Affairs to install and equip the penal institutions at McAlester or Granite, Oklahoma, for the manufacture of bagging and ties for cotton; providing for the disposition thereof";

ENROLLED HOUSE JOINT RESOLUTION NO. 42, entitled:

"A Joint Resolution authorizing the American Legion Posts of Greer County, and Kiowa County, to erect a memorial arch at each end of the bridge now being constructed across the North Fork of Red River on State Highway No. 9 and declaring an emergency";

ENROLLED HOUSE JOINT RESOLUTION NO. 43, entitled:

"A Resolution authorizing the payment to Bob Fitzgerald, the amount of seventy-two and 20-100 ($72.20) Dollars for services rendered during the foot and mouth disease epidemic in the State of Texas, during the fall of the year of 1926";

ENROLLED SENATE BILL NO. 138, entitled:

"An Act relating to fish, game and fur-bearing animals, providing for the taking, keeping propagating and protection thereof, for open and closed seasons there-

on, for licenses in relation thereto, defining crimes and penalties, and repealing previous laws."

Truly yours,

HENRY S. JOHNSTON,

Governor.

A Committee, composed of Senators Darnell, Harper and Ferguson, was appointed to notify the Honorable House that the Senate is ready to adjourn sine die.

The following Message from the Honorable House was read:

To the President of the Senate,

Sir:

I am directed by the House of Representatives to transmit herewith for your signature:

ENROLLED HOUSE BILL NO. 450, by Graham, entitled:

An Act limiting the amount of expense of state officials and employees while traveling within and without the State of Oklahoma on official business.

and to inform you, and through you, the Honorable Senate, that same has been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

BERT McDONEL,

Chief Clerk.

House Bill No. 450 was read for the fourth time the enrolled copy signed by the President, in open session, and ordered returned to the Honorable House.

A Committee from the Honorable House, composed of Representatives McCombs, Bilbrey, was received and announced the House was ready to adjourn sine die.

Senator Harper, on behalf of the Committee appointed to notify the Honorable House that the Senate was ready to adjourn sine die, reported the duty performed.

The report was received and the Committee discharged.

The hour of 12:00 o'clock, noon, having arrived and there being no further business to come before the 11th Legislature, it was upon motion of Senator Harper that the Senate adjourned, sine die.

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Second Reading 182

SENATE BILL NO. 19—By Shearer and Rexroat.

A BILL ENTITLED AN ACT AMENDING SECTIONS 9263, 9264 AND 9265, OF ARTICLE XIV, COMPILED OKLAHOMA STATUTES OF 1921, RELATING TO THE UNION SOLDIERS' HOME, AND DECLARING AN EMERGENCY.

First Reading 167
Second Reading 182
Reported 361
Considered 396
Advanced 397
Reported engrossed 401
Third Reading and amended 405
Referred for re-engrossment 406
Reported engrossed 418
Transmitted to House 418
Passed by House, as amended 1030
House Amendments read 1031
Senate concurs in House amendments 1271
Referred for enrollment 1273
Reported enrolled 1300
Fourth Reading 1301
Referred to Governor 1365
Approved by Governor 1492

SENATE BILL NO. 20—By Storms of the Senate and Nance of the House.

AN ACT MAKING APPROPRIATIONS FOR THE CONDUCT OF PUBLIC AFFAIRS BY THE GOVERNOR OF OKLAHOMA AND FOR THE PURCHASE OF MOTOR VEHICLE AND REPAIRS.

First Reading 167
Second Reading 182
Reported 425
Considered 506
Advanced 507
Reported engrossed 515
Third Reading 519
Transmitted to House 520

SENATE BILL NO. 21—By Mrs. Looney.

AN ACT PROVIDING FOR THE EMPLOYMENT OF TEACHERS ON INDEFINITE TENURE.

First Reading 167
Second Reading 182
Reported 747

SENATE BILL NO. 22—By Wheatley.

AN ACT TO AMEND SECTION 1, OF CHAPTER 112, OF THE SESSION LAWS OF OKLAHOMA, 1919, SECTION 9528, C. O. S., 1921, RELATING TO PUBLIC LIBRARIES, AND DECLARING AN EMERGENCY.

First Reading 167
Second Reading 182
Reported 246
Considered and advanced 316
Reported engrossed 326
Third Reading 335
Transmitted to House 335

Passed by House, as amended 1142
House amendments read 1143
Senate concurs in House amendments 1144
Referred for enrollment 1145
Notice served to reconsider vote by which Senate concurred in House amendments 1149
Senate requests message returned 1149
Senate refuses to concur in House amendments and requests conference 1811
House grants conference 1832
Senate appoints conferees 1833
Conference Committee report submitted 1861
Conference Committee report adopted 1862
Conference Committee report transmitted to House 1863
Referred for enrollment 1910
Reported enrolled 1953
Fourth Reading 1953
Referred to Governor 1977

SENATE BILL NO. 23—By Wheatley.

AN ACT AUTHORIZING CITIES AND TOWNS TO ESTABLISH A FUND TO BE KNOWN AS A CEMETERY FUND, TO BE USED FOR THE PURPOSE OF UPKEEP, CARE AND BEAUTIFYING THEREFOR.

First Reading 167
Second Reading 182
Reported 246
Considered 315
Advanced 316
Reported engrossed 326
Third Reading 333
Transmitted to House 334
Passed by House, as amended 2044
Senate concurs in House amendments 2045
Referred for enrollment 2046

Reported enrolled 2067
Fourth Reading 2067
Referred to Governor 2117

SENATE BILL NO. 24—By Wheatley of the Senate and O'Brien of the House.

AN ACT AMENDING SECTION 5, CHAPTER 30, SESSION LAWS OF OKLAHOMA, 1916, PAGE 76, SECTION 10202, C. O. S. 1921, RELATING TO THE COUNTY HIGHWAY FUND AND AUTHORIZING THE EXPENDITURE THEREOF BY THE ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF THE VARIOUS COUNTIES OF THE STATE, WITHOUT THE SUPERVISION OF THE STATE HIGHWAY COMMISSION, ON COUNTY HIGHWAYS AS DEFINED BY DIVISION C, SECTION EIGHT (8), CHAPTER 48, SESSION LAWS 1923-1924, OR ON STATE HIGHWAYS WITHIN THEIR RESPECTIVE COUNTIES IN CONJUNCTION WITH THE STATE HIGHWAY COMMISSION AS PROVIDED BY DIVISION B, SECTION 8, CHAPTER 48, SESSION LAWS 1924.

First Reading 168
Second Reading 182
Reported 689
Considered and advanced 1201
Reported engrossed 1391
Third Reading 1397
Transmitted to House 1398

SENATE BILL NO. 25—By Otjen.

AN ACT AMENDING SENATE BILL 168, CHAPTER 43 SESSION LAWS OF OKLAHOMA 1925, SECTION 1 (h) PROVIDING FOR THE SALE OF AUTOMOBILE LICENSE TAGS BY THE COUNTY TREASURER OF

EACH COUNTY, REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 179
Second Reading 231

SENATE BILL NO. 26—By Thomas of the Senate and Watson (Kiowa) of the House.

AN ACT AMENDING SECTION 10130, C. O. S. 1921, SECTION 1, CHAPTER 130, SESSION LAWS 1925; SECTION 1, CHAPTER 167, SESSION LAWS, 1925, ETC., RELATING TO THE ISSUING OF MOTOR VEHICLE LICENSE TAGS AND THE COLLECTION OF THE FEES THEREFOR, AND RELATING TO AUTOMOBILE ABSTRACTS OF TITLE; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 179
Second Reading 231

SENATE BILL NO. 27—By Shepherd.

AN ACT RELATING TO PRIMARY ELECTIONS, PROVIDING FOR THE MANNER OF NOMINATING CANDIDATES TO BE PLACED ON THE BALLOT, DIRECTING THAT CERTAIN POLITICAL PARTY ORGANIZATION OFFICIALS BE SELECTED AT EACH BIENNIAL PRIMARY ELECTION, PROVIDING FOR A PREFERENTIAL SYSTEM OF VOTING, PRESCRIBING THE FORM OF BALLOT TO BE USED AT PRIMARY ELECTIONS, ETC.

First Reading 179
Second Reading 231
Reported 1339

SENATE BILL NO. 28—By Gray.

AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE FISCAL YEAR ENDING JUNE 30, 1927, FOR THE DEPARTMENT OF AGRICULTURE OF THE STATE OF OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 180
Second Reading 231
Reported 485
Considered and amended 507
Advanced 508
Reported engrossed 515
Third Reading 520
Re-referred to Committee 520
Reported 690
Advanced 781
Reported engrossed 908
Third Reading 913
Transmitted to House 914
Passed by House, as amended 2010
Senate concurs in House amendments 2011
Referred for enrollment 2012
Reported enrolled 2038
Fourth Reading 2038
Referred to Governor 2117

SENATE BILL NO. 29—By Loofbourrow and Wheatley.

AN ACT TO MAKE VALID DEFECTIVE INSTRUMENTS OF WRITING THAT HAVE BEEN ON RECORD FOR TEN YEARS IN THE OFFICE OF THE COUNTY CLERK OF THE SEVERAL COUNTIES OF OKLAHOMA, AND TO PROVIDE FOR THEIR USE AS EVIDENCE.

First Reading 180

Second Reading 231
Reported 325
Considered and amended 356, 378
Advanced 378
Reported engrossed 389
Third Reading 392
Transmitted to House 393

SENATE BILL NO. 30—By Stewart of the Senate and Brewer of the House.

AN ACT FIXING THE AMOUNT TO BE TAXED, PAID AND COLLECTED AS COURT COSTS IN CRIMINAL AND CIVIL CASES IN THE DISTRICT, SUPERIOR AND COUNTY COURT, AND PROVIDING THAT SAID COSTS SHALL GO TO THE COURT FUND OF THE RESPECTIVE COURTS FROM WHENCE COLLECTED AND AMENDING SECTION 775 COMPILED OKLAHOMA STATUTES AND DECLARING AN EMERGENCY.

First Reading (see errata) 180
Second Reading 231
Reported 551

SENATE BILL NO. 31—By Peck and Waldrep.

AN ACT AMENDING SECTION 10938, COMPILED STATUTES OF OKLAHOMA, 1921, RELATING TO THE ORGANIZATION OF TOWNSHIPS, AND DECLARING AN EMERGENCY.

First Reading 229
Second Reading 240
Reported 569
Considered and advanced 1199
Reported engrossed 1391
Third Reading 1396

Failed of passage 1397
Motion lodged to reconsider vote 1397

SENATE BILL NO. 32—By Andrews.

AN ACT AMENDING SECTION ONE, CHAPTER 65, OKLAHOMA SESSION LAWS 1925, AND REQUIRING THAT ONE COUNTY COMMISSIONER SHALL BE NOMINATED AND ELECTED FROM EACH OF THE THREE COUNTY COMMISSIONER DISTRICTS OF ALL COUNTIES IN THIS STATE; EACH OF SAID COMMISSIONERS TO BE NOMINATED AND ELECTED AT LARGE BY THE VOTERS OF THEIR RESPECTIVE COUNTIES AND DECLARING AN EMERGENCY.

First Reading 229
Second Reading 240
Reported 886

SENATE BILL NO. 33—By Andrews.

AN ACT AMENDING SECTION 7582, OF THE COMPILED OKLAHOMA STATUTES OF 1921, RELATING TO THE LIGHTING OF MINES AND THE USE OF OIL AND GREASE IN THE SAME, AND DECLARING AN EMERGENCY.

First Reading 229
Second Reading 240

SENATE BILL NO. 34—By Thomas of the Senate and Hines of the House.

AN ACT AMENDING SECTION 2119, OF THE COMPILED OKLAHOMA STATUTES, 1921, RELATING TO CRIMES AND PUNISHMENTS AND DECLARING CHICKEN STEALING TO BE GRAND LARCENY.

First Reading 230
Second Reading 240
Reported 246
Considered and advanced 315
Reported engrossed 326
Third Reading 331
Transmitted to House 333

SENATE BILL NO. 35—By Austin.

AN ACT AMENDING SECTION 2695, OF THE COMPILED STATUTES OF OKLAHOMA 1921, RELATING TO SEPARATE TRIAL FOR DEFENDANTS JOINTLY PROSECUTED, AND REPEALING ALL ACTS IN CONFLICT THEREWITH.

First Reading 230
Second Reading 241
Reported 1047

SENATE BILL NO. 36—By Johnson (Caddo).

AN ACT AMENDING SECTIONS 1 AND 3, HOUSE BILL NO. 109, 1923-4 SESSION LAWS OF OKLAHOMA, PROVIDING FOR BOUNTY ON HAWKS, CROWS, AND CHAPPARRALS KILLED IN THE STATE OF OKLAHOMA, TO BE PAID FROM THE GAME AND FISH FUND OF THE STATE, MAKING AN APPROPRIATION THEREFOR, AND PROVIDING FOR THE METHODS OF DISBURSING SUCH FUNDS.

First Reading 230
Second Reading 241

SENATE BILL NO. 37—By Johnson (Caddo).

AN ACT PROVIDING FOR AN APPROPRIATION OF TWENTY-FIVE THOUSAND DOLLARS FOR THE FISCAL YEAR ENDING JUNE 30, 1928, AND $25,000.00

FOR THE FISCAL YEAR ENDING JUNE 30, 1929, FOR THE AID OF SICK, WOUNDED AND DISABLED SOLDIERS, SAILORS, AND MARINES OF THE LATE WORLD WAR, AND THEIR DESTITUTE WIVES, WIDOWS, AND MINOR CRILDREN, AND PROVIDING FOR EXPENSE OF ADMINISTRATION.

First Reading 230
Second Reading 241
Reported 310
Considered and advanced 337
Reported engrossed 348
Third Reading 348
Transmitted to House 349
Passed by House, as amended 484
Referred to author 484
House amendment read 1269
Senate concurs in House amendment 1270
Referred for enrollment 1271
Reported enrolled 1300
Fourth Reading 1301
Referred to Governor 1365
Approved by Governor 1492

SENATE BILL NO. 38—By Stigler.

AN ACT PROVIDING FOR THE APPOINTMENT BY THE GOVERNOR OF THE NINE SUPREME COURT COMMISSIONERS, SAME TO BE DIVIDED INTO THREE DIVISIONS, PRESCRIBING THEIR QUALIFICATIONS, DEFINING THEIR SALARIES, PROVIDING FOR CLERICAL ASSISTANCE, AND DECLARING AN EMERGENCY.

First Reading 237
Second Reading 249
Reported 325
Considered 1120

Advanced 1122
Reported engrossed 1256
Third Reading 1276
Transmitted to House 1278
Passed by House, as amended 1779
House amendment read 1779
Senate concurs in House amendment 1779
Referred for enrollment 1781
Reported enrolled 1852
Fourth Reading 1852
Referred to Governor 1910

SENATE BILL NO. 39—By VanDall and Otjen.

AN ACT AMENDING AND RE-ENACTING SECTION 501, OF THE COMPILED STATUTES OF THE STATE OF OKLAHOMA, 1921, SO AS TO MAKE INSANITY AN ADDITIONAL GROUND FOR DIVORCE, AND PROVIDING A METHOD OF DETERMINING INSANITY FOR SUCH PURPOSE.

First Reading 237
Second Reading 249
Reported 569
Considered 1202
Advanced 1203
Reported engrossed 1391
Third Reading 1404
Failed of passage 1404
Motion lodged to reconsider vote 1404
Vote reconsidered 1500
Transmitted to House 1500
Motion to reconsider vote tabled 1500

SENATE BILL NO. 40—By Darnell.

AN ACT REPEALING SENATE BILL NO. 113, SAME BEING CHAPTER 25, OF THE SESSION LAWS OF OK-

LAHOMA, 1925, RELATING TO ARCHITECTS, AND DECLARING AN EMERGENCY.

First Reading 237
Second Reading 249
Reported 1047

SENATE BILL NO. 41—By Gulager.

AN ACT RELATING TO APPEARANCE AND TO SUPERSEDEAS BONDS IN CRIMINAL CASES; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH ND DECLARING AN EMERGENCY.

First Reading 237
Second Reading 249
Reported 747
Advanced 1351
Reported engrossed 1516
Third Reading 1522
Emergency failed 1524
Referred for re-engrossment 1524
Motion to reconsider vote tabled 1524
Reported engrossed 1563
Transmitted to House 1563

SENATE BILL NO. 42—By Mrs. Looney.

AN ACT PROVIDING PER DIEM AND EXPENSES FOR THE MEMBERS OF THE STATE BOARD OF AGRICULTURE FOR THE REMAINDER OF THE FISCAL YEAR ENDING JUNE 30, 1927, AND DECLARING AN EMERGENCY.

First Reading 237
Second Reading 249
Reported 401
Considered and advanced 421
Reported engrossed 428

Third Reading 432
Transmitted to House 433

SENATE BILL NO. 43—By Johnson (Creek) of the Senate and Reece and McLaury of the House.

AN ACT APPROPRIATING THE SUM OF $32,207.94 FOR THE SUPPORT AND MAINTENANCE OF THE AGRICULTURAL AND MECHANICAL COLLEGE OF THE STATE OF OKLAHOMA FOR THE REMAINDER OF THE FISCAL YEAR ENDING JUNE 30, 1927, AND DECLARING AN EMERGENCY.

First Reading 247
Second Reading 303
Reported 445
Considered and advanced 562
Reported engrossed 572
Third Reading and amended 578
Referred for re-engrossment 579
Reported engrossed 595
Transmitted to House 595
Passed by House, as amended 1614
House amendments read 1615-20
Senate refuses to concur in House amendments and requests conference 1620
House grants conference 1687
Conference Committee Report adopted 1859
Referred for enrollment 1916
Reported enrolled 1953
Fourth Reading 1953
Referred to Governor 1977

SENATE BILL NO. 44—By Johnson (Caddo), Clark, Gray, Looney, Stigler, Anglin, Hill and Reed.

AN ACT RELATING TO THE MANUFACTURE, SALE, GIVING AWAY, OR OTHERWISE FURNISHING OR

POSSESSING OF ANY SPIRITUOUS, VINOUS, FERMENTED OR MALT LIQUOR, MALT SYRUP, OR MALT COMPOUND, REGARDLESS OF ITS CONTAINING ANY ALCOHOL OR NOT, OR SOLICITING THE PURCHASE THEREOF, ADVERTISING THE SAME, ETC., AND DECLARING AN EMERGENCY.

First Reading 247
Second Reading 303

SENATE BILL NO. 45—By Johnson (Caddo), Clark, Gray, Looney, Stigler, Anglin, Hill and Reed.

AN ACT AMENDING SECTION 7007, COMPILED OKLAHOMA STATUTES, ANNOTATED 1921, RELATING TO THE KEEPING OF A CLUB ROOM FOR THE PURPOSE OF DISPOSING OF LIQUORS THE SALE OF WHICH IS PROHIBITED BY THE LAWS OF OKLAHOMA.

First Reading 247
Second Reading 303
Reported 362
Considered and advanced 397
Reported engrossed 401
Third Reading 406
Transmitted to House 408
Referred for enrollment 2100
Reported enrolled 2128
Fourth Reading 2128
Referred to Governor 2147

SENATE BILL NO. 46—By Johnson (Caddo), Clark, Hill, Reed, Gray, Looney, Stigler and Anglin.

AN ACT AMENDING SECTION 7018, COMPILED OKLAHOMA STATUTES, ANNOTATED 1921, RELATING TO OFFICERS DISPOSING OF INTOXICATING LIQUORS SEIZED BY ORDER OF THE COURT.

First Reading 247
Second Reading 303
Reported, (see errata) 362
Considered 397
Advanced 398
Reported engrossed 401
Third Reading 407
Transmitted to House 407
Referred for enrollment 2040
Reported enrolled 2067
Fourth Reading 2067
Referred to Governor 2117

SENATE BILL NO. 47—By Johnson (Caddo), Clark, Gray, Looney, Stigler, Anglin, Hill and Reed.

AN ACT AMENDING SECTION 7, CHAPTER 42, OF THE SESSION LAWS OF THE SPECIAL SESSION OF THE LEGISLATURE 1924, PAGE 44, FIXING THE PENALTY FOR THE VIOLATION OF THE LAW RELATING TO STILLS, DISTILLERIES, MASH, WORT, WASH FIT FOR DISTILLATION OR FOR THE MANUFACTURE OF BEER, WINE, DISTILLED SPIRITS, OR OTHER ALCOHOLIC LIQUOR, AND DECLARING AN EMERGENCY.

First Reading 247
Second Reading 303
Reported 1047

SENATE BILL NO. 48—By Johnson (Caddo).

AN ACT AMENDING SECTION 3, CHAPTER 16, OF THE SESSION LAWS OF THE REGULAR SESSION OF THE LEGISLATURE 1923, PAGE 22, RELATING TO DRIVING A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF INTOXICATING LIQUOR, AND DECLARING AN EMERGENCY.

First Reading 248
Second Reading 303
Reported 446
Advanced 829
Reported engrossed 928
Third Reading and indefinitely postponed 954

SENATE BILL NO. 49—By Johnson (Caddo), Clark, Gray, Looney, Stigler, Anglin, Hill and Reed.

AN ACT RELATING TO SEARCHING AUTOMOBILES, AIRCRAFT OR ANY OTHER VEHICLE OR CONVEYANCE TRANSPORTING ANY LIQUOR, THE SALE OF WHICH IS PROHIBITED BY THE LAWS OF OKLAHOMA, OR ANY STILL WORM, STILL OR ANY VESSEL OR CONTAINER CONTAINING ANY SUCH LIQUOR, WITHOUT A SEARCH WARRANT.

First Reading 247
Second Reading 303
Reported 1047

SENATE BILL NO. 50—By Johnson (Caddo).

AN ACT RELATING TO THE PROSECUTING WITNESS IN ANY CRIMINAL CASE BEING PERMITTED TO EMPLOY AN ATTORNEY OR ATTORNEYS TO ASSIST THE COUNTY ATTORNEY IN THE PERFORMANCE OF HIS DUTIES IN ANY CRIMINAL ACTION UNDER THE LAWS OF OKLAHOMA.

First Reading 248
Second Reading 303
Reported 446
Advanced 829
Reported engrossed 928
Third Reading and indefinitely postponed 954

SENATE BILL NO. 51—By Johnson (Caddo), Clark, Hill, Reed, Gray, Looney, Stigler and Anglin.

AN ACT RELATING TO THE USE OF EVIDENCE SEIZED WITH A SEARCH WARRANT, AND DECLARING AN EMERGENCY.

First Reading 248
Second Reading 304

SENATE BILL NO. 52—By Boyer and Ferguson of the Senate and Brown of the House.

AN ACT REGULATING ABSTRACTING AND DECLARING AN EMERGENCY.

First Reading 255
Second Reading 314
Reported 425
Considered 453

SENATE BILL NO. 53—By Thomas of Senate and Hines of House.

AN ACT RELATING TO THE DISTRIBUTION OF CERTAIN FUNDS IN COUNTIES HAVING A POPULATION OF NOT LESS THAN 22,237, AND NOT MORE THAN 22,250, AS SHOWN BY THE LAST FEDERAL CENSUS AND DECLARING AN EMERGENCY.

First Reading 255
Second Reading 314
Reported 362
Considered and advanced 394
Considered engrossed 394
Third Reading 394
Referred for engrossment 395
Reported engrossed 409
Transmitted to House 409

SENATE BILL NO. 54—By Committee on Agriculture.

AN ACT MAKING AN EMERGENCY APPROPRIATION TO BE USED BY THE STATE MARKET COMMISSION FOR THE FISCAL YEAR ENDING JUNE 30, 1927, IN THE INSPECTION OF FARM PRODUCTS AND DECLARING AN EMERGENCY.

First Reading 255
Second Reading 314
Reported 401
Considered and advanced 410
Considered engrossed 410
Third Reading 410
Referred for engrossment 412
Reported engrossed 418
Transmitted to House 418
Referred for enrollment 483
Reported enrolled 489
Fourth Reading 489
Referred to Governor 504
Approved by Governor 522

SENATE BILL NO. 55—By Mrs. Looney and Reed.

SECTIONS 1 AND 2, CHAPTER 127, OKLAHOMA SESSION LAWS 1923-1924, AN ACT RELATING TO THE INTRODUCTION INTO THIS STATE OF TUBERCULAR CATTLE AND TO THE PREVENTION AND ERADICATION OF TUBERCULOSIS IN CATTLE; AUTHORIZING THE STATE BOARD OF AGRICULTURE TO PROMULGATE AND ENFORCE RULES AND REGULATIONS RELATING THERETO; PROVIDING FOR THE KILLING OF TUBERCULAR CATTLE AND FOR COMPENSATING THE OWNERS THEREOF; PERMITTING COUNTIES TO PROVIDE A FUND TO BE USED IN COOPERATING WITH THE STATE AND UNITED STATES DEPARTMENTS OF

AGRICULTURE, REPEALING CHAPTER 127, OKLAHOMA SESSION LAWS 1923-24, AND ALL OTHER ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

First Reading 255
Second Reading 314
Reported 446
Considered and advanced 680
Reported engrossed 694
Third Reading 697
Failed of passage 697
Notice lodged to reconsider vote 698
Vote reconsidered 725
Re-referred to Committee 726
Reported 1387
Advanced 1599
Third Reading and amended 1599
Referred for re-engrossment 1601
Reported engrossed 1612
Transmitted to House 1612

SENATE BILL NO. 56—By Waldrep.

AN ACT AMENDING SECTIONS 6126 AND 6132, OF THE C. O. S. OF 1921, GOVERNING GENERAL ELECTIONS, FIXING THETIME AND PLACE OF HOLDING SAME, THE ORGANIZATION OF PRECINCT ELECTION BOARDS AND REPEALING ALL LAWS OR PARTS OF LAWS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 255
Second Reading 314

SENATE BILL NO. 57—By Stewart.

AN ACT PROVIDING FOR THE SELECTION OF ONE OR MORE ALTERNATE JURORS IN FELONY CASES TO

SERVE AS JURORS IN CASES OF INABILITY OF REGULAR JURORS, AND HOW THE ALTERNATE JURORS MAY BE CHOSEN, THEIR RIGHTS AND DUTIES, AND DECLARING AN EMERGENCY; AND REPEALING ALL ACTS, LAWS AND PARTS OF ACTS AND LAWS IN CONFLICT HEREWITH.

First Reading 256
Second Reading 314
Reported 690

SENATE BILL NO. 58—By Committee on Agriculture.

AN ACT AMENDING SECTION 3689, C. O. S. 1921, RELATING TO QUARANTINE AND INSPECTION FOR FOOT AND MOUTH DISEASE; PROVIDING AUTHORITY FOR FEDERAL INSPECTORS, REQUIRING THE SLAUGHTER OF DISEASED AND EXPOSED ANIMALS AND COMPENSATING THE OWNERS THEREOF; PROVIDING A PENALTY FOR VIOLATION HEREOF; REPEALING ALL ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 256
Second Reading 314
Reported 821
Advanced 1351
Reported engrossed 1516
Third Reading 1525
Transmitted to House 1525
Referred for enrollment 2135
Reported enrolled 2144
Fourth Reading 2144
Referred to Governor 2158

SENATE BILL NO. 59—By Rexroat.

AN ACT REPEALING SECTIONS 9731, 9733, 9734, 9735, 9736, 9737, 9738 AND 9740, COMPILED OKLAHOMA STATUTES, 1921, AND SECTIONS 1, 2 AND 3, CHAPTER 158, SESSION LAWS 1923, AND PROVIDING THAT ALL REAL ESTATE ON WHICH TAXES ARE DELINQUENT SHALL, AFTER DUE ADVERTISEMENT, BE OFFERED FOR SALE AND SOLD TO THE COUNTY IN WHICH SAID REAL ESTATE IS LOCATED.

First Reading 256
Second Reading 314

SENATE BILL NO. 60—By Pullen.

AN ACT REPEALING SECTIONS 3312 TO 3319 INCLUSIVE, OF THE C. O. S. 1921, ABOLISHING THE COUNTY COURT AT DAVIS IN MURRAY COUNTY; REQUIRING ALL BOOKS AND RECORDS THEREOF TO BE DELIVERED TO THE COUNTY CLERK OF SAID COUNTY; PROVIDING FOR THE FUTURE DISPOSAL OF ALL CASES NOW PENDING IN SAID COURT, AND DECLARING AN EMERGENCY.

First Reading 256
Second Reading—To Calendar 314
Considered 337
Advanced 337
Reported engrossed 348
Third Reading 349
Transmitted to House 350
Referred for enrollment 455
Returned to House for correction 471
Corrected and returned by House 483
Referred for enrollment 483
Reported enrolled 488

Fourth Reading 489
Referred to Governor 504
Approved by Governor 523

SENATE BILL NO. 61—By Mrs. Looney.

AN ACT PROVIDING FOR THE BROADCASTING OF DAILY MARKET REPORTS COMPILED BY THE STATE BOARD OF AGRICULTURE AND THE STATE MARKET COMMISSION; CREATING THE POSITION OF MARKET REPORT COMPILER AND BROADCASTER IN THE STATE MARKET COMMISSION, ETC., AND DECLARING AN EMERGENCY.

First Reading 311
Second Reading 323
Reported 749

SENATE BILL NO. 62—By Terwilleger of the Senate and Kight of the House.

AN ACT AMENDING SECTION 4196, COMPILED OKLAHOMA STATUTES, 1921, RELATING TO TRUST COMPANIES, AND DECLARING AN EMERGENCY.

First Reading 311
Second Reading 323
Reported 426
Re-referred to Committee 467
Reported 471
Considered 532
Advanced 533
Reported engrossed 553
Third Reading 553
Transmitted to House 559
Referred for enrollment 1033
Reported enrolled 1056
Fourth Reading 1056

Referred to Governor 1150
Approved by Governor 1544

SENATE BILL NO. 63—By Oil and Gas Committee.

AN ACT TO AMEND PARAGRAPH THIRD OF SECTION 185, OF ARTICLE 2, OF CHAPTER 3, OF THE COMPILED STATUTES OF THE STATE OF OKLAHOMA. 1921, ENTITLED "CODE OF CIVIL PROCEDURE OF THE STATE OF OKLAHOMA, RELATING TO LIMITATION OF ACTIONS," BY MAKING SUCH SECTION, AS AMENDED, PRESCRIBE LIMITATIONS FOR ALL ACTIONS IN REGARD TO SEVERING MINERAL FROM REAL PROPERTY AND FOR THE SALE, CONVERSION OR ACCOUNTING FOR MINERAL SEVERED AND DECLARING AN EMERGENCY.

First Reading 312
Second Reading 328
Withdrawn from Committee and re-referred 347

SENATE BILL NO. 64—By Oil and Gas Committee.

AN ACT PROVIDING WHEN SALES OF LAND BELONGING TO MINORS, OR SALES OF MINERAL OR OTHER LEASES ON SUCH LAND, WHERE SUCH SALES HAVE BEEN MADE BY GUARDIANS UNDER PURPORTED AUTHORITY OF COUNTY COURTS, MAY BE AVOIDED AND SET ASIDE, AND DECLARING AN EMERGENCY.

First Reading 312
Second Reading 328
Withdrawn from committee and re-referred 347
Reported 551

SENATE BILL NO. 65--By Oil and Gas Committee.

AN ACT TO AMEND ARTICLE 11, OF CHAPTER 36, OF THE C. O. S. 1921, BY ADDING THERETO SECTION

5997-A, DEFINING DETRIMENT TO REAL ESTATE BY THE WRONGFUL SEVERANCE OF MINERAL OR SALE OF MINERAL SO SEVERED AND REPEALING ALL ACTS IN CONFLICT THEREWITH AND DECLARING AN EMERGENCY.

First Reading 312
Second Reading 328
Withdrawn from Committee and re-referred 347

SENATE BILL NO. 66—By Oil and Gas Committee.

AN ACT DEFINING AND LIMITING THE LIABILITY OF PURCHASES AND CARRIERS OF MINERALS, CROPS, HAY AND TIMBER PRODUCED, RAISED, SEVERED OR TAKEN FROM LANDS HELD IN ADVERSE POSSESSION, PROVIDING WHEN SUITS MAY BE MAINTAINED AGAINST SUCH PURCHASERS AND CARRIERS IN REGARD THERETO, SIONS, AND DECLARING AN EMERGENCY.

First Reading 312
Second Reading 328
Withdrawn from Committee and re-referred 347

SENATE BILL NO. 67—By Loofbourrow.

AN ACT AMENDING SECTION 5, CHAPTER 239, SESSION LAWS OF OKLAHOMA, 1923, AND PROVIDING FOR A REFUND OF GASOLINE TAX ON GASOLINE USED IN FARM TRACTORS AND STATIONARY ENGINES AND DECLARING AN EMERGENCY.

First Reading 312
Second Reading 328
Reported 970

SENATE BILL NO. 68—By Boyer, Loofbourrow and Rice.

AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE YEAR ENDING JUNE 30, 1927, FOR THE

COMMISSIONERS OF THE LAND OFFICE FOR ABSTRACTS, FORECLOSURES AND DISPOSSESSIONS, AND DECLARING AN EMERGENCY.

First Reading 313
Second Reading 328
Reported 363
Considered and advanced 393
Reported engrossed 401
Third Reading 403
Transmitted to House 405
Referred for enrollment 1142
Reported enrolled 1168
Fourth Reading 1168
Referred to Governor 1249
Approved by Governor 1325

SENATE BILL NO. 69—By Boyer.

AN ACT AMENDING SECTION 8468, C. O. S., 1921, FIXING THE LIABILITY OF TRUSTEES OF EXPRESS TRUSTS IN CERTAIN CASES, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

First Reading 313
Second Reading 328
Reported 552

SENATE BILL NO. 70—By Boyer.

AN ACT REGULATING THE MAKING OF CERTAIN CONTRACTS, PROVIDING FOR THE COLLECTION OF ATTORNEY FEES IN CERTAIN CASES, LIMITING THE AMOUNT OF SUCH FEES, PRESCRIBING PUNISHMENT FOR THE COLLECTION OF AN EXCESSIVE AMOUNT, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH AND DECLARING AN EMERGENCY.

First Reading 313
Second Reading 328
Reported 785
Advanced 1352
Reported engrossed 1575
Third Reading 1583
Transmitted to House 1585

SENATE BILL NO. 71—By Fidler (By Request) of the Senate and Singletary and Laskey of the House.

AN ACT FIXING THE SWITCHING LIMITS AND THE RATES TO APPLY ON CARLOAD FREIGHT MOVING BETWEEN TWO INDUSTRIES LOCATED WITHIN THE SAME CITY OR TOWN, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 313
Second Reading 328

SENATE BILL NO. 72—By Rexroat.

AN ACT AUTHORIZING THE PURCHASE OF ADDITIONAL LANDS AND EQUIPMENT FOR THE OKLAHOMA STATE CONFEDERATE HOME, LOCATED IN ARDMORE, CARTER COUNTY, OKLAHOMA.

First Reading 313
Second Reading 328
Reported and re-referred to Committee 417
Reported 570
Considered 729
Indefinitely postponed 730

SENATE BILL NO. 73—By Shearer of the Senate and Acton and Windle of the House.

AN ACT TO PROVIDE FOR THE LIQUIDATION, ADJUSTMENT AND COLLECTION OF TAXES ON

PROPERTY IN THE HANDS OF ANY RECEIVER APPOINTED BY ANY COURT, FEDERAL OR STATE, IN THIS STATE OR IN THE HANDS OF ANY ASSIGNEE OR TRUSTEE, AND FOR A CLEARING OF THE RECORD OF THE SAME AND FOR OTHER PURPOSES, AND DECLARING AN EMERGENCY, AND REPEALING ALL ACTS IN CONFLICT THEREWITH.

First Reading 326
Second Reading 347
Reported 749

SENATE BILL NO. 74—By Shearer, Rexroat and Fidler of the Senate and Acton and Windle of the House.

AN ACT RELATING TO THE TAXATION OF PROPERTY USED EXCLUSIVELY FOR THE MANUFACTURE OF COTTON IN THE STATE OF OKLAHOMA, AND CLASSIFYING THE SAID PROPERTY FOR THE PURPOSE OF TAXATION, AND ESTABLISHING TAX LEVY THEREON AND PROVIDING FOR COLLECTION OF THE SAME AND DISTRIBUTION AND USE OF THE SAID TAXES, AND EXEMPTING THE SAID PROPERTY FROM AD VALOREM TAX TO THE EXTENT HEREIN PROVIDED, AND REPEALING ALL LAWS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 326
Second Reading 347

SENATE BILL NO. 75—By Boyer, Storms and George of the Senate and Nance of the House.

AN ACT AUTHORIZING AND DIRECTING THE STATE BOARD OF PUBLIC AFFAIRS TO BUILD AND EQUIP A HOSPITAL IN OKLAHOMA CITY, OKLA-

HOMA, SAID HOSPITAL TO BE CONNECTED WITH AND UNDER THE MANAGEMENT OF THE UNIVERSITY HOSPITAL, TO BE KNOWN AS "THE OKLAHOMA HOSPITAL FOR CRIPPLED CHILDREN," MAKING AN APPROPRIATION THEREFOR AND DECLARING AN EMERGENCY.

First Reading 326
Second Reading 347
Reported 363
Considered and amended 378
Advanced 379
Considered engrossed 379
Third Reading 379
Referred for engrossment 380
Reported engrossed 389
Transmitted to House 389
Referred for enrollment 775
Reported enrolled 782
Fourth Reading 783
Referred to Governor 791

SENATE BILL NO 76—By Stigler.

AN ACT AMENDING SECTION 10311, OF THE COMPILED OKLAHOMA STATUTES, 1921, RAISING THE QUALIFICATIONS OF THE COUNTY SUPERINTENDENTS.

First Reading 327
Second Reading 347

SENATE BILL NO. 77—By Pullen.

AN ACT RE-ENACTING AND AMENDING SECTION 5950, C. O. S. 1921, RELATING TO COUNTY WEIGHERS AND THEIR FEES AND DECLARING AN EMERGENCY.

First Reading 327
Second Reading 347
Withdrawn from Committee and re-referred 392
Reported 426
Re-referred to Committee 532

SENATE BILL NO. 78—By Graham of the Senate and Kight of the House.

AN ACT TO AMEND SECTION 9751 AND 9753, OF THE C. O. S. 1921, AND FURTHER REQUIRING THE TENDER AND DEPOSIT IN CASH OF ALL TAXES, PENALTIES, INTERESTS AND COSTS, AT OR BEFORE, THE FILING OF AN ACTION TO SET ASIDE ANY TAX DEED OR RESALE TAX DEED, WITH THE COURT CLERK OF THE COURT IN WHICH SAID ACTION IS FILED, AND LIMITING THE TIME TO COMMENCE ACTION THEREON, AND DECLARING AN EMERGENCY.

First Reading 327
Second Reading 347
Reported 1182
Considered and indefinitely postponed 1521

SENATE BILL NO. 79—By Shearer.

AN ACT PROVIDING FOR THE CANCELLATION OF CERTAIN TAX CERTIFICATES, AND DECLARING AN EMERGENCY.

First Reading 345
Second Reading 369
Reported 426
Considered and advanced 531
Reported engrossed 553
Third Reading 557
Referred for re-engrossment 558

Reported engrossed 588
Transmitted to House 588

SENATE BILL NO. 80—By Darnell.

AN ACT PROHIBITING THE DISTRIBUTION, MAILING, PRINTING OR WRITING OF ANY UNSIGNED ADVERTISEMENT BY LETTER, CIRCULAR OR NEWSPAPER, ADVERTISING IN ANY GENERAL OR SPECIAL ELECTION FOR OR AGAINST ANY CANDIDATE FOR OFFICE, OR FOR OR AGAINST AN INITIATED OR REFERRED MEASURE; DECLARING SUCH ACTS TO BE A CRIME AND FIXING THE PUNISHMENT FOR THE VIOLATION THEREOF.

First Reading 345
Second Reading 369

SENATE BILL NO. 81—By Soldiers' Relief Committee.

AN ACT REQUIRING COPIES OF PUBLIC RECORDS TO BE FURNISHED WITHOUT CHARGE, FOR CERTAIN PURPQSES, AND DECLARING AN EMERGENCY.

First Reading 345
Second Reading 369
Reported 1048
Advanced 1773
Considered engrossed 1773
Third Reading 1773
Referred for engrossment 1775
Reported engrossed 1797
Transmitted to House 1797
Referred for enrollment 2167
Reported enrolled 2171
Fourth Reading 2171
Referred to Governor 2176

SENATE BILL NO. 82—By Mrs. Looney.

AN ACT TO REGULATE THE VOCATION OF HAIR DRESSERS AND COSMETOLOGISTS, TO PROVIDE FOR THE LICENSING OF PERSONS TO CARRY ON AND TO TEACH SUCH OCCUPATIONS, TO INSURE BETTER EDUCATION OF SUCH PRACTITIONERS, TO PROVIDE RULES AND REGULATING THE PROPER CONDUCT AND SANITATION OF HAIR DRESSERS AND COSMETOLOGISTS AND SCHOOLS, FOR THE PROTECTION OF THE PUBLIC HEALTH, TO PROVIDE PENALTIES FOR THE VIOLATION THEREOF, AND DECLARING AN EMERGENCY.

First Reading 345
Second Reading 369
Withdrawn from Committee and re-referrred 826
Reported 1420

SENANTE BILL NO. 83—By Soldiers' Relief Committee.

AN ACT AMENDING SECTION 8970, COMPILED OKLAHOMA STATUTES, 1921, SO AS TO AUTHORIZE COUNTY EXCISE BOARDS TO MAKE A LEVY FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF COUNTY PATIENTS AFFLICTED WITH TUBERCULOSIS AT THE SULPHUR TUBERCULAR SANITORIUM AT SULPHUR, OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 345
Second Reading 369
Reported 1048

SENATE BILL NO. 84—By Ferguson.

AN ACT TO AMEND SECTION 9583, OF ARTICLE 2, CHAPTER 84, C. O. S., ANNOTATED 1921, RELATING TO TAXATION OF REAL ESTATE MORTGAGES.

First Reading 345
Second Reading 369
Reported 447
Re-referred to Committee 467
Reported 570
Considered and advanced 781
Reported engrossed 928
Third Reading 948
Transmitted to House 948
Passed by House, as amended 1916
Senate refuses to concur in House amendments and requests conference 1918
House grants conference 1946
Conference Committee Report adopted 2109
Conference Committee Report transmitted to House. 2110

SENATE BILL NO. 85—By Stewart.

AN ACT MAKING A DEFICIENCY APPROPRIATION FOR THE PAYMENT OF CONFEDERATE PENSIONS FOR THE FISCAL YEAR ENDING JUNE 30, 1927, AND DECLARING AN EMERGENCY.

First Reading 346
Second Reading 370
Reported 489
Considered and advanced 532
Reported engrossed 553
Third Reading 559
Transmitted to House 561
Referred for enrollment 1285
Reported enrolled 1300
Fourth Reading 1301
Referred to Governor 1365
Approved by Governor 1493

SENATE BILL NO. 86—By Anglin.

AN ACT CREATING A TAX COMMISSION; PRESCRIBING THE POWERS AND DUTIES OF THE COMMIS-

SION AND ITS AGENTS; PRESCRIBING QUALIFICATIONS FOR MEMBERS, FIXING THEIR SALARY AND TERM OF OFFICE; MAKING AN APPROPRIATION THEREFOR; AND PROVIDING FOR METHOD OF REMOVING ITS MEMBERS FOR CAUSE.

First Reading 346
Second Reading 370

SENATE BILL NO. 87—By Johnson (Caddo), Johnson (Creek), Storms, Goodall, Thomas, Stigler, Otjen and Hill.

AN ACT PROVIDING THAT ALL VOTED, FUNDING AND REFUNDING BONDS ISSUED BY MUNICIPALITIES SHALL BE MADE TO MATURE IN EQUAL ANNUAL INSTALLMENTS BEGINNING NOT LESS THAN THREE YEARS FROM THEIR DATE; REGULATING THE SALE OF BONDS AND REQUIRING ALL BOND ISSUES AGGREGATING $5,000.00 OR MORE, TO BE SOLD AT AN ADVERTISED SALE TO THE BIDDER WHO WILL PAY PAR AND ACCRUED INTEREST FOR THE LOWEST INTEREST RATE BOND, ETC.

First Reading 346
Second Reading 370
Reported 417
Re-referred to Committee 467
Reported 570
Advanced 829
Reported engrossed 928
Third Reading 954
Transmitted to House 956
Passed by House, as amended 1634
House Amendments read 1634
Senate refuses to concur in House amendments and requests conference 1635
House grants conference 1688

Conference Report adopted by House 1810
Senate refuses to adopt Conference report and requests second conference 1811
House grants second conference 1839
Senate adopts Conference Committee Report 2012
Conference Committee Report transmitted to House. 2015
House adopts Conference Report 2027
Referred for enrollment 2028
Reported enrolled 2068
Fourth Reading 2068
Referred to Governor 2117

SENATE BILL NO. 88—By Clark and Otjen of the Senate and Beck of the House.

AN ACT AMENDING SECTION 10423, C. O. S., OF 1921, AND ENLARGING THE PROVISIONS OF SUCH SECTION SO AS TO PROVIDE FOR THE ISSUANCE OF BONDS BY INDEPENDENT SCHOOL DISTRICTS FOR THE PURPOSE OF REPAIRING SCHOOL BUILDINGS OR PURCHASING SCHOOL SITES, AS WELL AS FOR THE OTHER PURPOSES ENUMERATED IN SUCH ACT, AND DECLARING AN EMERGENCY.

First Reading 346
Second Reading 370
Reported 427
Considered 453
Advanced 508
Reported engrossed 515
Third Reading 520
Transmitted to House 522
Referred for enrollment 2100
Reported enrolled 2128
Fourth Reading 2128
Referred to Governor 2147

SENATE BILL NO. 89—By Rice.

AN ACT AMENDING SECTION 7651, CHAPTER 64, ARTICLE 2, C. O. S. 1921, REQUIRING THE GIVING OF NOTICE AS TO MORTGAGE ON CROPS, AND REPEALING ALL CONFLICTING LAWS.

First Reading 367
Second Reading 391
Reported 653

SENATE BILL NO. 90—By Waldrep.

AN ACT AMENDING SECTION 6119, OF THE C. O. S. 1927, RELATING TO EXPENDITURES IN PRIMARY ELECTIONS, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREIN AND DECLARING AN EMERGENCY.

First Reading 367
Second Reading 391
Reported 1486

SENATE BILL NO. 91—By Waldrep.

AN ACT AMENDING SECTION 7296, C. O. S. 1921, RELATING TO COMPENSATION OF INJURED EMPLOYEES AND THE REVIEW OF AWARD MADE BY THE IDNUSTRIAL COMMISSION, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 368
Second Reading 391

SENATE BILL NO. 92—By Anglin.

AN ACT MAKING APPROPRIATION FOR THE SECRETARY OF STATE FOR THE PURCHASE OF COMPILED OKLAHOMA STATUTES, 1921, TO BE USED

BY THE MEMBERS OF THE LEGISLATURE, AND TO SUPPLY STATE AND COUNTY OFFICIALS, AND DECLARING AN EMERGENCY.

First Reading 368
Second Reading 391
Reported 402
Considered and advanced 421
Reported engrossed 428
Third Reading 434
Transmitted to House 435

SENATE BILL NO. 93—By Anglin.

AN ACT PROVIDING FOR AN ANNUAL TAX LEVY BY THE STATE BOARD OF EQUALIZATION; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 368
Second Reading 391
Reported 906
Advanced 980
Reported engrossed 1026
Third Reading 1037
Transmitted to House 1038
Referred for enrollment 2100
Reported enrolled 2128
Fourth Reading 2128
Referred to Governor 2147

SENATE BILL NO. 94—By Gulager.

AN ACT CREATING THREE COURTS OF CIVIL APPEALS FOR THE STATE OF OKLAHOMA, DEFINING THEIR LOCATION, DUTIES, POWERS AND JURISDICTION, MAKING AN APPROPRIATION THEREFOR AND DECLARING AN EMERGENCY.

First Reading 368
Second Reading 391

SENATE BILL NO. 95—By Waldrep.

AN ACT RELATING TO TOWNSHIP GOVERNMENT. THE POWERS AND DUTIES OF TOWNSHIP BOARDS, ROAD SUPERVISORS, COMPENSATION FOR TOWNSHIP EMPLOYEES, AND MAKING OTHER AND FURTHER PROVISIONS WITH REFERENCE TO THE SUPERVISION OF TOWNSHIP ROADS, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 368
Second Reading 391

SENATE BILL NO. 96—By Pullen and Waldrep.

AN ACT AMENDING SECTION 3, CHAPTER 20, OKLAHOMA SESSION LAWS, 1925, AND RELATING TO THE REFUNDING OF GROSS PRODUCTION TAXES ERRONEOUSLY COLLECTED FROM OIL PRODUCED ON INDIAN LANDS, WHICH LANDS BY STATUTE OR TREATY PROVISIONS ARE EXEMPT FROM TAXATION; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH AND DECLARING AN EMERGENCY.

First Reading 368
Second Reading 391
Reported 750
Advanced 1526
Reported engrossed 1575
Third Reading 1603
Failed of passage 1603

SENATE BILL NO. 97—By McCurley of the Senate and J. C. Smith of the House.

AN ACT AMENDING CHAPTER 167, OF THE SESSION LAWS, 1925, RELATING TO MOTOR LICENSE FEES, COLLECTING AND DISTRIBUTING OF THE SAME.

First Reading 369
Second Reading 391

SENATE BILL NO. 98—By Anglin and Austin.

AN ACT AMENDING SECTION 3201, C. O. S 1921, AND PROVIDING THAT THE JUDGE OF COUNTY COURTS IN THIS STATE MAY CHARGE AND RETAIN A FEE OF $3.00 FOR SOLEMNIZING MARRIAGES, AND DECLARING AN EMERGENCY.

First Reading 369
Second Reading 391
Reported 427
Consideration deferred 461
Considered and advanced 561
Reported engrossed 572
Third Reading 575
Transmitted to House 576

SENATE BILL NO. 99—By Johnson (Caddo).

AN ACT AMENDING SECTION 8, CHAPTER 124, SESSION LAWS OF OKLAHOMA, 1923-1924, REGULATING TRAPPING, SEINING, WEIRING OR POTTING FISH IN THIS STATE; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 389
Second Reading 403

SENATE BILL NO. 100—By Andrews.

AN ACT PROVIDING AID AND SUPPORT FOR DEPENDENT RELATIVES OF PRISONERS CONFINED IN THE PENITENTIARY IN THE STATE OF OKLAHOMA, OUT OF THE NET EARNINGS OF SAID INSTITUTIONS; ESTABLISHING A BOARD OF CONTROL TO SUPERVISE ALLOWANCE OF SAME; REGULATING PROCEDURE TO OBTAIN AID, AND DECLARING AN EMERGENCY.

First Reading 390
Second Reading 403
Reported 716
Considered and advanced 1016
Reported engrossed 1256
Third Reading 1278
Transmitted to House 1279

SENATE BILL NO. 101—By Wheatley and Andrews.

AN ACT AMENDING SECTIONS 3024, 3025, 3026, 3027, AND 3034, C. O. S. 1921, AND RELATING TO THE NUMBER AND SALARIES, DISTRICTS AND ELECTION OF JUSTICES OF THE SUPREME COURT OF OKLAHOMA, PROVIDED THAT SAID COURT BE DIVIDED INTO THREE DIVISIONS, DEFINING THE POWERS AND DUTIES OF SAID DIVISIONS AND REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

First Reading 390
Second Reading 403
Reported 428

SENATE BILL NO. 102—By Gulager of the Senate and Stovall of the House.

AN ACT CREATING A STATE TAX COMMISSION; PRESCRIBING THE POWERS AND DUTIES OF THE

COMMISSION AND ITS AGENTS; PRESCRIBING QUALIFICATION FOR MEMBERS, FIXING THEIR SALARIES AND TERMS OF OFFICE; PROVIDING FOR A UNIFORM SYSTEM OF ASSESSMENT OF PROPERTY FOR THE PURPOSE OF TAXATION; MAKING THE SYSTEM FOR THE APPRAISAL OF PROPERTY FOR TAXATION PURPOSES WHICH MAY BE ADOPTED AND THE RULES FOR ITS APPLICATION MANDATORY UPON ALL ASSESSING OFFICERS; PROVIDING FOR PENALTIES FOR ANY VIOLATION OF THIS ACT; AND DECLARING AN EMERGENCY.

First Reading 390
Second Reading 403
Withdrawn from Committee 2142

SENATE BILL NO. 103—By Gulager.

AN ACT AMENDING SECTION 5361, OF COMPILED OKLAHOMA STATUTES, 1921, AND DECLARING AN EMERGENCY.

First Reading 390
Second Reading 403
Reported 1049
Advanced 1348
Reported engrossed 1423
Third Reading 1461
Transmitted to House 1463
Referred for enrollment 2125
Reported enrolled 2137
Fourth Reading 2137
Referred to Governor 2158

SENATE BILL NO. 104—By Pullen.

A BILL AMENDING SECTION 2820, C. O. S. 1921, RELATING TO POWER OF CRIMINAL COURT OF APPEALS, AND DECLARING AN EMERGENCY.

First Reading 402
Second Reading 419
Reported 1049

SENATE BILL NO. 105—By Pullen.

A BILL MAKING A SUPPLEMENTAL APPROPRIATION FOR SUPPORT AND MAINTENANCE OF THE OKLAHOMA SCHOOL FOR THE DEAF AT SULPHUR, OKLAHOMA, FOR THE FISCAL YEAR ENDING JUNE 30, 1927, AND DECLARING AN EMERGENCY.

First Reading 402
Second Reading 419
Reported 515
Considered 529
Advanced 530
Considered engrossed 530
Third Reading 530
Referred for engrossment 531
Reported engrossed 536
Transmitted to House 536
Referred for enrollment 1142
Reported enrolled 1168
Fourth Reading 1169
Referred to Governor 1249
Approved by Governor 1321

SENATE BILL NO. 106—By VanDall and Otjen.

AN ACT AMENDING SECTION 9947 C. O. S. 1921, RELATING TO THE PAYMENT OF CORPORATION LICENSE TAX, AND DECLARING AN EMERGENCY.

First Reading 402
Second Reading 419

SENATE BILL NO. 107—By Anglin.

AN ACT MAKING GENERAL APPROPRIATION FOR THE BUDGET OF THE LEGISLATIVE, EXECUTIVE

AND JUDICIAL DEPARTMENTS OF THE STATE, AND FOR THE PRINCIPAL AND INTEREST OF THE PUBLIC DEBT, FOR THE FISCAL YEARS ENDING JUNE 30, 1928, AND JUNE 30, 1929, BY FUNCTIONS OF EACH DEPARTMENT IN ACCORDANCE WITH THE BUDGET CLASSIFICATIONS ADOPTED BY THE GOVERNOR.

First Reading 403
Second Reading 419
Reported 716
Considered 778-781, 839-848, 852-856, 859-863, 877-886, 931-935
Advanced 935
Reported engrossed 975
Third Reading 988
Transmitted to House 989
Passed by House, as amended 1922
Senate refuses to concur in House amendments and requests conference 1933
House grants conference 1941
Conference Committee Report adopted 2015
Conference Committee Report transmitted to House 2026
House adopts Conference Committee Report 2069
Referred for enrollment 2069
Reported enrolled 2070
Fourth Reading 2070
Referred to Governor 2117

SENATE BILL NO. 108—By Pullen.

AN ACT AMENDING SECTION 10248, C. O. S., 1921, AND PROVIDING FOR A TEXT BOOK COMMISSION, DESIGNATING THE GOVERNOR OF THE STATE OF OKLAHOMA AS CHAIRMAN THEREOF, GIVING THE CHAIRMAN AUTHORITY TO APPOINT PER-

SONS AS EXAMINERS OF BOOKS; PROVIDING FOR THE PAYMENT OF THEIR EXPENSE; MAKING APPROPRIATION TO PAY THE SAME, ETC., AND DECLARING AN EMERGENCY.

First Reading 418
Second Reading 432
Reported 750
Re-referred 751

SENATE BILL NO. 109—By Austin.

AN ACT MAKING IT THE DUTY OF THE COURT CLERK OF ANY COUNTY, WITHOUT ANY ORDER OF COURT, IMMEDIATELY UPON RECEIPT FROM THE CLERK OF THE CRIMINAL COURT OF APPEALS, TO SPREAD OF RECORD UPON THE JOURNAL OF THE PROPER COURT ALL MANDATES AND ORDERS OF THE CRIMINAL COURT OF APPEALS, AND TO ISSUE PROPER PROCESS FOR CARRYING INTO EFFECT SUCH ORDERS AND MANDATES, AND DECLARING AN EMERGENCY.

First Reading 419
Second Reading 432
Reported 447
Considered and advanced 561
Reported engrossed 572
Third Reading 576
Transmitted to House 578
Referred for enrollment 2039
Reported enrolled 2067
Fourth Reading 2067
Referred to Governor 2117

SENATE BILL NO. 110—By Reed and Shepherd.

AN ACT REQUIRING COUNTY COMMISSIONERS TO DESIGNATE AND MAINTAIN AS COUNTY HIGH-

WAYS ALL ROADS NOT DESIGNATED AS STATE HIGHWAYS WHICH ARE ON THE PRESCRIBED ROUTE OF FREE MAIL DELIVERY CARRIERS, ETC., AND DECLARING AN EMERGENCY.

First Reading 429
Second Reading 449
Reported 906
Advanced 1581
Reported engrossed 1612
Third Reading and amended 1612
Referred for re-engrossment 1614
Reported engrossed 1635
Transmitted to House 1635

SENATE BILL NO. 111—By Reed.

AN ACT AUTHORIZING THE COUNTY ASSESSOR OF ROGER MILLS COUNTY, OKLAHOMA, TO APPOINT A DEPUTY COUNTY ASSESSOR AT A SALARY OF $75.00 PER MONTH AND DECLARING AN EMERGENCY.

First Reading 429
Second Reading 449

SENATE BILL NO. 112—By Reed.

AN ACT PROVIDING FOR A FIRST AND SECOND DEPUTY IN THE OFFICE OF THE COUNTY TREASURER OF BECKHAM COUNTY, OKLAHOMA, AND FIXING THEIR SALARIES, AND DECLARING AN EMERGENCY.

First Reading 429
Second Reading 449
Reported 571
Advanced 918

Reported engrossed 928
Third Reading 964
Transmitted to House 965
Referred for enrollment 1142
Reported enrolled 1168
Fourth Reading 1169
Referred to Governor 1249
Approved by Governor 1325

SENATE BILL NO. 113—By Reed and Fidler.

AN ACT PROVIDING FOR THE MARKING OR LABELING OF ARTICLES MADE BY CONVICTS IN PENITENTIARIES, REFORMATORIES OR PRISONS, THE MANNER OF SUCH MARKING, MAKING IT UNLAWFUL TO REMOVE SUCH MARK OR LABEL OR TO SELL OR OFFER FOR SALE ANY UNMARKED OR UNLABELED CONVICT MADE ARTICLE, ETC., AND DECLARING AN EMERGENCY.

First Reading 429
Second Reading 449

SENATE BILL NO. 114—By VanDall, Rexroat, Peck and Terwilleger.

AN ACT FOR THE CONSERVATION OF OIL AND GAS; PROVIDING FOR AN OIL GAS RATIO IN THE PRODUCTION OF OIL AND GAS FROM THE SAME WELLS; REQUIRING LICENSES FOR DRILLING AND PLUGGING OIL AND GAS WELLS; REQUIRING THE ANNUAL INSPECTION OF OIL AND GAS WELLS; FIXING THE FEES FOR SUCH LICENSES AND INSPECTION, ETC., AND REPEALING ALL LAWS IN CONFLICT HEREWITH.

First Reading 429
Second Reading 449

SENATE BILL NO. 115—By Powers, Wheatley, Hill, Loofbourrow and Reed of the Senate and James, et al, of the House.

AN ACT MAKING APPROPRIATION FOR THE PURPOSE OF PURCHASING EQUIPMENT FOR THE ADMINISTRATION BUILDING OF THE WESTERN OKLAHOMA HOSPITAL, LOCATED AT SUPPLY, OKLAHOMA; AND DECLARING AN EMERGENCY.

First Reading 429
Second Reading 449
Reported 691
Considered and advanced 781
Reported engrossed 928
Third Reading 949
Transmitted to House 950
Passed by House, as amended 1933
Senate concurs in House amendments 1934
Referred for enrollment 1936
Reported enrolled 1947
Fourth Reading 1947
Referred to Governor 1965

SENATE BILL NO. 116—By Powers, Wheatley, Hill, Loofbourrow and Reed of the Senate and James, et al of the House.

AN ACT MAKING APPROPRIATION FOR THE EASTERN OKLAHOMA HOSPITAL AT VINITA, OKLAHOMA, FOR PAYMENT OF SALARIES, SUPPORT AND MAINTENANCE FOR THE REMAINDER OF FISCAL YEAR, ENDING JUNE 30, 1927, AND DECLARING AN EMERGENCY.

First Reading 430
Second Reading 449
Reported 691
Advanced 980
Reported engrossed 1026

Third Reading 1036
Transmitted to House 1037
Referred for enrollment 1902
Reported enrolled 1947
Fourth Reading 1947
Referred to Governor 1965

SENATE BILL NO. 117—By Harper, Andrews, Stewart, Stigler, Gulager and Anglin of the Senate and Briggs, et al. of the House.

AN ACT CHANGING THE NAME OF THE SCHOOL OF MINES AND METALLURGY LOCATED AT WILBURTON, OKLAHOMA, REPEALING SECTION 10849, C. O. S. 1921, AND AMENDING SECTIONS 10651-10654, AND REPEALING ALL ACTS IN CONFLICT THEREWITH.

First Reading 430
Second Reading 450
Reported 471
Stricken from the calendar 531

SENATE BILL NO. 118—By McCurley.

AN ACT AMENDING SECTION 5099, C. O. S. 1921, RELATING TO USURY AND DECLARING AN EMERGENCY.

First Reading 430
Second Reading 450
Withdrawn from Committee and re-referred 487

SENATE BILL NO. 119—By Johnson (Caddo), Clark, Reed, Looney, Gray, Stigler and Storms.

AN ACT AMENDING SECTION 7002, C. O. S. 1921, RELATING TO THE MANUFACTURING, SALE, BARTER, GIVING AWAY, OR OTHERWISE FURNISH-

ING OF ANY SPIRITOUS, VINOUS, FERMENTED OR MALT LIQUORS, ETC., RELATING TO THE MANUFACTURE, SALE, BARTER, GIVING AWAY, OR OTHERWISE FURNISHING OF ANY LIQUOR OR COMPOUND, WHETHER MEDICATED OR NOT, CONTAINING ONE-HALF OF ONE PER CENTUM OF ALCOHOL MEASURED BY VOLUME; PROHIBITING THE ADVERTISING OF SAME FOR SALE OR SOLICITING THE PURCHASE THEREOF, OR HAVING THE POSSESSION THEREOF.

First Reading 430
Second Reading 450
Reported 1050

SENATE BILL NO. 120—By Anglin.

AN ACT MAKING SUPPLEMENTAL APPROPRIATION FOR THE BALANCE OF THE FISCAL YEAR ENDING JUNE 30, 1927, FOR THE GOVERNOR'S OFFICE, THE STATE AUDITOR AND THE CHIEF MINE INSPECTOR, AND DECLARING AN EMERGENCY.

First Reading 430
Second Reading 450
Reported 654
Advanced 761
Reported engrossed 791
Third Reading 792
Vote reconsidered 792
Advanced 792
Reported engrossed 928
Third Reading 936
Vote reconsidered 936
Advanced 937
Reported engrossed 975
Third Reading 985
Transmitted to House 987

Passed by House, as amended 1991
Senate refuses to concur in House amendments and requests conference 1992
House grants conference 2004
Senate adopts Conference Committee report 2035
Conference Committee report transmitted to House 2037
Referred for enrollment 2067
Senate reconsiders vote by which bill passed as amended in conference 2067
Senate reconsiders vote by which Conference Committee Report was adopted and further conference requested 2068
House grants further conference 2087
Senate adopts Conference Committee report 2095
Conference Committee report transmitted to House 2097
House adopts Conference Committee report 2102
Referred for enrollment 2102
Reported enrolled 2110
Fourth Reading 2111
Referred to Governor 2139

SENATE BILL NO. 121—By Ferguson.

AN ACT AMENDING SECTION 6908-1, ARTICLE IX-A. C. O. S. ANNOTATED 1926, BEING S. L., 1923, PAGE 113, SECTION 1, ENTITLED AN ACT PROVIDING FOR THE ORGANIZATION OF INDUSTRIAL LIFE. HEALTH AND ACCIDENT INSURANCE COMPANIES ON THE STIPULATED PREMIUM PLAN, REGULATING THE SAME AND DECLARING AN EMERGENCY, AND PROVIDING FOR INSURANCE OF THE LIVES OF GROUPS OF INDIVIDUALS NOT LESS THAN TWENTY-FIVE MEMBERS OF A COMMON ORGANIZATION, TO BE KNOWN AS CONTRIBUTORY INSURANCE, AND DECLARING AN EMERGENCY.

First Reading 431
Second Reading 450

SENATE BILL NO. 122—By Soldiers' Relief Committee.

AN ACT MAKING AN APPROPRIATION FOR THE MAINTENANCE OF THE SOLDIERS' RELIEF COMMISSION OF THE STATE OF OKLAHOMA FOR THE FISCAL YEARS ENDING JUNE 30, 1928 AND JUNE 30, 1929, RESPECTIVELY.

First Reading 448
Second Reading 474

SENATE BILL NO. 123—By Soldiers' Relief Committee.

AN ACT RELATING TO THE APPOINTMENT OF GUARDIANS OF MINORS AND INCOMPETENTS IN CERTAIN CASES, PROVIDING PROCEDURE THEREOF, AND DECLARING AN EMERGENCY.

First Reading 448
Second Reading 474
Reported 1050

SENATE BILL NO. 124—By Soldiers' Relief Committee.

AN ACT MAKING AN APPROPRIATION OF $92,000, FOR THE FISCAL YEAR ENDING JUNE 30, 1928, AND $92,500 FOR THE FISCAL YEAR ENDING JUNE 30, 1929, FOR THE MAINTENANCE OF THE OKLAHOMA SOLDIERS' TUBERCULAR SANITORIUM FOR EX-SERVICE PERSONS LOCATED AT SULPHUR, OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 448
Second Reading 474

SENATE BILL NO. 125—By Waldrep.

AN ACT AMENDING SECTION 9609, C. O. S. 1921, RELATING TO THE DUTIES OF THE EXCISE BOARD,

PRESCRIBING THE METHOD OF CONTESTING THE ILLEGAL ASSESSMENTS OF ERRONEOUS ASSESSMENTS, PROVIDING FOR HEARINGS AS TO ILLEGAL TAXES, ETC.

First Reading 448
Second Reading 474

SENATE BILL NO. 126—By Loofbourrow.

AN ACT AMENDING SECTION 5243, C. O. S. 1921, RELATING TO THE RIGHT OF HUSBAND OR WIFE OF INSANE SPOUSE TO SELL OR CONVEY OR MORTGAGE HOMESTEAD.

First Reading 449
Second Reading 474
Reported 1255

SENATE BILL NO. 127—By Storms.

AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF CONSTRUCTING AND EQUIPPING A BUILDING FOR THE SCHOOL OF JOURNALISM AT THE UNIVERSITY OF OKLAHOMA, AT NORMAN, OKLAHOMA, AND DESIGNATING THE NAME OF SAID BUILDING.

First Reading 473
Second Reading 486

SENATE BILL NO. 128—By Graham and Storms, of the Senate; and Nairn and Kight, of the House.

AN ACT AMENDING SECTION 9746 OF ARTICLE 11, CHAPTER 84, C. O. S., 1921, AS AMENDED BY SECTION 6, OF CHAPTER 158, SESSION LAWS OF OKLAHOMA, 1923, RELATING TO DELINQUENT TAX SALES; AND REPEALING ALL LAWS OR PARTS OF LAW IN CONFLICT THEREWITH.

First Reading 473
Second Reading 486
Reported 717

SENATE BILL NO. 129—By Soldiers' Relief Committee.

AN ACT PROVIDING FOR THE CONSTRUCTION AND EQUIPMENT OF A WARS MEMORIAL BUILDING ON THE CAPITOL GROUNDS AT OKLAHOMA CITY, OKLAHOMA, MAKING AN APPROPRIATION THEREFOR AND DECLARING AN EMERGENCY.

First Reading 473
Second Reading 486
Reported 821
Re-referred to Committee 822

SENATE BILL NO. 130—By Anglin and Rice.

AN ACT PROVIDING FOR THE CONSTRUCTION OF A PETROLEUM BUILDING ON THE CAMPUS OF THE STATE UNIVERSITY, MAKING AN APPROPRIATION THEREFOR FROM THE PUBLIC SCHOOL BUILDING FUND AND DECLARING AN EMERGENCY.

First Reading 473
Second Reading 486

SENATE BILL NO. 131—By Andrews.

AN ACT AMENDING SECTION 9749, C. O. S. 1921, RELATING TO THE PROCEDURE FOR PROCURING TAX DEEDS AND PROVIDING FOR NOTICE TO ALL PERSONS INTERESTED IN THE LAND AS SHOWN BY THE RECORDS OF THE COUNTY CLERK AND COURT CLERK OF THE COUNTY WHEREIN THE LAND IS SITUATED, AND PROVIDING THE MANNER OF GIVING SUCH NOTICE, AND PROVIDING

FOR THE REDEMPTION FROM TAX SALE BY ANY PERSON INTERESTED IN THE LAND, ETC.

First Reading 485
Second Reading 491
Reported 751
Advanced 1635

SENATE BILL NO. 132—By Rexroat and Waldrep.

AN ACT RELATING TO THE OFFICE OF STATE EXAMINER AND INSPECTOR; PROVIDING FOR THE APPOINTMENT OF ADDITIONAL ASSISTANTS AND STENOGRAPHERS; PROVIDING FOR PAYMENT OF TRAVELING EXPENSES, MAKING AN APPROPRIATION TO CARRY OUT THE PROVISIONS OF SAID ACT; AND DECLARING AN EMERGENCY.

First Reading 490
Second Reading 511
Withdrawn from Committee and re-referred 1030
Reported 1108
Advanced 1347
Reported engrossed 1391
Third Reading 1407
Amended 1407-8
Referred for re-engrossment 1409
Reported engrossed 1423
Transmitted to House 1423
Referred for enrollment 2039
Reported enrolled 2067
Fourth Reading 2067
Referred to Governor 2123

SENATE BILL NO. 133—By Andrews.

AN ACT AUTHORIZING THE CORPORATION COMMISSION OF THE STATE OF OKLAHOMA TO DESIG-

NATE CERTAIN PERSONS AS REFEREES FOR THE TAKING OF TESTIMONY AND THE REPORTING THEREON IN CAUSES PENDING BEFORE IT AND DECLARING AN EMERGENCY.

First Reading 490
Second Reading 511
Reported 552
Considered and advanced 596
Reported engrossed 601
Third Reading 604
Transmitted to House 605

SENATE BILL NO. 134—By Andrews.

AN ACT AMENDING PARAGRAPH THREE, OF SECTION 18, OF ARTICLE 9, OF THE CONSTITUTION OF OKLAHOMA, RELATING TO THE PUBLICATION OF NOTICES OF GENERAL HEARING BEFORE THE CORPORATION COMMISSION OF THE STATE OF OKLAHOMA, AND THE PUBLICATION OF GENERAL O R D E R S PROMULGATED PURSUANT THERETO.

First Reading 490
Second Reading 511
Reported 654
Advanced 981
Reported engrossed 1112
Third Reading and amended 1123
Referred for re-engrossment 1129
Reported engrossed 1136
Transmitted to House 1136

SENATE BILL NO. 135—By Anglin.

AN ACT MAKING APPROPRIATION TO PAY CLAIMS AGAINST DEFICIENCY CERTIFICATES, NUMBERS 8 TO 12, INCLUSIVE, FOR FISCAL YEARS ENDING

JUNE 30, 1925, NUMBERS 3 TO 27, INCLUSIVE, FOR FISCAL YEAR ENDING JUNE 20, 1926, AND NUMBERS 1 TO 9, INCLUSIVE FOR FISCAL YEAR ENDING JUNE 30, 1927, ETC.

First Reading 491
Second Reading 511
Reported 691
Advanced 762
Reported engrossed 928
Third Reading 944
Transmitted to House 945
Reported enrolled 1972
Fourth Reading 1972
Referred to Governor 1988

SENATE BILL NO. 136—By Anglin.

AN ACT REPEALING SECTIONS 10892, 10894 AND AMENDING SECTIONS 10895 AND 10897, COMPILED OKLAHOMA STATUTES, 1921, PROVIDING THAT STATE BOARD OF VOCATIONAL EDUCATION SHALL TAKE OVER THE DUTIES OF THE COMMISSION FOR THE ADULT BLIND, REPEALING ALL ACTS, OR PARTS OF ACTS, IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 491
Second Reading 512
Reported 752
Advanced 1812
Considered engrossed 1812
Third Reading 1812
Emergency stricken 1813
Referred for engrossment 1813
Reported engrossed 1816
Transmitted to House 1816

SENATE BILL NO. 137—By Anglin.

A BILL TO BE ENTITLED: AN ACT MAKING SUPPLEMENTARY APPROPRIATION FOR THE CRIMINAL COURT OF APPEALS FOR THE FISCAL YEAR ENDING JUNE 1927, AND DECLARING AN EMERGENCY.

First Reading 491
Second Reading 512
Reported 692
Advanced 761
Reported engrossed 928
Third Reading 940
Transmitted to House 942
Referred for enrollment 1915
Reported enrolled 1947
Fourth Reading 1947
Referred to Governor 1965

SENATE BLL NO. 138—By Fish and Game Committees of the Senate and House.

AN ACT RELATING TO FISH, GAME, AND FUR BEARING ANIMALS: PROVIDING FOR THE TAKING, KEEPING, PROPAGATION A N D PROTECTION THEREOF, FOR OPEN AND CLOSED SEASONS THEREON, FOR LICENSES IN RELATION THERETO, DEFINING CRIMES AND PENALTIES, REPEALING PREVIOUS LAWS AND DECLARING AN EMERGENCY.

First Reading 511
Second Reading 518
Reported 552
Considered 597
Made special order 598
Considered .. 681, 700-705, 730-734, 764-770, 792-800, 830
Advanced 831

Reported engrossed 908
Third Reading 914
Emergency failed 915
Referred for re-engrossment 916
Reported engrossed 945
Transmitted to House 945
Passed by House, as amended 1738
House amendments read 1738-47
Senate concurs in House amendments 1748
Referred for enrollment 1749
Reported enrolled 1867
Fourth Reading 1868
Referred to Governor 1892
Approved by Governor 2178

SENATE BILL NO. 139—By Hill.

AN ACT REGULATING AND FIXING THE SALARIES OF THE COUNTY JUDGE, COUNTY ATTORNEY, COUNTY TREASURER AND SHERIFF OF ALFALFA COUNTY, OKLAHOMA.

First Reading 511
Second Reading 518
Reported 571
Considered 596
Advanced 596
Considered engrossed 597
Third Reading 597
Referred for engrossment 597
Reported engrossed 639
Transmitted to House 639
Referred for enrollment 1033
Reported enrolled 1056
Fourth Reading 1056
Referred to Governor 1150
Approved by Governor 1544

SENATE BILL NO. 140—By Committee on Municipal Corporations.

AN ACT PROVIDING FOR THE REGULATION OF THE TRANSPORTATION OF PASSENGERS FOR HIRE WITHIN CITIES OF THIS STATE, REPEALING SECTIONS 4531, 4532 AND 4533, C. O. S. 1921, CHAPTER 105, SESSION LAWS OF OKLAHOMA 1923-24, AND ALL ACTS AND PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 515
Second Reading—To Calendar 538
Considered and re-referred to Committee 562
Reported 970
Re-referred to Committee 971
Reported 1109
Advanced 1349
Reported engrossed 1423
Third Reading and amended 1463
Considered and amended 1466
Referred for re-engrossment 1468
Reported engrossed 1487
Transmitted to House 1487

SENATE BILL NO. 141—By Anglin.

AN ACT AMENDING SECTION 4507 C. O. S. 1921, RELATING TO CITIES ENGAGING IN BUSINESS AND ACQUIRING PUBLIC UTILITIES; AUTHORIZING CITIES AND TOWNS TO ENGAGE IN ANY BUSINESS WHICH MAY BE ENGAGED IN BY A PERSON OR CORPORATION BY VIRTUE OF A FRANCHISE; AUTHORIZING CITIES AND TOWNS TO ACQUIRE REAL ESTATE AND VARIOUS PUBLIC UTILITIES AND IMPROVEMENTS; AUTHORIZING THE ISSUANCE OF BONDS BY SUCH CITIES AND TOWNS

FOR SUCH PURPOSES, AND DECLARING AN EMERGENCY.

First Reading 516
Second Reading 538
Reported 1339
To Calendar, notwithstanding adverse report 1340

SENATE BILL NO. 142—By Committee on Appropriations.

AN ACT MAKING APPROPRIATION TO REIMBURSE E. G. SPILMAN, LIBRARIAN OF THE STATE LIBRARY, AND DECLARING AN EMERGENCY.

First Reading 516
Second Reading 539
Reported 692
Advanced 761
Reported engrossed 928
Third Reading 942
Transmitted to House 943
Referred for enrollment 1939
Reported enrolled 1947
Fourth Reading 1947
Referred to Governor 1965

SENATE BILL NO. 143—By Boyer.

AN ACT CREATING THE STATE HIGHWAY COMMISSION, PROVIDING FOR THE CONSTRUCTION AND MAINTENANCE OF STATE HIGHWAYS, TAKING OVER THE CONSTRUCTION, REPAIR AND MAINTENANCE OF STATE HIGHWAYS, PROVIDING FOR PURCHASE OF LAND AND TO ACQUIRE, CONSTRUCT AND MAINTAIN AND OPERATE PLANTS AND FACTORIES FOR PRODUCTION OF ROAD BUILDING AND ROAD MAINTENANCE MATERIAL AND THE DISPOSAL OF THE SAME, MAKING AP-

PROPRIATION THEREFOR, AND DECLARING AN EMERGENCY.

First Reading 516
Second Reading 539

SENATE BILL NO. 144—By Pullen.

AN ACT TO PREVENT THE WASTE AND FLOW OF WATER FROM ARTESIAN WELLS, PRESCRIBING PENALTIES THEREFOR, AND DEFINING WASTE AND ARTESIAN WELLS.

First Reading 516
Second Reading 539
Reported 927

SENATE BILL NO. 145—By Fidler, VanDall, et al.

AN ACT MAKING APPROPRIATION FOR THE EXPENSES INCURRED IN MAKING THE CHANGE OF ADMINISTRATION AND IN FURNISHING TROOPS FOR ESCORT AND AS EXTRA POLICE PROTECTION FOR THE PEOPLE OF THE STATE ATTENDING THE INAUGURAL CEREMONIES ON JANUARY 10, 1927; PROVIDING THE METHOD OF FILING AND AUDITING SAID CLAIMS.

First Reading 516
Second Reading 539
Reported 693
Advanced 761
Third Reading 827
Transmitted to House 829
Referred for enrollment 1142
Reported enrolled 1168
Fourth Reading 1169
Referred to Governor 1249
Approved by Governor 1288

SENATE BILL NO. 146—By Rexroat.

AN ACT REPEALING CHAPTER 12, OKLAHOMA SESSION LAWS, 1925, RELATING TO THE ENFORCEMENT OF TAX LIENS; AND DECLARING AN EMERGENCY.

First Reading 517
Second Reading 539
Reported 1421
Advanced 1527
Reported engrossed 1575
Third Reading 1594
Emergency failed 1595
Referred for re-engrossment 1596
Reported engrossed 1607
Transmitted to House 1608
Referred for enrollment 2125
Reported enrolled 2137
Fourth Reading 2137
Referred to Governor 2157

SENATE BILL NO. 147—By Waldrep.

AN ACT REGULATING THE OPERATION OF VEHICLES ON HIGHWAYS AND PROVIDING FOR TRAFFIC SIGNS AND SIGNALS AND DEFINING THE POWER OF LOCAL AUTHORITIES TO ENACT OR ENFORCE ORDINANCES, RULES OR REGULATIONS IN REGARD TO MATTERS EMBRACED WITHIN THE PROVISIONS OF THIS ACT AND TO PROVIDE FOR THE ENFORCEMENT OF THIS ACT AND THE DISPOSITION OF FINES AND FORFEITURES COLLECTED HEREUNDER AND TO MAKE UNIFORM THE LAW RELATING TO THE SUBJECT MATTER OF THIS ACT.

First Reading 537
Second Reading 555

SENATE BILL NO. 148—By Fidler.

AN ACT REPEALING CHAPTER 127, OF SESSION LAWS OF OKLAHOMA 1925, ABOLISHING THE BUREAU OF CRIMINAL IDENTIFICATION AND INVESTIGATION AND DECLARING AN EMERGENCY.

First Reading 537
Second Reading 555

SENATE BILL NO. 149—By Ferguson.

AN ACT RELATING TO THE POLLUTION BY SALT WATER OR BY CRUDE OIL OR BOTTOM SETTLINGS THEREOF, OF THE WATER SUPPLIES OR SOURCES THEREOF, OF INCORPORATED CITIES OR TOWNS; PROVIDING CIVIL AND CRIMINAL PENALTIES FOR VIOLATION THEREOF, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 537
Second Reading 555
Withdrawn from Committee and re-referred 556
Reported 718
Considered and advanced 782
Reported engrossed 1026
Re-referred to Committee 1035
Reported 1195
Considered and advanced 1195
Reported engrossed 1256
Third Reading 1260
Transmitted to House 1262
Referred for enrollment 2039
Reported enrolled 2067

Fourth Reading 2067
Referred to Governor 2123

SENATE BILL NO. 150—By Andrews.

AN ACT RELATING TO GUARDIAN AND WARD; PRESCRIBING THE QUALIFICATIONS OF THE GUARDIAN; AND DECLARING AN EMERGENCY.

First Reading 537
Second Reading 555
Reported 693
Advanced 781
Reported engrossed 928
Third Reading and amended 950
Referred for re-engrossment 952
Reported engrossed 962
Transmitted to House 962
Referred for enrollment 2100
Reported enrolled 2128
Fourth Reading 2128
Referred to Governor 2147

SENATE BILL NO. 151—By Smith of the Senate and Aldridge of the House.

AN ACT RELATING TO THE APPORTIONMENT OF THAT PART OF THE GROSS PRODUCTION TAX ON OIL, GAS AND OTHER MINERALS LEVIED FOR AND IN AID OF THE COMMON SCHOOLS AND TO THE EXPENDITURE THEREOF; AND DECLARING AN EMERGENCY.

First Reading 538
Second Reading 555
Withdrawn from Committee and re-referred 557
Reported 752
Advanced 1097
Reported engrossed 1112

Third Reading 1137
Transmitted to House 1138

SENATE BILL NO. 152—By Otjen and Waldrep of the Senate and Moon of the House.

AN ACT PROVIDING FOR THE ENFORCEMENT OF DELINQUENT SPECIAL ASSESSMENT LIENS ON LANDS AND TOWN LOTS, BY FORECLOSURE PROCEEDINGS, DISPOSITION OF THE PROCEEDS, ADJUSTMENT OF LIENS, AND PENALTIES, AND CANCELLATION OF LIENS WHERE BONDS AND WARRANTS HAVE BEEN FULLY PAID AND DISCHARGED, AND DECLARING AN EMERGENCY.

First Reading 538
Second Reading 555
Reported 572
Considered and amended 1197
Advanced 1198
Reported engrossed 1391
Third Reading 1395
Emergency failed 1396
Referred for re-engrossment 1396
Reported engrossed 1464
Transmitted to House 1464

SENATE BILL NO. 153—By Rexroat.

AN ACT TO AMEND AN ACT ENTITLED: "AN ACT TO CONSERVE NATURAL GAS IN THE STATE OF OKLAHOMA, ET SEQ. (APPROVED MARCH 30, 1915)."

First Reading 538
Second Reading 555

SENATE BILL NO. 154—By Gulager.

AN ACT REGULATING TRANSACTIONS OF INSURANCE COMPANIES AND INSURORS IN THE STATE

OF OKLAHOMA, PROVIDING A PENALTY FOR VIOLATION THEREOF, PRESCRIBING A FEE FOR REGISTRATION, AND DECLARING AN EMERGENCY.

First Reading 554
Second Reading 575
Reported 1295
Advanced and amended 1791
Considered engrossed 1791
Third Reading 1791
Referred for engrossment 1793
Reported engrossed 1797
Transmitted to House 1797

SENATE BILL NO. 155—By Rice.

AN ACT TO PREVENT THE INDISCRIMINATE EXPENDING OF FUNDS DERIVED FROM BOND ISSUE FOR CONSTRUCTING AND FURNISHING OF SCHOOL BUILDINGS IN THE STATE OF OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 554
Second Reading 575
Reported 1160

SENATE BILL NO. 156—By Reed, Waldrep, McCurley, Gray and Fidler of the Senate and Windle, Graham, et al, of the House.

AN ACT TO REGULATE THE EMPLOYMENT OF CONVICTS AND PRISONERS IN STATE PENAL AND, REFORMATORY INSTITUTIONS OF THE STATE OF OKLAHOMA, PROVIDING FOR THE DISPOSITION OF THE PRODUCTS OF THEIR SKILL AND LABOR, PRESCRIBING OFFENSES AND PENALTIES, PROVIDING FOR THE ENFORCEMENT THEREOF, AND DECLARING AN EMERGENCY.

First Reading 554

Second Reading 575
Reported 1387

SENATE BILL NO. 157—By Stigler.

AN ACT RELATING TO THE QUALIFICATIONS AND EXEMPTIONS OF JURORS, AMENDING SECTION 3523, C. O. S. 1921, AND DECLARING AN EMERGENCY.

First Reading 554
Second Reading 575

SENATE BILL NO. 158—By George.

AN ACT MAKING APPROPRIATION FOR THE UNIVERSITY OF OKLAHOMA, LOCATED AT NORMAN, OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 554
Second Reading 575
Reported 970
Considered 1093
Advanced 1094
Considered engrossed 1094
Third Reading 1094
Referred for engrossment 1095
Reported engrossed 1138
Transmitted to House 1138

SENATE BILL NO. 159—By Rice.

AN ACT AMENDING SECTION 1, CHAPTER 133, OKLAHOMA SESSION LAWS, 1925; PROVIDING THAT NEGROES WHO SERVED IN MENIAL CAPACITY IN THE CONFEDERATE ARMY OR NAVY SHALL BE ENTITLED TO A PENSION AND DECLARING AN EMERGENCY.

First Reading 572
Second Reading 594
Reported 654
Advanced 1041
Reported engrossed 1079
Third Reading and amended 1081
Referred for re-engrossment 1084
Reported engrossed 1138
Transmitted to House 1138
Referred for enrollment 1691
Reported enrolled 1852
Fourth Reading 1853
Referred to Governor 1910

SENATE BILL NO. 160—By Austin.

AN ACT AMENDING SECTION 3072, COMPILED OKLAHOMA STATUTES, 1921, RELATING TO TERMS OF DISTRICT COURTS IN THE STATE OF OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 573
Second Reading 594
Reported 1051

SENATE BILL NO. 161—By Darnell.

AN ACT TO PROHIBIT THE TRANSPORTATION, POSSESSION, SALE AND USE OF PEYOTE, COMMONLY CALLED MESCAL BUTTONS; PROVIDING FOR THE PUNISHMENT FOR VIOLATION OF THIS ACT, AND DECLARING AN EMERGENCY.

First Reading 573
Second Reading 594
Reported 907

SENATE BILL NO. 162—By Reed.

AN ACT AMENDING SECTIONS 10893 AND 10895, C. O. S. 1921, PROVIDING FOR A SECRETARY, STENOGRAPHER AND TWO HOME TEACHERS OF FIELD WORKERS FOR THE COMMISSION OF THE ADULT BLIND AND FIXING THEIR COMPENSATION, ETC.

First Reading 573
Second Reading 594

SENATE BILL NO. 163--By Thomas.

AN ACT AMENDING SECTION 4299, C. O. S. 1921; PROVIDING THAT STATE WIDE COOPERATIVE ASSOCIATIONS BE EXAMINED ANNUALLY BY THE BANK COMMISSIONER AND DECLARING AN EMERGENCY.

First Reading 573
Second Reading 594
Reported 785

SENATE BILL NO. 164—By Thomas of the Senate and Watson (Kiowa), of the House.

AN ACT MAKING THE SELLING, GIVING AWAY, OR OTHERWISE FURNISHING ANY INTOXICATING LIQUORS, PREPARATIONS, COMPOUND OR SUBSTITUTE THEREFOR, FOR BEVERAGE PURPOSES, WHICH RESULTS IN DEATH, MANSLAUGHTER IN THE SECOND DEGREE, FIXING PUNISHMENT, AND DECLARING AN EMERGENCY.

First Reading 592
Second Reading 603
Reported 718

SENATE BILL NO. 165—By Simmons.

AN ACT AMENDING SECTION 4117, C. O. S. 1921, RELATING TO CAPITAL STOCK OF STATE BANKS, REPEALING ALL LAWS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 593
Second Reading 603
Reported 718
Advanced and amended 1775
Considered engrossed 1775
Third Reading 1775
Referred for engrossment 1777
Reported engrossed 1797
Transmitted to House 1797

SENATE BILL NO. 166—By Thomas.

AN ACT AMENDING SECTION 6996-7, CHAPTER 52, ARTICLE 1, C. O. S. 1921, RELATING TO FURNISHING INTOXICATING LIQUORS TO PERSONS UNDER 21 YEARS OF AGE, LUNATICS AND DRUNKARDS, AND DECLARING AN EMERGENCY.

First Reading 593
Second Reading 603
Reported 719

SENATE BILL NO. 167—By Shearer.

AN ACT AMENDING SECTION 6774, C. O. S. 1921, RELATING TO FRATERNAL INSURANCE, REPEALING ALL ACTS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 593
Second Reading 603

Reported 753
Considered and advanced 918
Reported engrossed 928
Third Reading 959
Transmitted to House 960

SENATE BILL NO. 168—By Waldrep.

AN ACT AMENDING SECTION 9692, C. O. S. 1921, RELATING TO MUNICIPAL LEVIES, REPEALING ALL ACTS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 593
Second Reading 603
Reported 971

SENATE BILL NO. 169—By Waldrep.

AN ACT AUTHORIZING MUNICIPAL OFFICIALS TO MAKE PURCHASES OF CERTAIN SUPPLIES IN ONE FISCAL YEAR TO BE USED IN THE SUCCEEDING FISCAL YEAR; AUTHORIZING SUCH OFFICIALS TO ENTER INTO CERTAIN CONTRACTS DURING ONE FISCAL YEAR TO BE EXECUTED IN A SUBSEQUENT FISCAL YEAR, PLACING LIMITATIONS THEREON, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 593
Second Reading 603
Reported 971

SENATE BILL NO. 170—By Terwilleger.

AN ACT MAKING AN APPROPRIATION FOR THE REFUNDING OF CERTAIN TAXES TO J. A. HULL AND MRS. LINA J. HULL OF TULSA COUNTY, COLLECT-

ED IN EXCESS OF TAXES DUE UNDER THE STATE INCOME TAX, AND DECLARING AN EMERGENCY.

First Reading 594
Second Reading 603

SENATE BILL NO. 171—By Rexroat.

AN ACT APPROPRIATING THE SUM OF ONE THOUSAND ($1,000.00) DOLLARS TO BE PLACED IN THE SPECIAL PAYMENT FUND IN THE OFFICE OF THE ATTORNEY GENERAL OF THE STATE OF OKLAHOMA; AND DECLARING AN EMERGENCY.

First Reading 594
Second Reading 604

SENATE BILL NO. 172—By Kimerer.

AN ACT PROVIDING FOR AN APPROPRIATION OF $50,000.00 FOR THE BUILDING AND EQUIPMENT OF A BARRACK BUILDING FOR THE UNION SOLDIERS' HOME AT OKLAHOMA CITY, AND DECLARING AN EMERGENCY.

First Reading 601
Second Reading 656

SENATE BILL NO. 173—By Hill and Looney.

AN ACT PROVIDING FOR THE OPERATION OF PUBLIC WAREHOUSES OR GRAIN ELEVATORS UNDER CERTAIN CONDITIONS; PRESCRIBING A PENALTY FOR THE VIOLATION OF THE PROVISIONS OF THIS ACT; PROVIDING THAT PROSECUTIONS FOR A VIOLATION OF ANY OF THE PROVISIONS OF SAID ACT MAY BE BROUGHT BY EITHER THE

COUNTY ATTORNEY OF THE COUNTY OF VENUE OR BY THE ATTORNEY GENERAL OF THE STATE OF OKLAHOMA; AND REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH.

First Reading 601
Second Reading 656
Reported 822
Stricken from calendar and re-referred 892

SENATE BILL NO. 174—By Austin.

AN ACT PROVIDING FOR THE RENEWAL OF A CHARTER AND EXTENDING THE TIME OF ITS EXISTENCE OF ANY CORPORATION CHARTERED UNDER THE LAWS OF THIS STATE, FIXING THE FEES AND PROCEDURE THEREFOR, REPEALING ALL LAWS AND PARTS OF LAWS IN CONFLICT THEREWITH, AMENDING SECTION 5290, C. O. S. 1921, AND DECLARING AN EMERGENCY.

First Reading 602
Second Reading 656
Reported 694
Advanced 1041
Reported engrossed 1079
Third Reading 1084
Transmitted to House 1085
Referred for enrollment 2100
Reported enrolled 2128
Fourth Reading 2128
Referred to Governor 2147

SENATE BILL NO. 175—By Reed of the Senate and Carmichael of the House.

AN ACT TO AUTHORIZE THE ACQUISITION OF THE PROPERTY OF SOUTHERN POWER AND LIGHT

COMPANY BY THE SOUTHWESTERN LIGHT & POWER COMPANY, AND DECLARING AN EMERGENCY.

First Reading 602
Second Reading 656
Withdrawn from Committee 724
Considered and advanced 762
Reported engrossed 908
Third Reading 916
Transmitted to House 917
Referred for enrollment 1142
Reported enrolled 1168
Fourth Reading 1169
Referred to Governor 1249
Approved by Governor 1319

SENATE BILL NO. 176—By Fidler, Johnson (Creek), Waldrep, Peck, Terwilleger, Storms, Rexroat, George, Rice, Austin, Hill and Ferguson.

AN ACT REPEALING ARTICLE 20 AND SECTIONS 9934 TO 9945 INCLUSIVE, OF THE C. O. S. 1921 ABOLISHING THE TAXATION OF INCOMES, AND DECLARING AN EMERGENCY.

First Reading 602
Second Reading 656
Reported 907

SENATE BILL NO. 177—By Fidler, Johnson (Creek), Waldrep, Peck, Storms, Rexroat, George, Andrews, Hill, VanDall and Terwilleger.

AN ACT REPEALING ARTICLE 18 AND SECTIONS 9856 TO 9919 INCLUSIVE, OF THE C. O. S. 1921, ABOLISH-

ING THE TAXATION OF INHERITANCE, AND DECLARING AN EMERGENCY.

First Reading 602
Second Reading 656
Reported 1051

SENATE BILL NO. 178—By Andrews and Anglin.
AN ACT AMENDING SECTION 7464, C. O. S. 1921, RELATING TO LIENS AND DECLARING AN EMERGENCY.

First Reading 602
Second Reading 656
Reported 753
Advanced 981
Reported engrossed 1112
Third Reading 1126
Transmitted to House 1127
Referred for enrollment 2134
Reported enrolled 2144
Fourth Reading 2144
Referred to Governor 2157

SENATE BILL NO. 179—By Johnson (Caddo).
AN ACT CHANGING THE NAME OF THE CAMERON SCHOOL OF AGRICULTURE TO CAMERON STATE AGRICULTURAL COLLEGE; PROVIDING FOR TWO YEARS' ADDITIONAL COLLEGE WORK AT SAID COLLEGE, AND DECLARING AN EMERGENCY.

First Reading 602
Second Reading 657
Reported 753
Considered and advanced 782
Reported engrossed 928

Third Reading and re-referred to Committee 954
Reported 1051
Advanced 1349
Reported engrossed 1423
Third Reading 1446
Transmitted to House 1448
Referred for enrollment 2127
Reported enrolled 2137
Fourth Reading 2137
Referred to Governor 2157

SENATE BILL NO. 180—By Johnson (Caddo) of the Senate, and Manning of the House.

AN ACT AMENDING SECTIONS 1 AND 2, CHAPTER 198, OKLAHOMA SESSION LAWS, 1925, RAISING THE EXCISE TAX ON GASOLINE FROM 3 TO 4 CENTS PER GALLON AND PROVIDING THAT ADDITIONAL ONE CENT PER GALLON PROVIDED BY SAID ACT SHALL BE USED IN THE COUNTY IN WHICH SAID GASOLINE WAS SOLD, FOR THE PURPOSE OF RETIRING BONDS WHICH HAVE BEEN VOTED BY SAID COUNTY FOR MATCHING STATE, OR FEDERAL AID IN THE CONSTRUCTION OF STATE HIGHWAYS; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 655
Second Reading 696

SENATE BILL NO. 181—By Nesbitt.

AN ACT AUTHORIZING THE TREASURER OR ANY PUBLIC OFFICIAL OF THE STATE, COUNTY OR OTHER MUNICIPALITY OF THE STATE OF OKLA-

HOMA TO INVEST FUNDS IN HIS POSSESSION IN GUARANTEED MORTGAGES AND DEBENTURE SECURITIES AND DECLARING AN EMERGENCY.

First Reading 655
Second Reading 697

SENATE BILL NO. 182—By Otjen, Austin and Rexroat.

AN ACT CREATING A SURVEY COMMITTEE TO MAKE A SURVEY OF THE DIFFERENT STATE DEPARTMENTS AND MAKE RECOMMENDATIONS IN REGARD THERETO, MAKING AN APPROPRIATION THEREFOR AND DECLARING AN EMERGENCY.

First Reading 655
Second Reading 697
Reported 859

SENATE BILL NO. 183—By Williamson and Stigler.

AN ACT FOR THE SPECIFIC ATTACHMENT OF PERSONAL PROPERTY COVERED BY A LIEN AND FOR A FORECLOSURE THEREOF BY SALE OF THE PROPERTY AND TO FURNISH A SPEEDY AND COMPLETE REMEDY IN ONE ACTION AND DECLARING AN EMERGENCY.

First Reading 655
Second Reading 697

SENATE BILL NO. 184—By Loofbourrow of the Senate and Sewell and Baggerly of the House.

AN ACT RELATING TO JUDICIAL DISTRICTS 19 AND 20; FIXING TERMS OF COURT THEREOF; TRANSFERRING ELLIS COUNTY INTO DISTRICT NO. 20

AND TRANSFERRING GRANT AND ALFALFA COUNTIES INTO DISTRICT NO. 19; CREATING DISTRICT NO. 31; PROVIDING FOR THE APPOINTMENT AND ELECTION OF THE JUDGE THEREOF; MAKING AN APPROPRIATION THEREFOR; REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 694
Second Reading 723
Considered 1195
Advanced 1196
Reported engrossed 1256
Third Reading 1279
Transmitted to House 1281
Referred for enrollment 1798
Reported enrolled 1816
Fourth Reading 1816
Referred to Governor 1823
Approved by Governor 2161

SENATE BILL NO. 185—By Peck of the Senate and Pomeroy of the House.

AN ACT RELATING TO THE DISTRIBUTION OF CERTAIN FUNDS DERIVED IN COUNTIES HAVING A POPULATION OF NOT LESS THAN 33,400 AND NOT MORE THAN 33,500 AS SHOWN BY THE LAST FEDERAL DECENNIAL CENSUS, AND DECLARING AN EMERGENCY.

First Reading 695
Second Reading—To Calendar 723
Considered and advanced 918
Reported engrossed 928

Third Reading 962
Transmitted to House 963
Passed by House, as amended 1575
Senate concurs in House amendments 1576
Referred for enrollment 1578
Reported enrolled 1608
Fourth Reading 1608
Referred to Governor 1649
Approved by Governor 1699

SENATE BILL NO. 186—By Rice.

AN ACT AUTHORIZING COUNTY FAIR ASSOCIATIONS IN ALL COUNTIES IN THIS STATE HAVING A POPULATION OF NOT LESS THAN 22,150 OR NOT MORE THAN 22,400 ACCORDING TO THE 1920 OR ANY SUCCEEDING FEDERAL CENSUS, TO PURCHASE FAIR GROUNDS OR BUILDINGS BELONGING TO CITIES OR TOWNS, ETC.

First Reading 695
Second Reading—To Calendar 723
Advanced 919
Reported engrossed 975
Third Reading 981
Transmitted to House 982
Referred for enrollment 1691
Reported enrolled 1852
Fourth Reading 1853
Referred to Governor 1910
Approved by Governor 2041

SENATE BILL NO. 187—By Ferguson and Clark of the Senate and Chappell, Webber, Fry, Bell and Beck of the House.

AN ACT DEFINING THE 12TH AND 21ST JUDICIAL DISTRICTS OF OKLAHOMA AND ASSIGNING

JUDGES THERETO, CREATING A NEW DISTRICT OUT OF PAWNEE AND NOBLE COUNTIES TO BE KNOWN AS JUDICIAL DISTRICT NUMBER 29 AND ASSIGNING A JUDGE THERETO, FIXING THE TERMS OF COURT THEREIN AND DECLARING AN EMERGENCY.

First Reading 695
Second Reading 723

SENATE BILL NO. 188—By Fidler, VanDall, Hill, Johnson (Creek) and Peck.

AN ACT AUTHORIZING BOARDS OF COUNTY COMMISSIONERS OF THE COUNTIES OF THE STATE OF OKLAHOMA TO EMPLOY AUDITORS AND ACCOUNTANTS TO MAKE COUNTY AUDITS, FINANCIAL REPORTS AND ACCOUNTING STATEMENTS, AND TO ASSIST THE COUNTY ATTORNEY IN THE DEFENSE OF TAX LITIGATION AGAINST THE COUNTIES AND MUNICIPAL SUBDIVISIONS THEREOF; PROVIDING COMPENSATION THEREFOR, REPEALING ALL LAWS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

First Reading 720
Second Reading 757
Reported 823

SENATE BILL NO. 189—By Fidler.

AN ACT AUTHORIZING AND EMPOWERING THE STATE BOARD OF PUBLIC AFFAIRS TO ACCEPT LAND FROM ANY PERSON OR CONCERN ADJACENT OR CONTIGUOUS TO THE CAPITOL GROUNDS; PROVIDING THE IMPROVEMENT THEREOF FOR PUBLIC PURPOSES AND MAKING

AN APPROPRIATION FOR THAT PURPOSE, AND DECLARING AN EMERGENCY.

First Reading 720
Second Reading 757
Reported 907

SENATE BILL NO. 190—By Darnell.

AN ACT AMENDING AND RE-ENACTING SECTION 9513 OF THE COMPILED STATUTES OF OKLAHOMA 1921, RELATING TO THE DUTIES OF THE STATE LIBRARIAN AND DECLARING AN EMERGENCY.

First Reading 720
Second Reading 757

SENATE BILL NO. 191—By Committee on Banks and Banking.

AN ACT AMENDING SECTION 4185, C. O. S. 1921, RELATING TO PUBLICATION OR CIRCULATION OF FALSE, MALICIOUS OR UNPRIVILEGED STATEMENTS FOR THE PURPOSE OF INJURING BANKING INSTITUTIONS OPERATING UNDER THE LAWS OF THE STATE OF OKLAHOMA, PROVIDING A PENALTY THEREFOR, AND DECLARING AN EMERGENCY.

First Reading 721
Second Reading 757
Reported 1024

SENATE BILL NO. 192—By Waldrep.

AN ACT MAKING APPROPRIATION FOR THE DEPARTMENT OF THE STATE EXAMINER AND INSPECTOR, AND DECLARING AN EMERGENCY.

First Reading 721
Second Reading 757
Reported 1052
Advanced 1347
Reported engrossed 1391
Third Reading 1409
Transmitted to House 1411
Referred for enrollment 1960
Reported enrolled 1972
Fourth Reading 1972
Referred to Governor 1988

SENATE BILL NO. 193—By George of the Senate and Lane of the House.

AN ACT AMENDING SECTION 8651 C. O. S. 1921, RELATING TO THE UNIVERSITY REVOLVING FUND, AND REPEALING CERTAIN CONFLICTING STATUTES.

First Reading 721
Second Reading 757
Reported 1109
Advanced 1350
Reported engrossed 1516
Third Reading 1521
Transmitted to House 1522

SENATE BILL NO. 194—By Rexroat.

AN ACT CREATING THE OFFICE OF STATE POMOLOGIST AND ASSISTANT, AUTHORIZING THE APPOINTMENT, FIXING SALARIES OF SAID OFFICERS, AND MAKING AN APPROPRIATION FOR THE PAYMENT OF SALARIES AND OTHER EXPENSES OF SAID OFFICERS AND DECLARING AN EMERGENCY.

First Reading 721
Second Reading 758
Reported and re-referred 823

SENATE BILL NO. 195—By Boyer.

AN ACT GIVING THE COUNTY COMMISSIONERS OF COTTON COUNTY, OKLAHOMA AUTHORITY TO WAIVE THE PENALTY PRESCRIBED ON DELINQUENT AD VALOREM TAXES, AND DECLARING AN EMERGENCY.

First Reading 721
Second Reading 758

SENATE BILL NO. 196—By Peck, Shearer, Fidler, Johnson (Creek), VanDall, et al.

AN ACT AMENDING SECTION 6729, C. O. S. 1921, RELATING TO MEDICAL EXAMINATION FOR LIFE INSURANCE, AND CERTAIN ACTS AMENDING THE SAME, ETC.

First Reading 721
Second Reading 758
Reported 1296
Advanced 1352

SENATE BILL NO. 197—By Thomas, Looney and Reed.

AN ACT PROVIDING FOR THE GROWING OF CERTAIN VARIETIES OR SPECIES OF COTTON IN THIS STATE; PROHIBITING THE PICKING, HARVESTING, GINNING, OR THE POSSESSION WITH INTENT TO PLANT IN THIS STATE, ETC.

First Reading 722
Second Reading 758
Reported 824

SENATE BILL NO. 198—By George, Fidler and Terwilleger.

AN ACT AMENDING SECTIONS 1, 2, 3, 4 AND 9, CHAPTER 128 OF THE 1925 S. L. OF OKLAHOMA, SAID SECTIONS BEING ALSO SECTIONS 3457—1, 2, 3, 5, AND 9 OF CHAPTER 14-A OF THE SUPPLEMENT C. O. S. ANNOTATED 1926, ETC.

First Reading 722
Second Reading 758
Reported 887
Considered 1382-3
Advanced 1383
Considered engrossed 1383
Third Reading 1383
Referred for engrossment 1384
Reported engrossed 1403
Transmitted to House 1403

SENATE BILL NO. 199—By Peck and Waldrep.

AN ACT RELATING TO ROAD AND BRIDGE WORK AND INSPECTION THEREOF BY COUNTY COMMISSIONERS, FIXING THE COMPENSATION FOR SUCH WORK AND DECLARING AN EMERGENCY.

First Reading 722
Second Reading 758
Reported 785
Advanced 1352
Reported engrossed 1499
Third Reading 1502
Transmitted to House 1504
Referred for enrollment 1915
Reported enrolled 1953
Fourth Reading 1953
Referred to Governor 1977

SENATE BILL NO. 200—By Rice.

AN ACT AMENDING SECTION 7651 CHAPTER 64, ARTICLE 2, C. O. S. 1921, RELATING TO THE FILING OF CHATTEL MORTGAGES, THE KEEPING OF RECORDS THEREON AND THE FURNISHING OF COPIES OF SUCH RECORD.

First Reading 754
Second Reading 788
Reported 1296

SENATE BILL NO. 201—By Johnson (Creek).

AN ACT PROVIDING FOR AN ADDITIONAL JUDGE FOR THE 22ND JUDICIAL DISTRICT OF OKLAHOMA, SAME TO BE NOMINATED FROM, AND A RESIDENT OF, CREEK COUNTY, AND DECLARING AN EMERGENCY.

First Reading 754
Second Reading—To Calendar 788
Considered and advanced 1118
Considered engrossed 1118
Third Reading 1118
Referred for engrossment 1119
Reported engrossed 1138
Transmitted to House 1138
Referred for enrollment 1368
Reported enrolled 1391
Fourth Reading 1391
Referred to the Governor 1402
Approved by the Governor 1425

SENATE BILL NO. 202—By Johnson (Creek), Looney and Reed of the Sen te and Reece, McLaury, Windle, Nash and Beck of the House.

AN ACT AUTHORIZING THE PLACING OF THE DAIRY HERDS OF ALL STATE INSTITUTIONS OF THE

STATE OF OKLAHOMA UNDER THE SUPERVISION OF THE DAIRY DEPARTMENT OF THE A. & M. COLLEGE AT STILLWATER, OKLAHOMA, AND REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH.

First Reading 754
Second Reading 788

SENATE BILL NO. 203—By Johnson (Creek), Looney and Reed of the Senate and Reece, McLaury, Windle, Nash and Beck of the House.

AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF CONSTRUCTING A MEAT LABORATORY AND EQUIPPING THE SAME AT THE AGRICULTURAL AND MECHANICAL COLLEGE AT STILLWATER, OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 755
Second Reading 788

SENATE BILL NO. 204—By Johnson (Creek), Looney and Reed of the Senate and Reece, McLaury, Windle, Nash and Beck of the House.

AN ACT MAKING AN APPROPRIATION FOR THE BUILDING AND EQUIPMENT OF A POULTRY BROODER HOUSE AT THE AGRICULTURAL AND MECHANICAL COLLEGE AT STILLWATER, OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 755
Second Reading 788
Reported 1297
Advanced 1526
Reported Engrossed 1575
Third Reading 1597
Transmitted to House 1599

Referred for Enrollment 2008
Reported Enrolled 2033
Fourth Reading 2033
Referred to the Governor 2123

SENATE BILL NO. 205—By George.

AN ACT AMENDING SECTION 9230 OF CHAPTER 80, ARTICLE 12, OF C. O. S. 1921, RELATING TO SALARIES, OFFICERS AND EMPLOYEES OF THE STATE PENITENTIARY, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 755
Second Reading 789

SENATE BILL NO. 206—By Johnson (Creek).

AN ACT CREATING PEACE OFFICERS' PENSION FUND, PROVIDING THEIR COMPENSATION, PROVIDING THE DUTIES OF THE COMMISSIONER OF PENSIONS RELATIVE THERETO, APPROPRIATING MONEYS TO CARRY INTO EFFECT THE PROVISIONS OF THE LAW RELATIVE TO SAID FUND, AND DECLARING AN EMERGENCY.

First Reading 755
Second Reading 789

SENATE BILL NO. 207—By Austin.

AN ACT AMENDING SECTION 2612 C. O. S., 1921; REPEALING ALL LAWS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 755
Second Reading 789
Reported 1052

SENATE BILL NO. 208—By Austin.

AN ACT AMENDING SECTION 2611, C. O. S. 1921, REPEALING ALL ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 756
Second Reading 789
Reported 1053

SENATE BILL NO. 209—By Lamar Looney.

AN ACT RELATING TO THE CUSTODY OF CHILDREN BY PERSONS OTHER THAN THE PARENTS OF SUCH CHILDREN, REGULATING AND PRESCRIBING CERTAIN CONDITIONS TO BE OBSERVED BY PERSONS AUTHORIZED BY LAW TO CARE FOR OR TO SECURE HOMES FOR SUCH CHILDREN, ETC.

First Reading 756
Second Reading 789

SENATE BILL NO. 210—By George, Williamson, Rice, Wheatley, of the Senate and Lane of the House.

AN ACT AMENDING SECTIONS 6154 AND 6298 OF THE C. O. S. 1921 RELATING TO THE CREATION AND ALTERATION OF VOTING PRECINCTS, BY AUTHORIZING COUNTY ELECTION BOARDS TO CREATE, ALTER, DIVIDE AND DISCONTINUE VOTING PRECINCTS AS IN THEIR JUDGMENT IS BEST AND PROPER, ETC.

First Reading 756
Second Reading 789
Reported 1340
Advanced 1527
Report engrossed 1575
Third Reading 1592
Transmitted to House 1594

Passed by House, as amended 2140
Senate concurs in House Amendments 2141
Referred for enrollment 2142
Reported enrolled 2154
Fourth Reading 2154
Referred to Governor 2166

SENATE BILL NO. 211—By Loofbourrow.

AN ACT ABOLISHING THE OFFICE OF COUNTY SURVEYOR IN TEXAS COUNTY, AND DECLARING AN EMERGENCY.

First Reading 756
Second Reading—To Calendar 789
Advanced 829
Reported engrossed 928
Third Reading 956
Transmitted to House 957
Referred for enrollment 1142
Reported enrolled 1168
Fourth Reading 1169
Referred to Governor 1249
Approved by Governor 1325

SENATE BILL NO. 212—By Loofbourrow.

AN ACT ABOLISHING THE OFFICE OF COUNTY SURVEYOR IN BEAVER COUNTY, AND DECLARING AN EMERGENCY.

First Reading 756
Second Reading—To Calendar 789
Advanced 829
Reported engrossed 928
Third Reading 957
Transmitted to House 959
Referred for enrollment 1142
Reported enrolled 1168

Fourth Reading 1169
Referred to Governor 1249

SENATE BILL NO. 213—By Loofbourrow and Hill.

AN ACT TO AMEND SECTION 3, CHAPTER 88, SESSION LAWS OF 1913, BEING SECTION 5325, C. O. S. 1921, ENTITLED "AN ACT PROHIBITING CORPORATE OWNERSHIP OF REAL ESTATE AND PROVIDING THE MANNER IN WHICH SUCH REAL ESTATE SHALL BE SOLD" AND TO AMEND SAME BY ELIMINATING THEREFROM THE PROVISION THAT DUPLICATE OF THE REPORTS FILED WITH THE CORPORATION COMMISSION MUST BE RECORDED WITH THE COUNTY CLERK.

First Reading 786
Second Reading 826
Reported 1053

SENATE BILL NO. 214—By Fidler, Anglin and Boyer.

AN ACT AMENDING PARAGRAPH "D" OF SECTION 111, C. O. S. 1921, AS AMENDED BY SENATE BILL 26, PASSED BY THE SECOND SPECIAL SESSION OF THE NINTH LEGISLATURE, OF 1924, RELATING TO CLERICAL, STENOGRAPHIC AND OTHER POSITIONS IN THE STATE TREASURER'S DEPARTMENT, MAKING APPROPRIATION THEREFOR, AND REPEALING CONFLICTING STATUTES.

First Reading 786
Second Reading 826
Reported 1054
Advanced 1247
Reported engrossed 1391
Third Reading 1404
Transmitted to House 1405
Referred for enrollment 1962

Reported enrolled 1980
Fourth Reading 1981
Referred to Governor 2123

SENATE BILL NO. 215—By Rexroat.

AN ACT AMENDING SECTIONS 6596 AND 740 AND REPEALING SECTIONS 741 AND 1045 C. O. S. 1921, RELATING TO EXEMPTION AND GARNISHMENT OF WAGES AND DECLARING AN EMERGENCY.

First Reading 787
Second Reading 826
Reported 887

SENATE BILL NO. 216—By Anglin.

AN ACT REQUIRING THAT SOME SUITABLE PASSAGE OF THE BIBLE BE READ DAILY IN EACH PUBLIC SCHOOL IN THIS STATE TO ALL OF THE STUDENTS THEREOF IF SAID SCHOOL IS SUPPORTED IN WHOLE OR IN PART BY PUBLIC FUNDS, AND DECLARING AN EMERGENCY.

First Reading 786
Second Reading 826
Reported do not pass 1014
Placed on Calendar, notwithstanding 1015
Advanced 1348
Reported engrossed 1464
Third Reading 1468
Re-referred to Committee 1472
Reported 1473
Failed of passage 1474
Motion lodged 1474

SENATE BILL NO. 217—By Goodall.

AN ACT AMENDING SUBDIVISION X OF SECTION III OF ARTICLE XI OF THE C. O. S. 1921, RELATING

TO EMPLOYEES AND PROVIDING FOR THEIR SALARIES.

First Reading 786
Second Reading 826

SENATE BILL NO. 218—By McCurley, Fidler, Waldrep, Rexroat, of the Senate, and Reeves, Faulk, Thomas, Beck, James, Deardorff and Leecraft of the House.

AN ACT TO APPROPRIATE $5,000 FOR THE YEAR 1927-28 AND $5,000 FOR THE YEAR 1928-29 TO DEMONSTRATE, ENCOURAGE, SHIP AND MARKET SUGAR BEETS FOR THE MANUFACTURE OF SUGAR TO A REFINERY THEREFROM AND MATTERS CONNECTED THERETO.

First Reading 787
Second Reading 826
Reported and re-referred 1024

SENATE BILL NO. 219—By Shearer, Hill, VanDall, Nesbitt, Marshall, Rexroat, Powers, Shepherd and Graham.

AN ACT TO REGULATE AND PROTECT THE EXPENDITURE OF MONEYS RAISED BY THE ISSUANCE OF COUNTY BONDS FOR CONSTRUCTION OF PERMANENT ROADS IN ANY COUNTY, AND TO SUPERVISE AND REGULATE CONTRACTS THEREFOR, PAST, PRESENT OR FUTURE AND DECLARING AN EMERGENCY.

First Reading 787
Second Reading 826

SENATE BILL NO. 220—By Smith.

AN ACT MAKING IT UNLAWFUL FOR ANY PERSON OR FOR THE AGENT OR SALESMAN OF ANY PERSON, FIRM OR CORPORATION, TO IN THIS STATE

SELL, PROMOTE OR INDUCE THE SALE OF ANY REAL ESTATE OR PERSONAL PROPERTY LOCATED IN OTHER STATES WITHOUT FIRST PAYING A FEE AND SECURING A LICENSE THEREFOR, FIXING A PENALTY FOR VIOLATION THEREOF, PROVIDING FOR THE DISTRIBUTION OF SAID FEES, AND DECLARING AN EMERGENCY.

First Reading 788
Second Reading 827

SENATE BILL NO. 221—By Darnell, Rexroat, VanDall and Ferguson.

A BILL PROVIDING FOR THE AUTHENTICATION AND IDENTIFICATION OF ELECTION BALLOTS; PROVIDING FOR THE INSTALLATION OF A VOTING DEVICE OR BALLOT PROTECTOGRAPH TO BE USED IN GENERAL, PRIMARY AND SPECIAL ELECTIONS IN THE STATE OF OKLAHOMA; PROVIDING FOR THE USE AND CUSTODY THEREOF; FIXING PENALTIES FOR VIOLATION THEREOF; REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT THEREWITH.

First Reading 824
Second Reading 838
Reported 1341

SENATE BILL NO. 222—By Johnson (Creek).

AN ACT PROVIDING FOR A REFUND OF MILEAGE TAXES ERRONEOUSLY PAID; MAKING AN APPROPRIATION THEREFOR; AND DECLARING AN EMERGENCY.

First Reading 825
Second Reading 838
Reported 1562

SENATE BILL NO. 223—By Storms.

AN ACT REGULATING THE CONDUCT OF POULTRY BUSINESS; PRESCRIBING A PUNISHMENT FOR THE VIOLATION THEREOF, AND DECLARING AN EMERGENCY.

First Reading 825
Second Reading 838
Reported 1054

SENATE BILL NO. 224—By Gray.

AN ACT REPEALING SECTIONS 3712, 3713, 3714, 3715, 3716, 3717 AND 3718, C. O. S. 1921, REPEALING ALL ACTS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 825
Second Reading 838
Reported 908
Committee Report withdrawn 922
Reported 927

SENATE BILL NO. 225—By Gray.

AN ACT REPEALING HOUSE BILL NO. 189 OF THE 10TH LEGISLATURE, BEING CHAPTER 147, SESSION LAWS OF OKLAHOMA, 1925, REPEALING ALL LAWS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 825
Second Reading 838
Reported 972

SENATE BILL NO. 226—By Storms and Fidler.

AN ACT AUTHORIZING AND EMPOWERING ANY BOARD OF EDUCATION OF ANY CHARTER

CITY OR CITY OF THE FIRST CLASS, OF THE STATE OF OKLAHOMA, TO ESTABLISH A FUND FOR SICK BENEFITS, DISABILITY BENEFITS, AND RETIREMENT BENEFITS, FOR THE PUBLIC SCHOOL TEACHERS, PRINCIPALS, AND SUPERVISORS OF SUCH DISTRICT, AND AUTHORIZING SUCH BOARD TO LEVY AN AD VALOREM TAX FOR SUCH PURPOSE AND TO MAKE ALL NEEDFUL RULES AND REGULATIONS THEREFOR.

First Reading 835
Second Reading 865

SENATE BILL NO. *227*—By Andrews.

AN ACT AUTHORIZING AND DIRECTING THE BOARD OF COUNTY COMMISSIONERS OF PITTSBURG COUNTY, OKLAHOMA, TO INCLUDE IN ITS ANNUAL ESTIMATE, AND THE EXCISE BOARD OF SAID COUNTY TO MAKE AN EXTRA ANNUAL LEVY IN SUM EQUAL TO ONE-HALF OF ONE MILL FOR A JURY AND WITNESS FUND IN DISTRICT COURT, AND DECLARING SAME NOT TO BE A CURRENT EXPENSE, REPEALING ALL CONFLICTING LAWS, AND DECLARING AN EMERGENCY.

First Reading 835
Second Reading—To Calendar 865
Advanced 918
Reported engrossed 928
Third Reading 960
Transmitted to House 963
Referred for enrollment 1142
Reported enrolled 1168
Fourth Reading 1169
Referred to Governor 1249
Approved by Governor 1361

SENATE BILL NO. 228—By Johnson (Creek).

AN ACT REPEALING SECTION 5678, C. O. S. 1921, AND DECLARING AN EMERGENCY.

First Reading 835
Second Reading 866
Reported 1562

SENATE BILL NO. 229—By Johnson (Creek).

AN ACT AMENDING SECTION 5677, C. O. S. 1921, AND DECLARING AN EMERGENCY.

First Reading 835
Second Reading 866
Reported 1562

SENATE BILL NO. 230—By Anglin.

AN ACT AMENDING SECTION 249, C. O. S. 1921, RELATING TO THE SERVICE OF SUMMONS UPON AN INFANT, AND PROVIDING PROCEDURE FOR THE SERVICE OF SUMMONS UPON FEEBLE MINDED OR INSANE PERSONS WHO ARE INMATES OF PUBLIC INSTITUTIONS, AND DECLARING AN EMERGENCY.

First Reading 835
Second Reading 866
Reported 1054
Advanced 1350
Reported engrossed 1499
Third Reading 1501
Transmitted to House 1502

SENATE BILL NO. 231—By Anglin.

AN ACT AMENDING SECTION 7255, C. O. S. 1921, RELATING TO THE NUMBER OF HOURS EACH DAY

PUBLIC EMPLOYEES MAY WORK; PROVIDING THAT NURSES IN STATE HOSPITALS OR INSTITUTIONS MAY BE ON DUTY 12 HOURS EACH DAY, AND DECLARING AN EMERGENCY.

First Reading 835
Second Reading 866
Reported 1110
Advanced 1350
Reported engrossed 1516
Third Reading 1518
Transmitted to House 1519

SENATE BILL NO. 232—By Soldiers' Relief Committee.

AN ACT PROVIDING FOR ADDITIONAL BUILDING FOR DINING ROOM AND KITCHEN TO BE USED IN CONNECTION WITH SEPARATE WARD BUILDINGS HERETOFORE ESTABLISHED AT THE CENTRAL OKLAHOMA STATE HOSPITAL, ETC.

First Reading 836
Second Reading 866
Withdrawn from Committee 1526
Advanced 1751
Considered engrossed 1751
Third Reading 1751
Referred for engrossment 1752
Reported engrossed 1755
Transmitted to House 1755
Referred for enrollment 2008
Reported enrolled 2033
Fourth Reading 2033
Referred to Governor 2122

SENATE BILL NO. 233—By Darnell, Williamson, Nesbitt, Fidler and Austin.

AN ACT CREATING THE OFFICE OF AN ADDITIONAL ATTORNEY, LAW CLERK AND STENOGRAPHER

FOR THE BANKING DEPARTMENT, FIXING THE SALARIES, REPEALING CHAPTER 50, SESSION LAWS 1925, AND DECLARING AN EMERGENCY.

First Reading 836
Second Reading 866
Reported 1341
Advanced 1504
Considered engrossed 1504
Considered 1504-05-07
Third Reading 1507
Referred for engrossment 1508
Reported engrossed 1511
Transmitted to House 1511

SENATE BILL NO. 234—By Goodall.

AN ACT PROVIDING FOR A CODE COMMISSION FOR THE STATE OF OKLAHOMA, WHICH COMMISSION SHALL CODIFY ALL THE LAWS AND STATUTES OF THE STATE OF OKLAHOMA.

First Reading 836
Second Reading 866

SENATE BILL NO. 235—By Fidler of the Senate and Reeves and Jolly, of the House.

AN ACT TO REPEAL AN ACT ENTITLED "AN ACT PROVIDING FOR THE ENFORCEMENT OF TAX LIENS ON LANDS AND TOWN LOTS, BY FORECLOSURE PROCEEDINGS, WHERE THE TAX SALE CERTIFICATES, TAX DEEDS OR ANY OF THE PROCEEDINGS RELATING THERETO ARE VOID, ETC.

First Reading 836
Second Reading 866
Reported 1182

SENATE BILL NO. 236—By Austin.

AN ACT RELATING TO POOLS, TRUSTS, CONSPIRACIES AND DISCRIMINATIONS, PRESCRIBING THE PENALTIES FOR VIOLATION THEREOF AND DECLARING AN EMERGENCY.

First Reading 836
Second Reading 866
Reported 1055
Advanced 1583
Considered engrossed 1585
Third Reading 1585
Amended 1585-86
Referred for engrossment 1587
Reported engrossed 1607
Transmitted to House 1608

SENATE BILL NO. 237—By Mrs. Looney.

AN ACT AMENDING SECTION 6094 C. O. S. 1921, RELATING TO PRIMARY ELECTIONS.

First Reading 863
Second Reading 889
Reported 1342

SENATE BILL NO. 238—By Looney of the Senate and Henderson of the House.

AN ACT RELATING TO THE ERADICATION OF BOVINE TUBERCULOSIS, PROVIDING FOR ADDITIONAL VETERINARIANS, MAKING AN APPROPRIATION TO PAY THE SALARIES THEREOF, AND CARRY OUT THE PROVISIONS OF THIS ACT.

First Reading 863
Second Reading 889
Reported and re-referred 1342

SENATE BILL NO. 239—By Waldrep.

AN ACT FIXING THE NUMBER OF DEPUTIES IN THE OFFICE OF THE COUNTY CLERK, COUNTY TREASURER IN POTTAWATOMIE COUNTY, STATE OF OKLAHOMA, FIXING THE SALARY OF EACH DEPUTY; REPEALING ALL ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 863
Second Reading—To Calendar 889
Advanced 919
Reported engrossed 975
Third Reading 982
Transmitted to House 984
Referred for enrollment 1691
Reported enrolled 1852
Fourth Reading 1853
Referred to Governor 1910

SENATE BILL NO. 240—By Waldrep.

AN ACT AMENDING SECTION 6331, C. O. S. 1921, RELATING TO THE OFFICE OF COUNTY ATTORNEY OF POTTAWATOMIE COUNTY, STATE OF OKLAHOMA, REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 864
Second Reading—To Calendar 890
Advanced 919
Reported engrossed 975
Third Reading 984
Transmitted to House 985
Referred for enrollment 1691
Reported enrolled 1852
Fourth Reading 1853
Referred to Governor 1910

SENATE BILL NO. 241—By Shearer.

AN ACT FIXING THE SALARIES OF DEPUTIES IN THE OFFICE OF THE SHERIFF OF LOGAN COUNTY, OKLAHOMA, REPEALING ALL CONFLICTING LAWS, AND DECLARING AN EMERGENCY.

First Reading 864
Second Reading—To Calendar 890

SENATE BILL NO. 242—By Smith of the Senate, and Aldridge of the House.

AN ACT PROVIDING THE COMPENSATION OF THE COUNTY ATTORNEY, SHERIFF, COUNTY CLERK, COUNTY ASSESSOR, COUNTY TREASURER, COURT CLERK, COUNTY SUPERINTENDENT, COUNTY JUDGE AND COUNTY COMMISSIONERS OF SEMINOLE COUNTY, PROVIDING FOR THE APPOINTMENT AND COMPENSATION OF DEPUTIES, ASSISTANTS AND STENOGRAPHERS, REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 864
Second Reading—To Calendar 890
Advanced 980
Reported engrossed 1026
Third Reading and amended 1039
Referred for re-engrossment 1040
Reported engrossed 1099
Transmitted to House 1100
Referred for enrollment 1285
Reported enrolled 1300
Fourth Reading 1301
Referred to Governor 1365
Approved by Governor 1823

SENATE BILL NO. 243—By Powers.

AN ACT AUTHORIZING THE COUNTY TREASURER IN COUNTIES HAVING A POPULATION OF NOT LESS TO THE LAST PRECEDING FEDERAL CENSUS, TO THAN 14,650, NOR MORE THAN 14675, ACCORDING APPOINT ONE OR MORE DEPUTIES IN THE OFFICE OF THE COUNTY TREASURER, FIXING THE SALARIES THEREOF, REPEALING ALL LAWS OR PARTS OF LAWS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

First Reading 864
Second Reading—To Calendar 890
Advanced 1352
Reported engrossed 1423
Third Reading 1437
Transmitted to House 1438
Referred for enrollment 1915
Reported enrolled 1953
Fourth Reading 1953
Referred to Governor 1977

SENATE BILL NO. 244—By Otjen.

AN ACT AMENDING AND RE-ENACTING SECTION 458 OF C. O. S. 1921, REPEALING CHAPTER 96 OF THE SESSION LAWS OF OKLAHOMA, 1925, AND PROVIDING A SUMMARY PROCEDURE FOR CONTESTING NOMINATIONS AT PRIMARY ELECTIONS AND CERTIFICATES OF ELECTIONS OR GENERAL ELECTONS OF THE STATE, ETC.

First Reading 864
Second Reading 890

SENATE BILL NO. 245—By Hill, Darnell and Peck of Senate, Henderson, Chappell of House.

AN ACT AMENDING SECTION 6740 C. O. S. 1921, RELATING TO THE STATE INSURANCE BOARD, AND DECLARING AN EMERGENCY.

First Reading 865
Second Reading 890

SENATE BILL NO. 246—By Darnell and Peck of Senate. Henderson and Chappell of House.

AN ACT AMENDING SECTION 104, C. O. S. 1921, AS AMENDED BY SECTION 4, CHAPTER 189, HOUSE BILL NO. 250, SESSION LAWS, 1923, RELATING TO THE COLLECTION OF A CERTAIN TAX FROM FIRE INSURANCE COMPANIES; CREATING THE POSITION OF STATE FIRE MARSHAL AND SECRETARY OF THE STATE INSURANCE BOARD AND OTHER POSITIONS, ETC.

First Reading 865
Second Reading 890

SENATE BILL NO. 247—By Darnell and Peck of Senate, Henderson and Chappell of House.

AN ACT AMENDING PARAGRAPH "1" OF SECTION 111, C. O. S. 1921 RELATING TO THE STATE INSURANCE BOARD.

First Reading 865
Second Reading 890

SENATE BILL NO. 248—By Soldiers' Relief Committee.

AN ACT MAKING AN ADDITIONAL APPROPRIATION OF $15,000.00 FOR THE FISCAL YEAR ENDING JUNE 30, 1927, FOR THE AID OF SICK, WOUNDED AND DISABLED SOLDIERS, SAILORS AND MARINES OF THE LATE WORLD WAR AND THE WAR WITH SPAIN AND THE NURSES OF SAID WORLD WAR

AND THE WAR WITH SPAIN, AND THEIR DESTITUTE WIVES, WIDOWS AND MINOR CHILDREN, AND DECLARING AN EMERGENCY.

First Reading 888
Second Reading 911
Reported 973
Advanced 973
Considered engrossed 973
Third Reading 973
Referred for engrossment 974
Reported engrossed 1026
Transmitted to House 1026
Referred for enrollment 1915
Reported enrolled 1947
Fourth Reading 1947
Referred to Governor 1965

SENATE BILL NO. 249—By Johnson (Creek).

AN ACT AMENDING SECTION 1, OF CHAPTER 62, OF THE SESSION LAWS OF 1915, AMENDING SECTION 4679, OF THE REVISED LAWS OF OKLAHOMA, 1910, FIXING THE VENUE IN CERTAIN CIVIL CAUSES, AND DECLARING AN EMERGENCY.

First Reading 888
Second Reading 911

SENATE BILL NO. 250—By Anglin.

AN ACT MAKING SUPPLEMENTARY APPROPRIATION TO PAY THE MILEAGE AND PER DIEM OF MEMBERS OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE ELEVENTH LEGISLATURE, SALARIES OF OFFICERS AND EMPLOYEES AND CONTINGENT EXPENSES, AND DECLARING AN EMERGENCY.

First Reading 883
Second Reading 911
Reported 927
Considered and advanced 928
Reported engrossed 975
Third Reading 987
Transmitted to House 988
Passed by House, as amended 1265
House amendments read 1266
Senate concurs in House amendments 1267
Referred for enrollment 1268
Reported enrolled 1269
Fourth Reading 1269
Transmitted to Governor 1282
Approved by Governor 1363

SENATE BILL NO. 251—By Stigler of the Senate, and Berry of the House.

AN ACT CHANGING THE NAME OF THE CONNOR'S STATE SCHOOL OF AGRICULTURE TO CONNOR'S STATE AGRICULTURAL COLLEGE; PROVIDING FOR TWO YEARS' ADDITIONAL COLLEGE WORK AT SAID COLLEGE; REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 389
Second Reading 911
Reported 1025
Advanced 1348
Reported engrossed 1391
Third Reading 1412
Transmitted to House 1413
Referred for enrollment 1902
Reported enrolled 1947
Fourth Reading 1947

Referred to Governor 1965
Approved by Governor 2161

SENATE BILL NO. 252—By Reed.

AN ACT TO PROVIDE ADEQUATE ELEVATOR SERVICE IN THE CAPITOL BUILDING; MAKING PROVISION FOR THE REPAIR OF THE TWO ELEVATORS NOW IN SERVICE, AND FOR THE INSTALLATION OF TWO NEW ELEVATORS; MAKING AN APPROPRIATION THEREFOR, AND DECLARING AN EMERGENCY.

First Reading 889
Second Reading 911
Reported 1110

SENATE BILL NO. 253—By Darnell.

AN ACT AMENDING SECTION 3975 C. O. S. 1921, AND DEFINING THE LIABILITY OF OWNERS AND LESSEES OF AND IN GRAZING DISTRICTS, AND DECLARING AN EMERGENCY.

First Reading 909
Second Reading 930
Reported 1055
Advanced 1350
Reported engrossed 1516
Third Reading 1516
Transmitted to House 1517
Referred for enrollment 2125
Reported enrolled 2137
Fourth Reading 2137
Referred to Governor 2157

SENATE BILL NO. 254—By Andrews.

AN ACT REPEALING SECTION 10686 AND AMENDING SECTIONS 10697 AND 10698 C. O. S. 1921, REPEAL-

ING ALL CONFLICTING LAWS, AND DECLARING AN EMERGENCY.

First Reading 909
Second Reading 930

SENATE BILL NO. 255—By Anglin.

AN ACT AMENDING SECTION 2270 C. O. S. 1921, RELATING TO THE STATE ISSUES COMMISSION, PROVIDING THAT THE ATTORNEY GENERAL SHALL BE THE LEGAL ADVISOR THEREOF AND SHALL APPOINT ONE OF HIS REGULAR ASSISTANTS TO ACT AS, AND BE THE SECRETARY OF SAID COMMISSION AND DECLARING AN EMERGENCY.

First Reading 909
Second Reading 930
Reported 1110
Considered and advanced 1351
Reported engrossed 1499
Third Reading 1510
Emergency failed 1511
Referred for re-engrossment 1511
Reported engrossed 1516
Transmitted to House 1516

SENATE BILL NO. 256—By Ferguson of the Senate and Webber of the House.

AN ACT FIXING THE NUMBER OF DEPUTY COUNTY CLERKS AND LIMITING THEIR SALARIES OF ALL COUNTIES OF THE STATE HAVING A POPULATION OF NOT LESS THAN 19,260 AND NOT MORE THAN 19,270 ACCORDING TO THE LAST PRECEDING FEDERAL DECENNIAL CENSUS, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 909
Second Reading 931
Withdrawn from Committee 979
Advanced 1097
Reported engrossed 1112
Third Reading 1123
Transmitted to House 1124
Referred for enrollment 1691
Reported enrolled 1852
Fourth Reading 1853
Referred to Governor 1910

SENATE BILL NO. 257—By Smith of the Senate and Aldridge and Gilmer of the House.

AN ACT AUTHORIZING THE EXCISE BOARD OF ANY COUNTY TO MAKE SUPPLEMENTAL OR ADDITIONAL APPROPRIATIONS FOR CURRENT EXPENSE PURPOSES FOR JURORS AND WITNESSES FOR THE DISTRICT COURT OF SAID COUNTY FROM THAT PART OF THE GROSS PRODUCTION TAX ON OIL, GAS AND OTHER MINERALS LEVIED AND COLLECTED FOR AND IN AID OF THE CONSTRUCTION OF PERMANENT ROADS AND BRIDGES OF SAID COUNTY; REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 909
Second Reading 931
Reported 975
Considered and advanced 1196
Reported engrossed 1391
Third Reading 1393
Transmitted to House 1395
Passed by House, as amended 1934
Senate concurs in House amendment 1936
Referred for enrollment 1938

Reported enrolled 1953
Fourth Reading 1953
Referred to Governor 1990

SENATE BILL NO. 258—By Fidler.

AN ACT FIXING THE ANNUAL SALARY OF THE SECRETARY; LAW AND EXECUTIVE CLERK; CHIEF TITLE EXAMINER; ASSISTANT TITLE EXAMINERS; CHIEF CLERK OF THE LOAN DIVISION; CHIEF CLERK OF THE LEASE & SALES DIVISION; AND OIL AND GAS AGENT, OF THE COMMISSIONERS OF THE LAND OFFICE, AND DECLARING AN EMERGENCY.

First Reading 910
Second Reading 931
Reported 1025

SENATE BILL NO. 259—By McCurley.

AN ACT AMENDING HOUSE BILL NO. 278, CHAPTER 167, SESSION LAWS OF OKLAHOMA, 1925, AND DECLARING AN EMERGENCY.

First Reading 910
Second Reading 931

SENATE BILL NO. 260—By Ferguson, Harper and Wheatley.

AN ACT AMENDING CHAPTER 13, SESSION LAWS OF 1925, BEING AN ACT AMENDING CHAPTER 86, SESSION LAWS OF REGULAR SESSION OF 1923, GRANTING POWER TO THE BOARD OF COUNTY COMMISSIONERS OF ANY COUNTY TO USE THE SINKING FUND OF THE COUNTY DERIVED FROM PENALTIES, INTEREST OR FORFEITURE ACCRUED OR TO ACCRUE AS PENALTIES OF DELINQUENT TAXES, ETC.

First Reading 910
Second Reading 931
Reported 1421
Advanced 1527
Reported engrossed 1575
Third Reading and amended 1610
Referred for re-engrossment 1611
Reported engrossed 1612
Transmitted to House 1612

SENATE BILL NO. 261—By McCurley.

AN ACT REPEALING SENATE BILL NO. 168, CHAPTER 43, SESSION LAWS OF OKLAHOMA, 1925, AND DECLARING AN EMERGENCY.

First Reading 910
Second Reading 931

SENATE BILL NO. 262—By Anglin.

AN ACT GRANTING AUTHORITY TO THE CITY OF HOLDENVILLE, OKLAHOMA, TO ISSUE BONDS IN AN AMOUNT WITHIN THE LIMITS PRESCRIBED BY THE CONSTITUTION FOR THE PURPOSE OF CONSTRUCTING A BRIDGE OVER THE CANADIAN RIVER AT A POINT TO BE SELECTED BY THE MAYOR AND CITY COUNCIL OF SAID CITY AT A DISTANCE NOT TO EXCEED TEN MILES FROM THE CORPORATE LIMITS OF THE CITY OF HOLDENVILLE, AND DECLARING AN EMERGENCY.

First Reading 929
Second Reading—To Calendar 978
Advanced 978
Reported engrossed 1079
Third Reading 1080
Transmitted to House 1081
Referred for enrollment 1285

Reported enrolled 1300
Fourth Reading 1301
Referred to Governor 1367
Approved by Governor 1546

SENATE BILL NO. 263—By Kimerer and Anglin of the Senate and Hill and Thompson (Garvin) of the House.

AN ACT AMENDING SECTIONS 8701 AND 8710, C. O. S. 1921, RELATING TO THE APPOINTMENT AND DUTIES OF THE BOARD OF DENTAL EXAMINERS, AND THE APPEAL FROM THE ACTION OF SAID BOARD IN REVOKING THE LICENSE OF A PRACTICING DENTIST, AND DECLARING AN EMERGENCY.

First Reading 929
Second Reading 978
Reported 1343

SENATE BILL NO. 264—By Thomas of the Senate and Hines of the House.

AN ACT PROVIDING, IN ADDITION TO SALARIES NOW FIXED BY LAW, CERTAIN COMPENSATION FOR THE BOARD OF COUNTY COMMISSIONERS OF WASHITA COUNTY, OKLAHOMA, FOR THE INSPECTION OF COUNTY ROAD AND BRIDGE WORK, AND DECLARING AN EMERGENCY.

First Reading 929
Second Reading 978

SENATE BILL NO. 265—By Goodall of the Senate and Adair of the House.

AN ACT AUTHORIZING THE BOARD OF COUNTY-COMMISSIONERS OF ADAIR COUNTY, OKLAHOMA TO EXPEND THE SUM OF THIRTY-SEVEN

HUNDRED DOLLARS FOR THE PURCHASE OF A LOT FOR THE COURT HOUSE OF SAID COUNTY, AND DECLARING AN EMERGENCY.

First Reading 929
Second Reading—To Calendar 978
Advanced 1067
Considered engrossed 1067
Third Reading 1067
Referred for engrossment 1069
Reported engrossed 1099
Transmitted to House 1100
Referred for enrollment 1285
Reported enrolled 1300
Fourth Reading 1302
Referred to Governor 1367
Approved by Governor 1494

SENATE BILL NO. 266—By Goodall of the Senate and Adair of the House.

AN ACT AUTHORIZING THE COUNTY TREASURER OF ADAIR COUNTY, STATE OF OKLAHOMA, TO CHARGE OFF AS A LOSS THE SUM OF FIVE THOUSAND FOUR HUNDRED NINETY-EIGHT DOLLARS AND SEVENTY CENTS, WHICH WAS DEPOSITED IN THE DEFUNCT BANK OF STILWELL, OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 929
Second Reading—To Calendar 979
Advanced 1069
Considered engrossed 1069
Third Reading 1069
Referred for engrossment 1070
Reported engrossed 1099
Transmitted to House 1100
Referred for enrollment 1285

Reported enrolled 1300
Fourth Reading 1302
Referred to Governor 1367
Approved by Governor 1494

SENATE BILL NO. 267—By Committee on School Lands.

AN ACT AMENDING SECTIONS 666 AND 667 C. O. S. 1921, AND DECLARING AN EMERGENCY.

First Reading 975
Second Reading 1028
Reported 1111

SENATE BILL NO. 268—By Gulager.

AN ACT AMENDING SECTION 8580 C. O. S. 1921, RELATING TO THE INVESTMENT OF SINKING FUNDS; REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 976
Referred for re-engrossment 1459
Reported engrossed 1464
Transmitted to House 1464
Referred for enrollment 2126
Reported enrolled 2137
Fourth Reading 2137
Referred to Governor 2157

SENATE BILL NO. 269—By Johnson (Creek).

AN ACT AMENDING CHAPTER 134, SESSION LAWS OF OKLAHOMA, 1923, RELATING TO TERMS OF SUPERIOR COURT OF CREEK COUNTY, OKLAHOMA, PROVIDING THAT SAID COURT SHALL BE HELD AT BRISTOW AND DRUMRIGHT; TRANSFERRING THE CASES NOW PENDING IN THE SUPERIOR

COURT AT SAPULPA, AND DECLARING AN EMERGENCY.

First Reading 976
Second Reading—To Calendar 1028
Advanced 1076
Considered engrossed 1076
Third Reading 1077
Referred for engrossment 1078
Reported engrossed 1099
Transmitted to House 1100
Referred for enrollment 1285
Reported enrolled 1300
Fourth Reading 1302
Referred to Governor 1367
Approved by Governor 1699

SENATE BILL NO. 270—By Shepherd.

AN ACT FIXING THE SALARIES OF THE DEPUTIES IN THE OFFICE OF THE COUNTY ASSESSOR AND COUNTY TREASURER OF DEWEY COUNTY, OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 976
Second Reading—To calendar 1028
Advanced 1065
Considered engrossed 1065
Third Reading 1065
Referred for engrossment 1067
Reported engrossed 1099
Transmitted to House 1100
Referred for enrollment 1689
Reported enrolled 1852
Fourth Reading 1853
Referred to Governor 1910

SENATE BILL NO. 271—By Fidler, Rexroat, Gulager, Otjen and Shearer.

AN ACT PROVIDING THAT CITIES OF THE FIRST CLASS MAY LEVY AN ADDITIONAL TAX FOR THE REPAIR AND IMPROVEMENT OF STREETS AND ALLEYS, WHICH TAX SHALL BE IN ADDITION TO AND IN EXCESS OF THE SIXTH MILL MUNICIPAL LEVY NOW AUTHORIZED BY SECTION 9692, C. O. S. 1921, AND REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 976
Second Reading 1028
Reported 1183

SENATE BILL NO. 272—By Fidler.

AN ACT AUTHORIZING SALE OF LIFE ESTATES AND OTHER ESTATES AND PROVIDING FOR THE INVESTMENT OF PROCEEDS THEREOF.

First Reading 976
Second Reading 1029
Reported 1297

SENATE BILL NO. 273—By Anglin.

AN ACT MAKING AN APPROPRIATION TO PAY CLAIMS AGAINST CERTAIN STATE DEPARTMENTS AND INSTITUTIONS HEREIN NAMED, AND DECLARING AN EMERGENCY.

First Reading 976
Second Reading 1029
Reported 1388
Advanced 1527
Reported engrossed 1575
Third Reading and amended 1605
Referred for re-engrossment 1607
Reported engrossed 1612
Transmitted to House 1612

SENATE BILL NO. 274—By VanDall and Otjen.

AN ACT PROHIBITING THE INCURRING OF A DEFICIENCY BY ANY OF THE STATE DEPARTMENTS OR HEADS OF INSTITUTIONS, PROVIDING A PENALTY THEREFOR, REPEALING ALL ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 977
Second Reading 1029
Reported 1111

SENATE BILL NO. 275—By Waldrep.

MAKING AN APPROPRIATION TO REIMBURSE CERTAIN COUNTIES FOR AMOUNTS PAID BY SUCH COUNTIES TO THE STATE OF OKLAHOMA FOR THE CARE OF PATIENTS IN ELEEMOSYNARY INSTITUTIONS, AND DECLARING AN EMERGENCY.

First Reading 977
Second Reading 1029

SENATE BILL NO. 276—By Waldrep of the Senate and Reily and Cobb of the House.

AN ACT PROVIDING FOR ADDITIONAL DEPUTY SHERIFFS, AND UNDER-SHERIFFS IN POTTAWATOMIE COUNTY, ETC.

First Reading 977
Second Reading—To Calendar 1029
Advanced 1063
Considered engrossed 1064
Third Reading 1064
Referred for engrossment 1065
Reported engrossed 1099
Transmitted to House 1100
Referred for enrollment 1285

Reported enrolled 1300
Fourth Reading 1302
Referred to Governor 1367
Approved by Governor 1546

SENATE BILL NO. 277—By Harper.

AN ACT AMENDING SECTION 20, CHAPTER 48, OKLAHOMA SESSION LAWS 1923-24, RELATING TO THE COMPENSATION OF THE MEMBERS OF THE STATE HIGHWAY COMMISSION, AND OF THE STATE HIGHWAY ENGINEER, AND THE SECRETARY OF SAID COMMISSION, AND DECLARING AN EMERGENCY.

First Reading 1026
Second Reading 1059
Reported 1343

SENATE BILL NO. 278—By Fidler.

AN ACT TO REPEAL CHAPTER 87, ARTICLE 10, C. O. S. 1921; RELATING TO PUBLIC ACCOUNTING AND CREATING A STATE BOARD OF ACCOUNTANCY; AND RE-CREATING SAID BOARD, FIXING THE TERM AND COMPENSATION OF MEMBERS, AND PRESCRIBING ITS POWERS AND DUTIES; PROVIDING FOR THE EXAMINATION AND CERTIFICATION OF PUBLIC ACCOUNTANTS AND THEIR REGULATION, AND PRESCRIBING THE RELATION AND OBLIGATION TO CLIENTS OF PERSONS SO CERTIFIED; PRESCRIBING PENALTY FOR MAKING FALSE REPORTS, AND FOR OTHER VIOLATIONS OF THE PROVISIONS HEREOF; AND REPEALING ALL ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 1026
Second Reading 1059
Reported 1383

SENATE BILL NO. 279—By Rice.

AN ACT AUTHORIZING CITIES AND TOWNS TO ESTABLISH A SPECIAL IMPROVEMENT GUARANTEE PAYMENT WHEN DUE OF IMPROVEMENT BONDS; TO PROVIDE FOR THE USE OF SUCH FUND AND INVESTMENT THEREOF; TO PROVIDE FOR THE SOURCE OF SUCH FUND AND THE LIQUIDATION THEREOF; REPEALING ALL LAWS AND PARTS OF LAWS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

First Reading 1027
Second Reading 1059
Reported 1183

SENATE BILL NO. 280—By Waldrep.

AN ACT AMENDING SECTION 20, CHAPTER 48, OF THE SESSION LAWS OF THE STATE OF OKLAHOMA 1923-24, RELATING TO THE HIGHWAY DEPARTMENT; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 1027
Second Reading 1059

SENATE BILL NO. 281—By Hill and Ferguson of the Senate and Hill of the House.

AN ACT MAKING SUPPLEMENTARY APPROPRIATION FOR SALARIES, SUPPORT AND MAINTENANCE OF THE UNIVERSITY HOSPITAL, LOCATED AT OKLAHOMA CITY, FOR THE FISCAL YEAR ENDING JUNE 30, 1927, AND DECLARING AN EMERGENCY.

First Reading 1027
Second Reading 1059

Reported 1297
Advanced 1526
Reported engrossed 1575
Third Reading 1604
Transmitted to House 1605

SENATE BILL NO. 282—By Waldrep.

AN ACT CREATING THE POSITIONS OF TELEPHONE ENGINEER, GAS AND ELECTRIC ENGINEER, AND ENGINEERING CLERK TO BE EMPLOYED BY THE CORPORATION COMMISSION OF THE STATE OF OKLAHOMA, FIXING THE SALARIES OF EACH AND DECLARING AN EMERGENCY.

First Reading 1027
Second Reading 1059

SENATE BILL NO. 283—By Anglin.

AN ACT AUTHORIZING THE COUNTY EXCISE BOARD OF HUGHES COUNTY, OKLAHOMA, TO MAKE A SPECIAL TAX LEVY SUFFICIENT TO PAY AN APPROPRIATION OF $16,000 FOR IMPROVEMENTS TO THE FAIR GROUNDS ADJACENT TO THE CITY OF HOLDENVILLE, OKLAHOMA; AND DECLARING AN EMERGENCY.

First Reading 1028
Second Reading—Advanced 1059
Reported engrossed 1112
Third Reading 1124
Transmitted to House 1126
Referred for enrollment 1693
Reported enrolled 1852
Fourth Reading 1853
Referred to Governor 1910

SENATE BILL NO. 284—By Rexroat.

AN ACT AMENDING SECTION 7889, AND REPEALING SECTIONS 7890, 7891, 7893, 7898 AND 7899, C. O. S. 1921, REPEALING ALL CONFLICTING LAWS AND DECLARING AN EMERGENCY.

First Reading 1056
Second Reading 1115
Reported 1160
Advanced 1771
Considered engrossed 1771
Third Reading 1771
Referred for engrossment 1773
Reported engrossed 1797
Transmitted to House 1797
Referred for enrollment 2160
Reported enrolled 2164
Fourth Reading 2164
Referred to Governor 2174

SENATE BILL NO. 285—By Fidler and George.

AN ACT APPROPRIATING $15,000 OUT OF THE REVOLVING FUND OF THE OKLAHOMA STATE PENITENTIARY AT McALESTER, OKLAHOMA, TO BE USED AS A CASH EMERGENCY FUND FOR SAID INSTITUTION; PROVIDING FOR THE REPLENISHMENT THEREOF, AND DECLARING AN EMERGENCY.

First Reading 1056
Second Reading 1115
Reported 1298
Advanced 1384
Considered engrossed 1384
Third Reading 1385
Referred for engrossment 1387
Reported engrossed 1464

Transmitted to House 1464
Referred for enrollment 1962
Reported enrolled 1980
Fourth Reading 1981
Referred to Governor 2122

SENATE BILL NO. 286—By Soldiers' Relief Committee.

AN ACT AMENDING SECTION 10916, C. O. S. 1921, RELATING TO THE TUBERCULAR SANITARIUM AT SULPHUR, OKLAHOMA, AND PROVIDING FOR THE TREATMENT OF THE DEPENDENTS OF EX-SERVICE PERSONS, REPEALING ALL CONFLICTING LAWS, AND DECLARING AN EMERGENCY.

First Reading 1057
Second Reading—To Calendar 1115
Advanced 1188
Reported engrossed 1256
Third Reading 1262
Transmitted to House 1263
Referred for enrollment 2100
Reported enrolled 2128
Fourth Reading 2128
Referred to Governor 2147

SENATE BILL NO. 287—By Gray of the Senate and Hybarger and Manning of the House.

AN ACT FIXING THE SALARY OF THE COUNTY ATTORNEY, AND ASSISTANT COUNTY ATTORNEY, AND PROVIDING FOR THE APPOINTMENT OF A STENOGRAPHER FOR THE COUNTY ATTORNEY AND FIXING SALARY OF STENOGRAPHERS, IN GRADY COUNTY, OKLAHOMA.

First Reading 1057
Second Reading—To Calendar 1115
Advanced 1115

Reported engrossed 1168
Third Reading 1170
Transmitted to House 1171
Referred for enrollment 1693
Reported enrolled 1852
Fourth Reading 1853
Referred to Governor 1910

SENATE BILL NO. 288—By Waldrep.

A BILL ENTITLED AN ACT AMENDING SECTIONS 9504 AND 9505 OF THE COMPILED OKLAHOMA STATUTES 1921, REPEALING ALL ACTS OR PARTS THEREOF IN CONFLICT THEREWITH AND DECLARING AN EMERGENCY.

First Reading 1057
Second Reading—To Calendar 1115
Advanced 1350
Reported engrossed 1516
Third Reading and amended 1519
Referred for re-engrossment 1521
Reported engrossed 1526
Transmitted to House 1527

SENATE BILL NO. 289—By Judiciary Committee No. 2.

AN ACT REPEALING SECTIONS 2598 TO 2908, INCLUSIVE, COMPILED OKLAHOMA STATUTES, 1921, AND RELATING TO THE EXTRADITION OF PERSONS CHARGED WITH CRIME AND TO MAKE UNIFORM THE LAW WITH REFERENCE THERETO.

First Reading 1057
Second Reading 1115
Reported 1184

SENATE BILL NO. 290—By Judiciary Committee No. 2.

AN ACT CONCERNING AERONAUTICS AND TO MAKE UNIFORM THE LAW WITH REFERENCE THERETO, PROVIDING PENALTIES FOR VIOLATION HEREOF AND DECLARING AN EMERGENCY.

First Reading 1057
Second Reading 1116

SENATE BILL NO. 291—By Austin, Fidler and Darnell.

AN ACT AMENDING SECTIONS 1 AND 2, CHAPTER 25, SESSION LAWS OF OKLAHOMA OF 1923, RELATING TO ASSISTANTS TO BE FURNISHED THE ATTORNEY GENERAL, THE SALARIES TO BE PAID THE SAME; ALSO THE CLERKS AND STENOGRAPHERS TO BE FURNISHED SAID DEPARTMENT, AND THE SALARIES TO BE PAID SAID CLERKS AND STENOGRAPHERS.

First Reading 1057
Second Reading 1116
Reported 1343
Advanced 1456
Considered engrossed 1456
Third Reading 1457
Referred for engrossment 1457
Reported engrossed 1464
Transmitted to House 1464
Passed by House. as amended 2132
Senate concurs in House Amendments 2133
Referred for enrollment 2133
Reported enrolled 2144
Fourth Reading 2144
Referred to Governor 2157

SENATE BILL NO. 292—By Otjen of the Senate and Brewer of the House.

AN ACT AMENDING SECTIONS 2612-2613 AND 2614 OF THE COMPILED OKLAHOMA STATUTES, ANNOTATED, 1921, RELATING TO FURTHER PROSECUTION IN CRIMINAL CASES WHERE A DEMURRER TO THE INDICTMENT OR INFORMATION HAS BEEN SUSTAINED BY THE COURT; AND DECLARING AN EMERGENCY.

First Reading 1058
Second Reading 1116

SENATE BILL NO. 293—By Reed of Senate, and Carmichael of House.

AN ACT AUTHORIZING THE BOARD OF COUNTY COMMISSIONERS OF BECKHAM COUNTY, OKLAHOMA TO USE THE FUNDS DERIVED FROM THE EXCISE TAX ON GASOLINE AS PROVIDED BY THE SESSION LAWS, 1923, OR ANY SUBSEQUENT ACT PROVIDING FOR AN EXCISE TAX ON GASOLINE, AND THE FUNDS DERIVED FROM THE AUTOMOBILE LICENSE, ETC.

First Reading 1058
Second Reading—To Calendar 1116
Advanced 1116
Reported engrossed 1256
Third Reading 1258
Transmitted to House 1260
Referred for enrollment 1693
Reported enrolled 1853
Fourth Reading 1853
Referred to Governor 1910

SENATE BILL NO. 294—By Williamson.

AN ACT FIXING THE NUMBER OF DEPUTIES IN THE OFFICE OF THE COUNTY CLERK, COUNTY SHERIFF AND COUNTY ATTORNEY IN GARVIN

COUNTY, STATE OF OKLAHOMA, FIXING THE SALARIES OF SUCH DEPUTIES, REPEALING ALL ACTS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

First Reading 1058
Second Reading—To Calendar 1116
Advanced 1116
Reported engrossed 1256
Third Reading 1263
Transmitted to House 1265

SENATE BILL NO. 295—By Goodall.

AN ACT MAKING SUPPLEMENTARY APPROPRIATION FOR THE OFFICE OF STATE REPORTER FOR THE FISCAL YEAR ENDING JUNE 30, 1927, AND DECLARING AN EMERGENCY.

First Reading 1112
Second Reading 1166
Reported 1298
Advanced 1526
Reported engrossed 1575
Third Reading 1596
Transmitted to House 1597
Referred for enrollment 2008
Reported enrolled 2033
Fourth Reading 2033
Referred to Governor 2122

SENATE BILL NO. 296—By Marshall.

AN ACT PROHIBITING SWINE, SHEEP, HORSES AND MULES FROM RUNNING AT LARGE WITHIN THE LIMITS OF ANY COUNTY SEAT TOWN IN THE STATE OF OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 1112
Second Reading 1166

SENATE BILL NO. 297—By VanDall.

AN ACT RELATING TO THE PERSONAL RIGHTS OF AN INDIVIDUAL ENGAGED IN LABOR, PROHIBITING INTERFERENCE THEREWITH, PROVIDING PENALTIES FOR THE VIOLATION THEREOF, AND DECLARING AN EMERGENCY.

First Reading 1112
Second Reading 1166
Reported 1389

SENATE BILL NO. 298—By VanDall.

AN ACT REPEALING SECTION 7261 OF THE C. O. S. 1921, RELATING TO AGREEMENTS, COMBINATIONS OR CONTRACTS RELATIVE TO ACTS IN CONTEMPLATION OR FURTHERANCE OF TRADE DISPUTES.

First Reading 1113
Second Reading 1166
Reported 1389

SENATE BILL NO. 299—By VanDall.

AN ACT PROHIBITING THE USE OF THREATS OR COERCION TO SECURE SUPPORT OF A LABOR ORGANIZATION OR TO INDUCE MEMBERSHIP THEREIN, PROVIDING PENALTIES FOR THE VIOLATION THEREOF, AND DECLARING AN EMERGENCY.

First Reading 1113
Second Reading 1166
Reported 1390

SENATE BILL NO. 300—By Rice and Fidler.

AN ACT CREATING JUVENILE OR PROBATION OFFICER IN COUNTIES HAVING A POPULATION OF OVER 116,000 PERSONS, ACCORDING TO THE LAST PRECEDING FEDERAL CENSUS AND PROVIDING FOR THE COMPENSATION AND MANNER OF APPOINTMENT, ETC; AND DECLARING AN EMERGENCY.

First Reading 1113
Second Reading 1166
Reported 1299

SENATE BILL NO. 301—By Gray, Rice and Nesbitt.

AN ACT PROVIDING FOR THE APPOINTMENT OF COUNTY AGENTS AND COUNTY HOME DEMONSTRATION AGENTS BY THE EXTENSION DEPARTMENT OF THE A. & M. COLLEGE OF OKLAHOMA, FIXING THE SALARIES THEREOF AND MAKING AN APPROPRIATION THEREFOR, REQUIRING COUNTIES TO PAY THE EXPENSES THEREOF; REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 1164
Second Reading 1186
Reported 1299
Re-referred to Committee 1347

SENATE BILL NO. 302—By Reed.

AN ACT AUTHORIZING THE COUNTY ASSESSOR OF ROGER MILLS COUNTY, OKLAHOMA, TO APPOINT A DEPUTY COUNTY ASSESSOR AT A SALARY OF $75.00 PER MONTH, AND DECLARING AN EMERGENCY.

First Reading 1164
Second Reading—To Calendar 1186
Advanced 1449
Considered engrossed 1449
Third Reading 1449
Referred for engrossment 1451
Reported engrossed 1464
Transmitted to House 1464
Referred for enrollment 1915
Reported enrolled 1947
Fourth Reading 1947
Referred to Governor 1965

SENATE BILL NO. 303—By Boyer.

AN ACT REPEALING SECTIONS 9798 AND 9799, RELATING TO THE EMPLOYMENT OF COUNTY TAX FERRETS, AND DECLARING AN EMERGENCY.

First Reading 1164
Second Reading 1187

SENATE BILL NO. 304—By Rice.

AN ACT AMENDING SECTION 1, OF CHAPTER 128, OF THE SESSION LAWS OF OKLAHOMA 1923-24, PROVIDING THAT TAXES LEVIED UPON RAILROAD COMPANIES AND OTHER CORPORATIONS AND THEIR FRANCHISES, AND PROPERTY ON MILITARY RESERVATIONS SHALL BE PAID TO THE RURAL DISTRICT OR DISTRICTS WHICH HAVE PREVIOUSLY BEEN RECEIVING SUCH MONEY, ETC.

First Reading 1164
Second Reading—To Calendar 1187
Advanced 1793
Reported engrossed 1797
Third Reading 1800

Transmitted to House 1801
Referred for enrollment 2165
Reported enrolled 2169
Fourth Reading 2169
Referred to Governor 2176

SENATE BILL NO. 305—By Graham, VanDall, Storms, Pullen, McCurley and Gulager of the Senate and Nance, Adair, Leecraft, Hill, Faulk, and Kight of the House.

AN ACT AMENDING SECTION 8592, C. O. S. 1921, RELATING TO DEFICIENCIES IN APPROPRIATIONS AND MAKING IT UNLAWFUL FOR ANY OFFICER, AGENT OR EMPLOYEE OF ANY INSTITUTION SUPPORTED IN WHOLE OR IN PART BY THE STATE TO CREATE OR PERMIT TO BE CREATED ANY DEFICIENCY IN AN APPROPRIATION MADE FOR SUCH INSTITUTION EXCEPT WHEN A CALAMITY AT SUCH INSTITUTION OCCURS, ETC.

First Reading 1165
Second Reading 1187

SENATE BILL NO. 306—By Committee on Judiciary No. 1.

AN ACT CONCERNING THE TAKING OF DEPOSITIONS IN THIS STATE TO BE USED IN ANY FOREIGN JURISDICTION AND TO MAKE UNIFORM THE LAW WITH REFERENCE THERETO, REPEALING ALL ACTS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 1185
Second Reading 1257
Reported 1300

SENATE BILL NO. 307—By Committee on Judiciary No. 1

AN ACT CONCERNING THE PROOF OF STATUTES OF OTHER JURISDICTIONS AND TO MAKE UNIFORM

THE LAW WITH REFERENCE THERETO, REPEALING ALL ACTS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 1185
Second Reading 1257
Reported 1300

SENATE BILL NO. 308—By Storms.

AN ACT AUTHORIZING THE BOARDS OF CITY COMMISSIONERS OF THE CITIES OF THE STATE OF OKLAHOMA TO REMIT AND REFUND CERTAIN PENALTIES ON CERTAIN PAVING TAXES AND ASSESSMENTS AND AUTHORIZING THE COUNTY TREASURERS OF THE STATE OF OKLAHOMA TO COLLECT SAID TAXES AND ASSESSMENTS WITHOUT COLLECTING SUCH PENALTIES, REPEALING ALL CONFLICTING LAWS AND DECLARING AN EMERGENCY.

First Reading 1185
Second Reading 1257
Reported 1486

SENATE BILL NO. 309—By Committee on Education.

AN ACT PROVIDING THAT ANY SURPLUS EXISTING IN THE GENERAL REVENUE FUND OF THE STATE OF OKLAHOMA AT THE CLOSE OF EACH FISCAL YEAR SHALL BE CONVERTED INTO THE PERMANENT SCHOOL FUND OF THE STATE OF OKLAHOMA.

First Reading 1185
Second Reading—To Calendar 1257

SENATE BILL NO. 310—By Rexroat and Reed.

AN ACT PROVIDING FOR THE INSPECTION OF FARM PRODUCTS AND THE ISSUING OF CERTIFICATES

SHOWING THEIR QUALITY AND CONDITION; MAKING CERTIFICATES PRIMA FACIE EVIDENCE IN ALL COURTS OF THE STATE OF OKLAHOMA AND PRESCRIBING QUALIFICATIONS OF FIELD AGENTS IN THE STATE MARKET COMMISSION, AND DECLARING AN EMERGENCY.

First Reading 1185
Second Reading 1258
Reported 1390
Advanced 1620
Reported engrossed 1797
Third Reading 1798
Transmitted to House 1800
Referred for enrollment 2160
Reported enrolled 2164
Fourth Reading 2164
Referred to Governor 2174

SENATE BILL NO. 311—By Darnell and Harper.

AN ACT REPEALING, AMENDING AND RE-ENACTING SECTIONS 8969 AND 8970 C. O. S. 1921, RELATING TO PATIENTS IN THE TUBERCULAR SANITORIA, AND DECLARING AN EMERGENCY.

First Reading 1186
Second Reading 1258

SENATE BILL NO 312—By Committee on Roads and Highways.

AN ACT AMENDING SECTION 6595, C. O. S. 1921, AND PROVIDING THAT AUTOMOBILES SHALL BE RESERVED TO THE HEAD OF EVERY FAMILY RESIDING IN THIS STATE, EXEMPT FROM ATTACHMENT OR EXECUTION AND EVERY OTHER SPECIES OF FORCED SALE FOR THE PAYMENT OF DEBTS, AND DECLARING AN EMERGENCY.

First Reading 1256
Second Reading 1305
Reported 1422

SENATE BILL NO. 313—By VanDall.

AN ACT AUTHORIZING THE REFUND OF OVERPAID OR ERRONEOUSLY PAID STATE TAXES; PROVIDING THE METHOD OF DETERMINING THE RIGHT TO SUCH REFUND; PROVIDING THE METHOD OF PAYMENT AND THE DUTIES OF STATE OFFICES FOR SUCH PURPOSES; AND DECLARING AN EMERGENCY.

First Reading 1257
Second Reading 1305

SENATE BILL NO. 314—By Gulager.

AN ACT PROVIDING FOR THREE ADDITIONAL DEPUTY SHERIFFS FOR MUSKOGEE COUNTY, OKLAHOMA, IN ADDITION TO THOSE ALREADY ALLOWED BY LAW; AND FIXING A SALARY OF SAID DEPUTY SHERIFFS, AND DECLARING AN EMERGENCY.

First Reading 1302
Second Reading—To Calendar 1344
Advanced 1660
Third Reading 1660
Emergency failed 1662
Referred for re-engrossment 1662
Reported engrossed 1664
Transmitted to House 1664
Referred for enrollment 1962
Reported enrolled 1980
Fourth Reading 1981
Referred to Governor 2122

SENATE BILL NO. 315—By Anglin.

AN ACT MAKING APPROPRIATION OUT OF OKLAHOMA STATE UNIVERSITY DORMITORY SINKING FUND AND THE AGRICULTURAL AND MECHANICAL COLLEGE DORMITORY SINKING FUND TO REIMBURSE THE PUBLIC BUILDING FUND FOR MONEYS ALREADY APPROPRIATED OUT OF THE PUBLIC BUILDING FUND FOR THE PURPOSE OF PAYING INTEREST ON OKLAHOMA UNIVERSITY DORMITORY BUILDING BONDS AND A. & M. COLLEGE DORMITORY BUILDING BONDS AND DECLARING AN EMERGENCY.

First Reading 1302
Second Reading—To Calendar 1344
Advanced 1527
Reported engrossed 1575
Third Reading 1608
Transmitted to House 1610
Referred for enrollment 1962
Reported enrolled 1980
Fourth Reading 1981
Referred to Governor 2122

SENATE BILL NO. 316—By Terwilleger.

AN ACT PROVIDING FOR THE BETTER SECURITY OF THE FUNDS OF INDEPENDENT SCHOOL DISTRICTS AND UNITED INDEPENDENT SCHOOL DISTRICTS OF THE STATE, REQUIRING SURETY BONDS OF THE TREASURERS OF SUCH DISTRICTS AND FIXING THE AMOUNT THEREOF, REQUIRING ALL TREASURERS OF SUCH DISTRICTS TO INVEST THE SINKING FUND MONEY OF SUCH DISTRICTS IN CERTAIN SECURITIES, REQUIRING THAT ALL RECEIPTS OF SINKING FUNDS AND GENERAL FUND MONEY SHALL BE PROMPTLY

DEPOSITED IN CERTAIN BANKS, PROVIDING THE SECURITY WHICH SUCH BANKS SHALL FURNISH FOR SAID MONEY, PROVIDING FOR THE SAFE KEEPING OF ALL SECURITIES AND INVESTMENTS HELD BY SAID TREASURER, PROVIDING PENALTIES FOR FAILURE TO COMPLY WITH THE PROVISIONS OF THIS ACT, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 1303
Second Reading—To Calendar 1344
Advanced 1583
Considered engrossed 1591
Third Reading 1591
Referred for engrossment 1592
Reported engrossed 1612
Transmitted to House 1612

SENATE BILL NO. 317—By Boyer.

AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF ANY COUNTY IN THIS STATE, WHICH COUNTY HAS A POPULATION OF NOT LESS THAN 16,300, NOR MORE THAN 16,800, ACCORDING TO THE FEDERAL CENSUS OF 1920, OR ACCORDING TO ANY SUCCEEDING FEDERAL CENSUS, TO WAIVE THE PENALTY PRESCRIBED ON DELINQUENT AD VALOREM TAXES, AND DECLARING AN EMERGENCY.

First Reading 1303
Second Reading—To Calendar 1345
Advanced 1450
Considered engrossed 1450
Third Reading 1450
Referred for engrossment 1453
Reported engrossed 1464

Transmitted to House 1464
Referred for enrollment 1693
Reported enrolled 1852
Fourth Reading 1853
Referred to Governor 1910

SENATE BILL NO. 318—By Austin.

AN ACT AMENDING SECTION 11032, C. O. S. 1921, RELATING TO TRUSTS AND POOLS, REPEALING ALL LAWS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

First Reading 1303
Second Reading—To Calendar 1345
Advanced 1583
Considered engrossed 1589
Third Reading and amended 1589
Referred for engrossment 1591
Reported engrossed 1608
Transmitted to House 1608

SENATE BILL NO. 319—By Committee on Privileges and Elections.

AN ACT REPEALING SECTION 6125, AND AMENDING SECTION 6178, C. O. S. 1921, RELATING TO PRIMARY AND GENERAL ELECTIONS AND REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH.

First Reading 1304
Second Reading 1345

SENATE BILL NO. 320—By Committee on Privileges and Elections.

AN ACT TO AMEND SECTION 6651, C. O. S. 1921, AND TO AMEND CHAPTER 50, OF SAID STATUTES, TO PRO-

HIBIT FRAUD AND CORRUPT PRACTICES IN THE CIRCULATION AND SIGNING OF PETITIONS IN THE INITIATIVE AND REFERENDUM AND DECLARING AN EMERGENCY.

First Reading 1304
Second Reading 1345

SENATE BILL NO. 321—By Rexroat.

AN ACT DEFINING AND FIXING THE AMOUNT OF LIABILITY OF HOTELS AND INN KEEPERS TO THEIR GUESTS AND THE GENERAL PUBLIC FOR LOSS OF MONEY, VALUABLES, BAGGAGE, PROVIDING PUNISHMENT FOR VIOLATIONS HEREOF; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

First Reading 1304
Second Reading 1345

SENATE BILL NO. 322—By Stigler of the Senate, (by request).

AN ACT GRANTING POWER TO THE BOARD OF COUNTY COMMISSIONERS OF ANY COUNTY IN THE STATE OF OKLAHOMA TO USE THE SINKING FUND OF THE COUNTY DERIVED FROM PENALTIES, INTERESTS AND FORFEITURES ACCRUED OR TO ACCRUE AS PENALTIES OR DELINQUENT TAXES FOR THE PURPOSE OF PURCHASING LAND FOR A BUILDING SITE FOR A COUNTY COURT HOUSE OR ERECTING, REPAIRING OR CONSTRUCTING A COUNTY COURT HOUSE, PROVIDING THE METHOD THEREFOR, REPEALING ALL ACTS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

First Reading 1304
Second Reading 1345

SENATE BILL NO. 323—By Austin.

AN ACT AMENDING CHAPTER 29, SESSION LAWS 1923, BEING SECTION 11024, C. O. S. 1921, AND DECLARING AN EMERGENCY.

First Reading 1304
Second Reading—To Calendar 1345
Advanced 1583
Considered engrossed 1587
Third Reading 1587
Referred for engrossment 1589
Reported engrossed 1608
Transmitted to House 1608

SENATE BILL NO. 324—By Austin, Williamson and Gray.

A BILL PROVIDING GROUNDS FOR CONTEST FOR PRIMARY AND GENERAL ELECTIONS, PRESCRIBING PROCEDURE, AND DECLARING AN EMERGENCY.

First Reading 1305
Second Reading 1345
Reported 1422
Considered 1512-13
Advanced 1513
Considered engrossed 1513
Third Reading 1513
Referred for engrossment 1515
Motion to reconsider vote tabled 1515
Reported engrossed 1516
Transmitted to House 1516
Referred for enrollment 1915
Reported enrolled 1953
Fourth Reading 1953
Referred to Governor 1990

SENATE BILL NO. 325—By Gray of the Senate and Hybarger and Manning of the House.

AN ACT AUTHORIZING THE COUNTY CLERKS IN COUNTIES HAVING A POPULATION OF NOT LESS THAN 33,500 NOR MORE THAN 34,200, ACCORDING TO THE FEDERAL CENSUS OF 1920, OR ACCORDING TO ANY SUCCEEDING FEDERAL CENSUS TO APPOINT DEPUTIES IN HIS OFFICE AND FIXING THE SALARIES THEREOF; AND DECLARING AN EMERGENCY.

First Reading 1422
Second Reading 1490
Advanced 1490
Reported engrossed 1575
Third Reading 1601
Transmitted to House 1603
Referred for enrollment 1915
Reported enrolled 1947
Fourth Reading 1947
Referred to Governor 1966

SENATE BILL NO. 326—By Johnson (Creek).

AN ACT AUTHORIZING THE COUNTY TREASURER OF CREEK COUNTY, OKLAHOMA, TO ESTABLISH A BRANCH OFFICE IN BRISTOW, OKLAHOMA, IN SAID COUNTY, TO BE IN CHARGE OF ONE OF HIS REGULAR DEPUTIES, TO COLLECT CERTAIN TAXES, PROVIDING FOR THE EXPENSE THEREOF AND DECLARING AN EMERGENCY.

First Reading 1488
Second Reading 1564
Advanced 1564
Reported engrossed 1680
Transmitted to House 1681
Referred for enrollment 1915

Reported enrolled 1947
Fourth Reading 1947
Referred to Governor 1966

SENATE BILL NO. 327—By Stigler of the Senate (by request), and Nash of the House.

AN ACT GRANTING POWER TO THE BOARD OF COUNTY COMMISSIONERS OF HASKELL COUNTY, OKLAHOMA, TO USE THE SINKING FUND OF THE COUNTY DERIVED FROM PENALTIES, INTERESTS AND FORFEITURES, ACCRUED OR TO ACCRUE, AS PENALTIES OR DELINQUENT TAXES FOR THE PURPOSE OF PURCHASING LAND FOR A BUILDING SITE FOR A COUNTY COURT HOUSE FOR ERECTING, REPAIRING OR CONSTRUCTING A COUNTY COURT HOUSE, PROVIDING THE METHOD THEREFOR, AND DECLARING AN EMERGENCY.

First Reading 1488
Second Reading 1565
Advanced 1565
Reported engrossed 1680
Third Reading 1681
Transmitted to House 1683
Referred for enrollment 1915
Reported enrolled 1953
Fourth Reading 1953
Referred to Governor 1990
Approved by Governor 2161

SENATE BILL NO. 328—By Darnell.

AN ACT FIXING THE NUMBER OF DEPUTIES IN THE OFFICES OF THE COUNTY TREASURER, COUNTY CLERK, COURT CLERK, COUNTY ASSESSOR, AND COUNTY SUPERINTENDENT OF CUSTER COUNTY, OKLAHOMA, FIXING THEIR SALARIES, AND DECLARING AN EMERGENCY.

First Reading 1563
Second Reading 1645
Advanced 1645
Reported engrossed 1829
Third Reading 1829
Transmitted to House 1830

Part II
SENATE JOINT RESOLUTIONS

SENATE JOINT RESOLUTION NO. 1—By Shepherd of the Senate, and McArthur and James of the House.

A JOINT RESOLUTION APPROPRIATING AND AUTHORIZING THE PAYMENT OUT OF FUNDS IN THE STATE TREASURY, NOT OTHERWISE APPROPRIATED, OF THE SUM OF THREE HUNDRED DOLLARS ($300.00) TO A. W. BIVINS AS A REWARD FOR THE ARREST AND CONVICTION OF ONE CHARLEY PATTERSON, A BANK ROBBER.

First Reading 147
Second Reading 175
Withdrawn from Committee 182
Considered 232
Advanced 232
Reported engrossed 237
Third Reading and re-referred to Committee 241
Reported 424
Advanced 477
Reported engrossed 490
Third Reading 493
Transmitted to House 494

SENATE JOINT RESOLUTION NO. 2—By Mrs. Looney.

A RESOLUTION AUTHORIZING THE SUBMISSION OF A PROPOSED AMENDMENT TO THE CONSTITUTION TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION, SAID PROPOSED AMENDMENT BE-

ING AN AMENDMENT TO SECTION 3, ARTICLE 6, OF THE CONSTITUTION OF THE STATE OF OKLAHOMA.

First Reading 180
Second Reading 231
Reported 1334

SENATE JOINT RESOLUTION NO. 3—By Fidler and Rice of the Senate and Singletary, Davis, Graham, Billups, Laskey and Reeves of the House.

A RESOLUTION AUTHORIZING THE BOARD OF REGENTS OF THE UNIVERSITY OF OKLAHOMA TO EXPEND CERTAIN MONEYS IN THE HANDS OF THE STATE TREASURER TO THE CREDIT OF THE UNIVERSITY HOSPITAL OF OKLAHOMA, FOR THE PURPOSE OF ERECTING AND EQUIPPING A MEDICAL SCHOOL BUILDING OR BUILDINGS ON THE SITE OF THE MEDICAL DEPARTMENT OF THE UNIVERSITY OF OKLAHOMA FOR SAID HOSPITAL AND DECLARING AN EMERGENCY.

First Reading 180
Second Reading 231
Reported 245
Considered and advanced 305
Reported engrossed 310
Third Reading 318
Emergency failed 320
Motion lodged to reconsider vote 320
Roll call on emergency 330
Referred for re-engrossment 331
Reported engrossed 348
Transmitted to House 348
Passed by House, as amended 1134
House amendments read 1134

Senate concurs in House amendments 1135
Referred for enrollment 1136
Reported enrolled 1168
Fourth Reading 1168
Referred to Governor 1190
Approved by Governor 1320

SENATE JOINT RESOLUTION NO. 4—By Johnson (Caddo).

A RESOLUTION EXPRESSING SYMPATHY WITH THE NATION WIDE MOVEMENT TO ERADICATE ILLITERACY; PLEDGING CO-OPERATION WITH THE AMERICAN LEGION, WOMEN'S CLUBS AND THE OKLAHOMA EDUCATION ASSOCIATION IN SAID MOVEMENT AND MAKING AN APPROPRIATION THEREFOR.

First Reading 230
Second Reading 241

SENATE JOINT RESOLUTION NO. 5—By Anglin.

A RESOLUTION TRANSFERRING AND RE-APPROPRIATING CERTAIN BALANCE OF FUNDS APPROPRIATED AT THE REGULAR SESSION OF THE TENTH LEGISLATURE OF THE STATE OF OKLAHOMA, FOR THE BUREAU FOR PREPARATION OF BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 1926, AND DECLARING AN EMERGENCY.

First Reading 248
Second Reading 304
Reported 324
Considered 355
Advanced 356
Reported engrossed 364
Third Reading 370
Transmitted to House 372

Referred for enrollment 775
Reported enrolled 782
Fourth Reading 783
Referred to Governor 831
Approved by Governor 900

SENATE JOINT RESOLUTION NO. 6—By Committee on Agriculture.

A RESOLUTION RELATING TO THE ERADICATION OF TICKS IN CERTAIN COUNTIES IN THIS STATE MAKING IT THE DUTY OF THE STATE BOARD OF AGRICULTURE TO SUPERVISE THE WORK THEREOF, MAKING AN APPROPRIATION THEREFOR, AND DECLARING AN EMERGENCY.

First Reading 256
Second Reading 314
Reported and re-referred 445
Reported 1046
Advanced 1348
Reported engrossed 1423
Third Reading and amended 1459
Referred for re-engrossment 1461
Reported engrossed 1464
Transmitted to House 1464
Referred for enrollment 1962
Reported enrolled 1980
Fourth Reading 1981
Referred to Governor 2117

SENATE JOINT RESOLUTION NO. 7—By Shepherd.

A RESOLUTION DIRECTING THE COUNTY TREASURER OF DEWEY COUNTY, STATE OF OKLAHOMA TO REFUND CERTAIN MONEYS COLLECTED BY HIM FROM PERSONS UNDER THE PROVISIONS OF

CHAPTER 120, SESSION LAWS OF OKLAHOMA, 1925; AND DECLARING AN EMERGENCY.

First Reading 431
Second Reading—To Calendar 450
Considered and advanced 532
Reported engrossed 536
Third Reading 541
Transmitted to House 542

SENATE JOINT RESOLUTION NO. 8——By Williamson.

A RESOLUTION APPROPRIATING $15,000 FOR THE PURPOSE OF PAYING OKLAHOMA'S SHARE OF THE EXPENSES IN MAKING A RE-SURVEY OF THE BOUNDARY BETWEEN THE STATE OF TEXAS AND THE STATE OF OKLAHOMA, CONSTITUTING THE EASTERN BOUNDARY OF THE PANHANDLE OF TEXAS AND THE MAIN WESTERN BOUNDARY OF OKLAHOMA, ETC.

First Reading 431
Second Reading 450
Reported 688
Advanced 761
Reported engrossed 928
Third Reading 938
Transmitted to House 939

SENATE JOINT RESOLUTION NO. 9—By Darnell, Reed, Johnson (Caddo), Rice, Thomas, Shepherd and Kimerer.

A RESOLUTION AUTHORIZING THE STATE HIGHWAY COMMISSION TO ENTER INTO A CONTRACT OF PURCHASE AND TO PURCHASE AND BUY ALL TOLL BRIDGES MORE THAN 400 FEET IN LENGTH IN THE STATE OF OKLAHOMA ON THE STATE HIGHWAYS OF THIS STATE, OUT OF THE STATE

HIGHWAY CONSTRUCTION AND MAINTENANCE FUND, AND DECLARING AN EMERGENCY.

First Reading 431
Second Reading 450
Reported 1159
Considered 1635, 1814
Indefinitely postponed 1815

SENATE JOINT RESOLUTION NO. 10—By Soldiers' Relief Committee, Smith, of the Senate, and Graham of the House.

A RESOLUTION AUTHORIZING AND DIRECTING THE STATE AUDITOR TO ISSUE PUBLIC BUILDING BONDS TO THE FULL AMOUNT AUTHORIZED UNDER CHAPTER 89 OF SESSION LAWS OF 1910 AND 1911.

First Reading 473
Second Reading 486
Reported 821

SENATE JOINT RESOLUTION NO. 11—By Shearer.

A RESOLUTION MAKING APPROPRIATION TO REFUND TAXES ERRONEOUSLY PAID TO THE STATE AUDITOR BY ALICE M. CASSIDY, ADMINISTRATRIX, AND DECLARING AN EMERGENCY.

First Reading 485
Second Reading 491

SENATE JOINT RESOLUTION NO. 12—By Boyer.

A RESOLUTION APPROPRIATING FOUR THOUSAND ONE HUNDRED EIGHTY-THREE DOLLARS AND SIXTY FOUR CENTS TO PAY CERTAIN CLAIMS ALLOWED BY THE STATE INDUSTRIAL COMMISSION IN PAYMENT OF CLAIMS OF PERSONS

RECEIVING INJURIES WHILE WORKING FOR THE STATE HIGHWAY COMMISSION OF THE STATE OF OKLAHOMA.

First Reading 517
Second Reading 539
Reported 1558

SENATE JOINT RESOLUTION NO. 13—By Andrews.

A RESOLUTION PROVIDING FOR A BOARD TO REVISE AND CODIFY THE STATUTES OF OKLAHOMA, RELATING TO COAL MINING AND FIXING THEIR QUALIFICATIONS AND COMPENSATION; MAKING AN APPROPRIATION THEREFOR, AND DECLARING AN EMERGENCY.

First Reading 517
Second Reading 539
Reported and re-referred 553
Reported 746
Considered and advanced 792
Reported engrossed 928
Third Reading 946
Transmitted to House 948
Referred for enrollment 1693
Reported enrolled 1852
Fourth Reading 1852
Referred to Governor 1910

SENATE JOINT RESOLUTION NO. 14—By Reed.

A SENATE JOINT RESOLUTION AUTHORIZING THE PAYMENT OF CERTAIN CLAIMS AGGREGATING $716.97, INCURRED IN THE INSPECTION OF BROOM CORN PRIOR TO THE PASSAGE AND APPROVAL OF AN ACT MAKING AN EMERGENCY APPRO-

PRIATION TO BE USED BY THE STATE MARKET COMMISSION, ETC.

First Reading 573
Second Reading—To Calendar 594
Considered and advanced 762
Reported engrossed 928
Third Reading 945
Transmitted to House 946
Referred for enrollment 2004
Reported enrolled 2033
Fourth Reading 2033
Referred to Governor 2117

SENATE JOINT RESOLUTION NO. 15—By Waldrep.

A RESOLUTION FOR PROPOSING AN AMENDMENT TO ARTICLE 10 OF THE CONSTITUTION OF THE STATE OF OKLAHOMA TO BE KNOWN AS SECTION 25-a OF SAID ARTICLE, PROVIDING FOR AID IN THE CONSTRUCTION OF A STATE-WIDE SYSTEM OF DURABLE HARD SURFACED ROADS IN THE STATE, ETC.

First Reading 602
Second Reading 657

SENATE JOINT RESOLUTION NO. 16—By VanDall.

A RESOLUTION APPROPRIATING $5000.00 AS AN EMERGENCY FUND FOR THE USE OF THE STATE DEPARTMENT OF HEALTH TO BE USED FOR SUCH PURPOSES AS MAY BE NECESSARY TO PREVENT THE SPREAD OF SMALLPOX OR OTHER CONTAGIOUS DISEASES.

First Reading 603
Second Reading 657

Reported 716
Advanced 761
Reported Engrossed 928
Third Reading 939
Transmitted to House 940
Passed by House, as amended 1991
Senate concurs in House amendments 1993
Referred for enrollment 1995
Reported enrolled 2067
Fourth Reading 2067
Referred to Governor 2117

SENATE JOINT RESOLUTION NO. 17—By Stigler.

A RESOLUTION AUTHORIZING THE SUBMISSION FOR A PROPOSED AMENDMENT TO THE CONSTITUTION OF THE STATE OF OKLAHOMA TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION, SAID PROPOSED AMENDMENT BEING AN AMENDMENT TO SECTION 19, ARTICLE 6, OF THE CONSTITUTION OF THE STATE OF OKLAHOMA.

First Reading 695
Second Reading 723
Reported 1335
Advanced 1785
Considered engrossed 1785
Third Reading 1785
Referred for engrossment 1788

SENATE JOINT RESOLUTION NO. 18—By Stigler.

A RESOLUTION AUTHORIZING THE SUBMISSION OF A PROPOSED AMENDMENT TO THE CONSTITUTION TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION, SAID PROPOSED AMENDMENT BEING AN AMENDMENT TO SECTION 20, OF ARTICLE 6,

OF THE CONSTITUTION OF THE STATE OF OKLAHOMA.

First Reading 695
Second Reading 723
Reported 1335
Advanced 1785
Reported engrossed 1797
Third Reading 1801
Failed of Passage 1803

SENATE JOINT RESOLUTION NO. 19—By Stigler.

A RESOLUTION AUTHORIZING THE SUBMISSION OF A PROPOSED AMENDMENT TO THE CONSTITUTION TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION, SAID PROPOSED AMENDMENT BEING AN AMENDMENT TO SECTION 23 OF ARTICLE 6, OF THE CONSTITUTION OF THE STATE OF OKLAHOMA.

First Reading 696
Second Reading 723
Reported 1337
Advanced 1788
Considered engrossed 1788
Third Reading 1788
Referred for engrossment 1790
Reported engrossed 1797
Transmitted to House 1797

SENATE JOINT RESOLUTION NO. 20—By Stigler.

A RESOLUTION AUTHORIZING THE SUBMISSION OF A PROPOSED AMENDMENT TO THE CONSTITUTION TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION, SAID PROPOSED AMENDMENT BE-

ING AN AMENDMENT TO SECTION 27 OF ARTICLE 6, OF THE CONSTITUTION OF THE STATE OF OKLAHOMA.

First Reading 696
Second Reading 724
Reported 1336
Advanced 1785
Reported engrossed 1804
Third Reading 1804
Transmitted to House 1807

SENATE JOINT RESOLUTION NO. 21—By Fidler.

A RESOLUTION AUTHORIZING W. C. GEERS TO CHANGE HIS NAME TO W. C. RUBE GEERS.

First Reading 722
Second Reading 758

SENATE JOINT RESOLUTION NO. 22—By Reed of the Senate and Carmichael of the House.

APPROPRIATING AND AUTHORIZING THE PAYMENT OUT OF THE FUNDS IN THE STATE TREASURY NOT OTHERWISE APPROPRIATED THE SUM OF $900.00 TO E. M. GREEN, W. A. STUBBS, J. E. HOHENSHELT, H. C. NEWBY AND A. L. DESHANE, AS A REWARD FOR THE ARREST AND CONVICTION OF ARTHUR BLISS, RUPERT SPENCER AND NATHAN MANUEL AND DECLARING AN EMERGENCY.

First Reading 756
Second Reading 789
Reported 1558
Advanced 1734
Reported engrossed 1804
Third Reading and indefinitely postponed 1804

SENATE JOINT RESOLUTION NO. 23—By Anglin.

A RESOLUTION RATIFYING THE PROPOSED AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES TO GIVE CONGRESS THE POWER TO LIMIT, REGULATE AND PROHIBIT THE LABOR OF PERSONS UNDER 18 YEARS OF AGE; AND DECLARING AN EMERGENCY.

First Reading 825
Second Reading 839
Reported 1337

SENATE JOINT RESOLUTION NO. 24—By Waldrep.

A RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE 10 OF THE CONSTITUTION OF THE STATE OF OKLAHOMA TO BE KNOWN AS SECTION 25-A OF SAID ARTICLE; CREATING A STATE HIGHWAY COMMISSION PROVIDING AID IN THE CONSTRUCTION OF A CONNECTED STATE WIDE SYSTEM OF DURABLE HARD SURFACE ROADS IN THE STATE, PROVIDING AID IN THE CONSTRUCTION THEREOF BY THE ISSUANCE OF NEGOTIABLE COUPON BONDS OF SAID STATE IN THE AGGREGATE AMOUNT OF $40,000,000.00, ETC.

First Reading 825
Second Reading 839
Reported 967
Made special order 1120
Considered 1171, 1288, 1511, 1803

SENATE JOINT RESOLUTION NO. 25—By Gray.

A RESOLUTION AUTHORIZING THE USE IN PERPETUITY BY THE POST OFFICE DEPARTMENT OF THE UNITED STATES OF ROOMS IN THE STATE CAPITOL BUILDING FOR POST OFFICE PURPOSES.

First Reading 826
Second Reading 839
Reported 1046
Advanced 1348
Reported engrossed 1391
Third Reading 1411
Transmitted to House 1412
Referred for enrollment 2125
Reported enrolled 2137
Fourth Reading 2137
Referred to Governor 2158

SENATE JOINT RESOLUTION NO. 26—By Smith.

AUTHORIZING THE SE BY THE SOLDIERS' RELIEF COMMISSION OF THE STATE OF OKLAHOMA OF A HALL IN THE STATE CAPITOL BUILDING; AND DECLARING AN EMERGENCY.

First Reading 836
Second Reading—To Calendar 866
Stricken from the Calendar 1117

SENATE JOINT RESOLUTION NO. 27—By Anglin.

A RESOLUTION APPROPRIATING THE SUM OF $262.50 TO PAY THE SALARY OF MRS. MARY C. PERKINS SECRETARY OF THE OKLAHOMA REAL ESTATE COMMISSION, ETC.

First Reading 836
Second Reading 867
Reported 1337
Advanced 1338
Reported engrossed 1391
Third Reading 1405
Transmitted to House 1407

Referred for enrollment 1953
Reported enrolled 1972
Fourth Reading 1972
Referred to Governor 1988

SENATE JOINT RESOLUTION NO. 28—By Anglin.

A RESOLUTION MAKING APPROPRIATION FOR THE OFFICE OF THE LIEUTENANT GOVERNOR FOR A PERIOD BEGINNING JANUARY 10, 1927 AND ENDING JUNE 30, 1927, AND DECLARING AN EMERGENCY.

First Reading 965
Second Reading 891
Reported 967
Advanced 968
Considered engrossed 968
Third Reading 968
Referred for engrossment 969
Reported engrossed 1026
Transmitted to House 1026
Passed by House, as amended 1818
House amendments read 1818-19
Senate concurs in House amendments 1819
Referred for enrollment 1820
Reported enrolled 1867
Fourth Reading 1868
Referred to Governor 1892
Approved by Governor 1990

SENATE JOINT RESOLUTION NO. 29—By Williamson.

A JOINT RESOLUTION APPROPRIATING AND AUTHORIZING THE PAYMENT OF THE SUM OF $1923.75 TO RUFUS CLARK FIELD OF PAULS VALLEY, OKLAHOMA AND $200.00 TO DR. S. R.

CUNNINGHAM OF OKLAHOMA CITY, OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 910
Second Reading 931
Reported 1559

SENATE JOINT RESOLUTION NO. 30—By Williamson.

A JOINT RESOLUTION APPROPRIATING AND AUTHORIZING THE PAYMENT OF THE SUM OF $7,000.00 TO JOHN W. LIVINGSTON OF PAULS VALLEY, OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 911
Second Reading 931
Reported 1559
Advanced 1793

SENATE JOINT RESOLUTION NO. 31—By Gray.

A RESOLUTION PROPOSING AN AMENDMENT OF SECTION NO. 31, OF ARTICLE VI OF THE CONSTITUTION OF THE STATE OF OKLAHOMA; PROVIDING FOR THE RELIEVING OF THE STATE BOARD OF AGRICULTURE OF ITS DUTIES AS BOARD OF REGENTS OF THE STATE AGRICULTURAL AND MECHANICAL COLLEGE AT STILLWATER, AND ALL OTHER AGRICULTURAL SCHOOLS AND COLLEGES; PROVIDING FOR THE APPOINTMENT OF A BOARD OF REGENTS FOR SAID INSTITUTIONS AND PROVIDING FOR THE SUBMISSION OF THE SAME TO A VOTE OF THE PEOPLE.

First Reading 930
Second Reading 979

Reported 1103
Advanced 1702
Reported engrossed 1797
Third Reading and indefinitely postponed 1800

SENATE JOINT RESOLUTION NO. 32—By Anglin.

A RESOLUTION APPROPRIATING SIX THOUSAND DOLLARS TO PAY THE EXPENSES OF THE SPECIAL SUPREME COURT OF THE STATE OF OKLAHOMA APPOINTED BY THE GOVERNOR FOR THE PURPOSE OF TRYING THE CONTEMPT CASES AGAINST H. BART MARTIN AND O. O. OWENS, PROVIDING THE METHOD OF PAYING SAID EXPENSES AND DECLARING AN EMERGENCY.

First Reading 930
Second Reading 979
Reported 1295

SENATE JOINT RESOLUTION NO. 33—By Gulager.

A RESOLUTION MAKING AN APPROPRIATION TO PAY MUSKOGEE COUNTY CERTAIN AMOUNTS OF HIGHWAY CONSTRUCTION FUND AND COMMON SCHOOL FUND, AND DECLARING AN EMERGENCY.

First Reading 977
Second Reading—To Calendar 1029
Advanced 1071
Considered engrossed 1071
Third Reading 1071
Referred for engrossment 1072
Reported engrossed 1099
Transmitted to House 1100
Referred for enrollment 1695
Reported enrolled 1852

Fourth Reading 1852
Referred to Governor 1910

SENATE JOINT RESOLUTION NO. 34—By McCurley.

A RESOLUTION MAKING AN APPROPRIATION TO PAY BRYAN COUNTY CERTAIN AMOUNTS OF HIGHWAY CONSTRUCTION FUND AND COMMON SCHOOL FUND, AND DECLARING AN EMERGENCY.

First Reading 977
Second Reading—To Calendar 1029
Advanced 1072
Considered engrossed 1072
Third Reading 1073
Referred for engrossment 1074
Reported engrossed 1099
Transmitted to House 1100
Referred for enrollment 1695
Reported enrolled 1852
Fourth Reading 1852
Referred to Governor 1910

SENATE JOINT RESOLUTION NO. 35—By Stewart, Harper and Simmons.

A RESOLUTION PROVIDING FOR ASSUMPTION BY STATE ELECTION BOARD OF OBLIGATIONS INCURRED IN HOLDING SPECIAL ELECTIONS IN CERTAIN SENATORIAL DISTRICTS OF THE STATE FOR WHICH NO FUNDS ARE AVAILABLE IN THE COUNTIES COMPRISING SUCH DISTRICTS, AND DECLARING AN EMERGENCY.

First Reading 977
Second Reading 1029
Withdrawn from committee 1097
Advanced 1097

Third Reading 1129
Transmitted to House 1131
Referred for enrollment 1695
Reported enrolled 1852
Fourth Reading 1852
Referred to Governor 1910

SENATE JOINT RESOLUTION NO. 36—By Fidler.

A RESOLUTION AUTHORIZING AND DIRECTING THE STATE BOARD OF PUBLIC AFFAIRS AND THE WARDEN OF THE STATE REFORMATORY TO FURNISH MONUMENTS AND MARKERS TO THE OKLAHOMA HISTORICAL SOCIETY AND ASSOCIATED ORGANIZATIONS AT PRICES NOT TO EXCEED ACTUAL COSTS OF PRODUCTION AND DELIVERY, AND DECLARING AN EMERGENCY.

First Reading 978
Second Reading 1029
Referred to Calendar 1030
Advanced 1348
Reported engrossed 1423
Third Reading 1443
Transmitted to House 1445
Referred for enrollment 2125
Reported enrolled 2137
Fourth Reading 2137
Referred to Governor 2158

SENATE JOINT RESOLUTION NO. 37—By Mrs. Looney and Nesbitt.

A JOINT RESOLUTION APPROPRIATING AND AUTHORIZING THE PAYMENT OF THE SUM OF $1539.00 TO LEM WILLIS OF PAULS VALLEY, OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 1028
Second Reading 1059
Reported 1560

SENATE JOINT RESOLUTION NO. 38—By Stewart of the Senate and Cochran and Dyer of the House.

A JOINT RESOLUTION AUTHORIZING AND EMPOWERING THE BOARD OF COUNTY COMMISSIONERS OF McCURTAIN COUNTY, OKLAHOMA, TO INCLUDE IN THEIR ESTIMATE OF EXPENSES FOR SAID COUNTY FOR THE YEAR ENDING JUNE 30, 1928, THE SUM OF $620.46 TO PAY BEN MILLER FOR COAL FURNISHED SAID COUNTY FOR THE PURPOSE OF HEATING THE COURT HOUSE AND JAIL AND FOR ELECTRIC LIGHT CURRENT FOR LIGHTING SAME DURING THE MONTHS FROM FEBRUARY 1st TO JUNE 30, 1923, ETC.

First Reading 1058
Second Reading—To Calendar 1116
Advanced 1189
Reported engrossed 1391
Third Reading 1391
Transmitted to House 1393
Referred for enrollment 1695
Reported enrolled 1852
Fourth Reading 1852
Referred to Governor 1910

SENATE JOINT RESOLUTION NO. 39—By Fidler of the Senate and Graham of the House.

A JOINT RESOLUTION PROVIDING FOR THE INVESTIGATION OF INJURIES TO GEORGE T. BARR, DETERMINING THE EXTENT OF HIS DISABILITY; ASCERTAINING THE LIABILITY OF THE STATE THEREFOR, IF ANY, MAKING AN APPROPRIATION

TO COVER SAME, IF NECESSARY, AND DECLARING AN EMERGENCY.

First Reading 1113
Second Reading 1166
Reported 1560

SENATE JOINT RESOLUTION NO. 40—By Goodall and Clark.

A JOINT RESOLUTION APPROPRIATING THE SUM OF $2,988.56 TO PAY THE SALARIES AND THE EXPENSES OF THE OKLAHOMA COMMISSION TO THE SESQUI CENTENNIAL EXPOSITION, AND DECLARING AN EMERGENCY.

First Reading 1113
Second Reading 1166

SENATE JOINT RESOLUTION NO. 41—By Johnson (Creek).

A JOINT RESOLUTION APPROPRIATING THE SUM OF $910.00 TO PAY THE PREMIUM ON INSURANCE POLICIES COVERING BOILERS, AND INSPECTION FEES THEREOF IN THE A. & M. COLLEGE, STILLWATER; CAMERON STATE SCHOOL OF AGRICULTURE, LAWTON; CONNOR STATE SCOOL OF AGRICULTURE, WARNER; MURRAY STATE SCHOOL OF AGRICULTURE, TISHOMINGO, AND THE PANHANDLE STATE SCHOOL OF AGRICULTURE, GOODWELL, OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 1165
Second Reading 1187
Reported 1561
Advanced and considered engrossed 1783
Third Reading 1783
Referred for engrossment 1785
Reported engrossed 1797
Transmitted to House 1797

SENATE JOINT RESOLUTION NO. 42—By Harper of the Senate and Briggs of the House.

A JOINT RESOLUTION AUTHORIZING AND DIRECTING THE BOARD OF REGENTS AND FACULTY OF THE STATE UNIVERSITY OF OKLAHOMA TO PRESERVE THE STANDING OF GRADUATES OF THE OKLAHOMA SCHOOL OF MINES AND METALLURGY.

First Reading 1165
Second Reading—To Calendar 1187
Advanced 1349
Reported engrossed 1423
Third Reading 1441
Transmitted to House 1442
Referred for enrollment 1696
Reported enrolled 1852
Fourth Reading 1852
Referred to Governor 1910

SENATE JOINT RESOLUTION NO. 43—By Williamson of the Senate and Thompson (Garvin), and Paul of the House.

A JOINT RESOLUTION APPROPRIATING AND AUTHORIZING THE PAYMENT OF THE SUM OF $1,951,35 TO ALLIE E. NICHOLSON, NEE VAN HOOZER, AS EXECUTRIX OF THE ESTATE OF W. C. VAN HOOZER, AND DECLARING AN EMERGENCY.

First Reading 1165
Second Reading 1187
Reported 1561

SENATE JOINT RESOLUTION NO. 44—By Rexroat.

A JOINT RESOLUTION AUTHORIZING THE PAYMENT TO EMPLOYEES OF THE STATE OF OKLAHOMA WHO USE THEIR CARS FOR STATE PURPOSES, THE

SUM OF 7c PER MILE WHEN USED AWAY FROM THE CAPITOL, AND DECLARING AN EMERGENCY.

First Reading 1186
Second Reading 1258

SENATE JOINT RESOLUTION NO. 45—By Austin, Stigler, Wheatly, Darnell and Otjen.

A RESOLUTION AUTHORIZING THE SUBMISSION OF A PROPOSED AMENDMENT TO THE CONSTITUTION OF OKLAHOMA TO THE PEOPLE FOR APPROVAL OR REJECTION; SUCH PROPOSED AMENDMENT BEING FOR THE AUTHORIZATION OF A BOARD OF PARDONS.

First Reading 1186
Second Reading 1258
Reported 1333
Advanced 1793
Reported engrossed 1804
Third Reading and indefinitely postponed 1809

SENATE JOINT RESOLUTION NO. 46—By Fidler, Johnson (Creek).

A JOINT RESOLUTION MAKING AN APPROPRIATION TO REIMBURSE S. P. FREELING FOR MONEYS EXPENDED ON BEHALF OF THE STATE OF OKLAHOMA, AS EXPENSES IN THE BOUNDARY CONTROVERSY WITH TEXAS, IN THE SUPREME COURT OF THE UNITED STATES.

First Reading 1186
Second Reading 1258

SENATE JOINT RESOLUTION NO. 47—By Rice.

A JOINT RESOLUTION AUTHORIZING THE SUBMISSION OF A PROPOSED AMENDMENT TO THE CON-

STITUTION OF OKLAHOMA, TO THE PEOPLE THEREOF FOR THEIR APPROVAL OR REJECTION, SAID PROPOSED AMENDMENT BEING TO SECTION 21, ARTICLE 5, OF THE CONSTITUTION OF THE STATE OF OKLAHOMA AND PROVIDING FOR A SALARY AND AN EXPENSE ALLOWANCE FOR MEMBERS OF THE LEGISLATURE OF OKLAHOMA.

First Reading 1257
Second Reading 1305
Reported 1338
Advanced 1508
Considered engrossed 1509
Third Reading 1509
Failed of Passage 1509

SENATE JOINT RESOLUTION NO. 48—By Boyer.

A JOINT RESOLUTION AUTHORIZING THE COUNTY TREASURER OF COMANCHE COUNTY, OKLAHOMA TO STRIKE FROM THE TAX ROLLS ALL TAXES ASSESSED PRIOR TO THE YEAR 1912 AGAINST LOTS IN THE TOWN OF HULEN, AHPEATONE, DEVOL, RANDLETT, TEMPLE AND WALTERS, COTTON COUNTY, OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 1305
Second Reading—To Calendar 1346
Advanced 1453
Considered engrossed 1453
Third Reading 1453
Referred for engrossment 1454
Transmitted to House 1464
Referred for enrollment 1696
Reported enrolled 1852
Fourth Reading 1852
Referred to Governor 1910

SENATE JOINT RESOLUTION NO. 49—By Johnson (Creek).

A RESOLUTION AUTHORIZING THE STATE LIBRARY TO FURNISH A COMPLETE SET OF OKLAHOMA REPORTS TO THE A. & M. COLLEGE AT STILLWATER, AND DECLARING AN EMERGENCY.

First Reading 1305
Second Reading—To Calendar 1346
Advanced 1793
Reported engrossed 1804
Third Reading 1807
Transmitted to House 1808

Part III

SENATE CONCURRENT RESOLUTIONS

SENATE CONCURRENT RESOLUTION NO. 1—By Austin, Gulager, Peck, Rice, Goodall and Stewart of the Senate and Foster, Thompson, Brewer, McCombs and Rogers of the House.

A RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO PASS SENATE BILL NO. 4808 NOW PENDING.

Introduced 142
Adopted and referred for engrossment 143
Reported engrossed 145
Transmitted to House 145
Referred for enrollment 162
Reported enrolled 310
Transmitted to House 311
Transmited to Secretary of State 342

SENATE CONCURRENT RESOLUTION NO. 2—By Goodall.

A CONCURRENT RESOLUTION PETITIONING OKLAHOMA REPRESENTATIVES IN CONGRESS AND THE SENATE TO USE THEIR INFLUENCE AND GOOD OFFICES IN OPPOSING THE REPEAL OF THE PRESENT FEDERAL ESTATE (INHERITANCE MEASURE) TAX MEASURE.

Introduced 148

SENATE CONCURRENT RESOLUTION NO. 3—By Andrews, Austin and Waldrep.

A RESOLUTION AUTHORIZING AND DIRECTING AN INVESTIGATION OF CERTAIN ELECTIONS AND ELECTION CONDITIONS EXISTING IN THE STATE OF OKLAHOMA; PROVIDING FOR A COMMITTEE FOR SAID PURPOSE AND MAKING OTHER PROVISIONS WITH REFERENCE THERETO.

Introduced 257
Adopted and referred for engrossment 259
Reported engrossed 310
Transmitted to House 311

SENATE CONCURRENT RESOLUTION NO. 4—By Soldiers' Relief Committee.

A RESOLUTION MEMORIALIZING CONGRESS TO PASS A LAW PERMITTING ADJUSTED COMPENSATION CERTIFICATES TO BE PLEDGED AS SECURITY FOR LOANS BY FEDERAL BANKS, THE VETERANS BUREAU OF THE UNITED STATES TREASURY, AND UNITED STATES POST OFFICE.

Introduced 390
Considered 539
Adopted and referred for engrossment 541
Reported engrossed 545
Transmited to House 545
Referred for enrollment 684
Reported enrolled 712
Transmitted to House 712
Referred to Secretary of State 741

SENATE CONCURRENT RESOLUTION NO. 5—By Pullen.

Expunged from the Records.

SENATE CONCURRENT RESOLUTION NO. 6—By Waldrep and Terwilleger.

A RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO ABOLISH THE FEDERAL ESTATE TAX.

Introduced 538

SENATE CONCURRENT RESOLUTION NO. 7—By Harper.

A RESOLUTION MEMORIALIZING CONGRESS TO NOT ENACT ANY LEGISLATION GRANTING CONSENT TO THE CITY OF FORT SMITH, SEBASTAIN COUNTY, ARKANSAS, AND THE FORT SMITH WATER-WORKS DISTRICT OF SAID CITY TO CONSTRUCT, MAINTAIN AND OPERATE A DAM ACROSS THE POTEAU RIVER.

Introduced 696
Adopted and referred for engrossment 763
Reported engrossed 824
Tansmitted to House 824
Referred for enrollment 871
Reported enrolled 1026
Transmitted to House 1026
Referred to Secretary of State 1151

SENATE CONCURRENT RESOLUTION NO. 8—By Rexroat.

A RESOLUTION FIXING THE DATE FOR THE FINAL ADJOURNMENT SINE DIE OF THE ELEVENTH SESSION OF THE OKLAHOMA LEGISLATURE.

Introduced 722
Adopted and referred for engrossment 936
Reported engrossed 1026
Transmitted to House 1026
Adopted by House, as amended 1753

Senate concurs in House amendment 1754
Referred for enrollment 1754
Reported enrolled 1852
Transmitted to House 1852
Referred to Secretary of State 1910
Secretary of State requested to return Enrolled Resolution 1954
Senate reconsiders vote by which Resolution was adopted 1954
Amended 1954-5
Adopted and referred for re-engrossment 1955
Reported engrossed 1955
Transmitted to House 1955
Transmittal communication from Secretary of State 1969
Referred for enrollment 2093
Reported enrolled 2128
Transmitted to House 2128
Referred to Secretary of State 2148

SENATE CONCURRENT RESOLUTION NO. 9—By Fidler of the Senate and Kight of the House.

A RESOLUTION LIMITING THE TIME WITHIN WHICH ANY BILLS EXCEPT THOSE LOCAL IN THEIR APPLICATION MAY BE INTRODUCED IN THE SENATE OR THE HOUSE OF REPRESENTATIVES DURING THE PRESENT SESSION.

Introduced 722
Adopted and referred for engrossment 1017
Reported engrossed 1381
Transmitted to House 1381

SENATE CONCURRENT RESOLUTION NO. 10—By Rice, Fidler, Waldrep, Reed, Loofbourrow, Darnell, Hill, Johnson (Caddo), Shepherd, Thomas, Powers, Austin, Looney and Storms.

A RESOLUTION TO INVITE THE GOVERNORS OF SEVERAL OF THE NEIGHBORING PLAINS STATES TO UNITE WITH THE GOVERNOR OF OKLAHOMA IN CALLING A CONFERENCE OF PLAINS INTERESTS, AGRICULTURAL, COMMERCIAL, FINANCIAL AND TRANSPORTATION FOR THE PURPOSE OF CONSIDERING MATTERS OF COMMON AND MUTUAL CONCERN, ETC.

Introduced 757

SENATE CONCURRENT RESOLUTION NO. 11—By Pullen, Shepherd, Thomas, Simmons, McCurley and Nesbitt.

A CONCURRENT RESOLUTION AUTHORIZING THE GOVERNOR OF THE STATE OF OKLAHOMA TO APPOINT A COMMISSION TO MAKE A SURVEY OF ALL STATE DEPARTMENTS AND INSTITUTIONS FOR THE PURPOSE OF ELIMINATING USELESS EMPLOYEES AND BOARDS AND MAKE NEEDED CONSOLIDATIONS.

Introduced 837

SENATE CONCURRENT RESOLUTION NO. 12—By McCurley and Goodall.

A CONCURRENT RESOLUTION MEMORALIZING CONGRESS TO ASSIST IN EXTENDING AND INCREASING VOCATIONAL TRAINING AND EDUCATION.

Introduced 837

SENATE CONCURRENT RESOLUTION NO. 13—By Gulager, Johnson (Caddo), Goodall, Pullen and Simmons.

AUTHORIZING THE GOVERNOR OF THE STATE OF OKLAHOMA TO APPOINT A COMMISSION FOR

THE REVISION OF THE TAX CODE OF THE STATE OF OKLAHOMA.

Introduced 837

Withdrawn from Calendar and referred 979

SENATE CONCURRENT RESOLUTION NO. 14—By Goodall. Johnson (Caddo), Gulager, Storms, Pullen, Simmons.

A RESOLUTION MEMORIALIZING CONGRESS OF THE U. S. TO ESTABLISH A NATIONAL DEPARTMENT OF EDUCATION WITH THE HEAD THEREOF TO BE A MEMBER OF THE PRESIDENT'S CABINET.

Introduced 837

SENATE CONCURRENT RESOLUTION NO. 15—By Shepherd, Reed, McCurley, Nesbitt and Goodall.

A RESOLUTION PROVIDING FOR THE APPOINTMENT OF A COMMISSION BY THE GOVERNOR OF THE STATE OF OKLAHOMA FOR THE PURPOSE OF REVISING THE CRIMINAL CODE OF PROCEDURE OF THE STATE OF OKLAHOMA.

Introduced 837

SENATE CONCURRENT RESOLUTION NO. 16—By Johnson (Caddo).

A RESOLUTION MEMORIALIZING CONGRESS OF THE U. S. TO TAKE STEPS TO ELIMINATE ADULT ILLITERACY AND TO AMERICANIZE THE FOREIGN ELEMENT.

Introduced 837

SENATE CONCURRENT RESOLUTION NO. 17—By Thomas, Gulager, Pullen, Johnson (Caddo), Goodall and Simmons.

A RESOLUTION MEMORIALIZING CONGRESS OF THE U. S. TO ESTABLISH A NATIONAL UNIVERSITY AT WASHINGTON, D. C.

Introduced 838

SENATE CONCURRENT RESOLUTION NO. 18—By Goodall and Gulager.

A RESOLUTION MEMORIALIZING CONGRESS TO ENACT SUCH NECESSARY LAWS TO TAKE CHARGE OF THE RED RIVER AND ARKANSAS RIVER FOR THE PURPOSE OF ESTABLISHING FLOOD CONTROL AND TO CONSERVE RAINFALL.

Introduced 836
Adopted and referred for engrossment 1766
Reported engrossed 1812
Transmitted to House 1812
Referred for enrollment 2095
Reported enrolled 2128
Transmitted to House 2123
Referred to Secretary of State 2148

SENATE CONCURRENT RESOLUTION NO. 19—By Simmons, McCurley and Nesbitt.

A RESOLUTION MEMORIALIZING CONGRESS OF THE U. S. TO ENACT SUCH LAWS AS WILL SECURE JUST AND REASONABLE FREIGHT RATES TO OKLAHOMA AND THE ENTIRE SOUTHWEST.

Introduced 838

SENATE CONCURRENT RESOLUTION NO. 20—By Committee on School Land.

A RESOLUTION REQUESTING THE GENERAL LAND OFFICE OF THE UNITED STATES TO TURN OVER

TO THE STATE OF OKLAHOMA ONE FULL SET OF FIELD NOTES AND SURVEY OF THE PUBLIC LANDS IN THE AREA COMPOSED OF THE STATE OF OKLAHOMA.

Introduced 911
Considered 1096
Adopted and referred for engrossment 1097
Reported engrossed 1138
Transmitted to House 1138
Referred for enrollment 2095
Reported enrolled 2128
Transmitted to House 2128
Referred to Secretary of State 2148

SENATE CONCURRENT RESOLUTION NO. 21—By Vandall (by request).

A RESOLUTION DIRECTING THE STATE BOARD OF MEDICAL EXAMINERS TO ISSUE A LICENSE TO PRACTICE MEDICINE TO JAMES M. HARRIS, OF TULSA, OKLAHOMA.

Introduced 977

SENATE CONCURRENT RESOLUTION NO. 22—By Austin, Stigler and Fidler.

A CONCURRENT RESOLUTION AUTHORIZING AND EMPOWERING THE BOARD OF AFFAIRS OF THE STATE OF OKLAHOMA TO PROVIDE FOR ACCOMMODATIONS AND FACILITIES BY THE STATE OF OKLAHOMA, FOR HOLDING A TERM OF COURT EACH YEAR BY THE CIRCUIT COURT OF APPEALS OF THE EIGHTH CIRCUIT OF THE UNITED STATES.

Introduced 1368
Adopted and referred for engrossment 1369

Reported engrossed 1464
Transmitted to House 1464
Referred for enrollment 2095
Reported enrolled 2110
Transmitted to House 2111
Referred to Secretary of State 2139

SENATE CONCURRENT RESOLUTION NO. 23—By Mrs. Looney.

A CONCURRENT RESOLUTION TO THE SECRETARY OF THE INTERIOR AND THE COMMISSIONER OF THE GENERAL LAND OFFICE, REQUESTING AND URGING THAT DUPLICATE RECORDS OF THE UNITED STATES LAND OFFICE NOW ON FILE AT GUTHRIE, OKLAHOMA, BE TRANSFERRED TO AND DEPOSITED WITH THE OKLAHOMA HISTORICAL SOCIETY, FOR SAFE KEEPING AND REFERENCE.

Introduced 1488
Adopted and referred for engrossment 1490
Reported engrossed 1575
Transmitted to House 1575
Referred for enrollment 2095
Reported enrolled 2110
Transmitted to House 2111
Referred to Secretary of State 2139

SENATE CONCURRENT RESOLUTION NO. 24—By Gray.

A RESOLUTION OF RESPECT IN MEMORY OF DR. AUSTIN.

Introduced 1563
Adopted 1563
Referred for engrossment 1564
Reported engrossed 1635
Transmitted to House 1635

Referred for enrollment 1773
Reported enrolled 1852
Transmitted to House 1852
Referred to Secretary of State 1910

SENATE CONCURRENT RESOLUTION NO. 25—By Anglin.

A RESOLUTION PROVIDING FOR COMPILING, INDEXING AND PUBLISHNG THE SESSION LAWS OF THE REGULAR SESSION OF THE ELEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA, AND FOR THE PAYMENT OF THE COST THEREOF.

Introduced 2031
Adopted and referred for engrossment 2033
Reported engrossed 2034
Transmitted to House 2034
Referred for enrollment 2041
Reported enrolled 2046
Transmitted to House 2047
Referred to Secretary of State 2117

SENATE CONCURRENT RESOLUTION NO. 26—By Goodall and Gulager.

A RESOLUTION RATIFYING AND APPROVING THE "COMPACT AGREED UPON BETWEEN THE COMMISSIONERS REPRESENTING THE STATES OF NEW MEXICO, TEXAS, OKLAHOMA AND ARKANSAS FOR CONTROL OF THE CANADIAN RIVER SYSTEM," AND DECLARING AN EMERGENCY.

Introduced 2071
Adopted 2085
Referred for engrossment 2036
Reported engrossed 2090
Transmitted to House 2090
Referred for enrollment 2113

Reported enrolled 2128
Transmitted to House 2128
Referred to Secretary of State 2143

Part IV
SENATE RESOLUTIONS

SENATE RESOLUTION NO. 1—By Gulager.

A RESOLUTION REQUESTING CERTAIN INFORMATION OF THE STATE HIGHWAY COMMISSION OF THE STATE OF OKLAHOMA.

Introduced 141
Considered 145

SENATE RESOLUTION NO. 2—By Andrews, Stigler, Stewart, (Special Committee).

A RESOLUTION IN RESPECT TO THE MEMORY OF HON. D. A. SHAW.

Introduced and adopted 149
Referred for engrossment 150
Reported engrossed 237
Referred for enrollment 237
Reported enrolled 310
Referred to Secretary of State 311

SENATE RESOLUTION NO 3—By Williamson.

A RESOLUTION REQUESTING THE STATE HIGHWAY COMMISSION OF THE STATE OF OKLAHOMA TO DEFER ACTION UPON BIDS RECEIVED ON DECEMBER 21, 1926, FOR THE CONSTRUCTION OF HIGHWAY PROJECTS IN THE STATE OF OKLAHOMA UNTIL JANUARY 20, 1927.

Introduced 168
Adopted and referred for engrossment 169

Reported engrossed 237
Referred for enrollment 237
Reported enrolled 310
Referred to Secretary of State 311

SENATE RESOLUTION NO. 4—By Pullen.

A RESOLUTION AUTHORIZING AND DIRECTING THE AUDITOR OF THE STATE SENATE TO PAY TO EACH MEMBER THEREOF OUT OF THE FUNDS HERETOFORE OR HEREINAFTER APPROPRIATED FOR THE MILEAGE PER DIEM AND OTHER EXPENSES OF THE ELEVENTH LEGISLATURE THE ACTUAL NECESSARY LIVING EXPENSES OF SAID MEMBERS.

Introduced 180
Considered and indefinitely postponed 181

SENATE RESOLUTION NO. 5—By Gulager.

A RESOLUTION REQUESTING THE SEVERAL COURT CLERKS OF THE STATE OF OKLAHOMA TO FORTHWITH FURNISH TO THE SENATE OF THE STATE OF OKLAHOMA INFORMATION RELATING TO CIVIL AND CRIMINAL DOCKET OF THE DISTRICT COURT OF THEIR COUNTIES.

Introduced 238
Adopted and referred for engrossment 240
Reported engrossed 310
Referred for enrollment 311
Reported enrolled 337
Referred to Secretary of State 337

SENATE RESOLUTION NO. 6—Introduced in Executive Session.

SENATE RESOLUTION NO. 7—By Thomas.

A RESOLUTION REQUESTING THE STATE BOARD OF PUBLIC AFFAIRS AND W. S. SPENCER, HEATING ENGINEER, TO PROPERLY HEAT THE STATE CAPITOL BUILDING.

Introduced 304
Adopted and referred for engrossment 305
Reported engrossed 310
Referred for enrollment 311
Reported enrolled 337
Referred to Secretary of State 337

SENATE RESOLUTION NO. 8—By Stigler.

A RESOLUTION REQUESTING FAVORABLE ACTION BY THE CONGRESS OF THE UNITED STATES ON SENATE BILL NUMBER 3027 AND HOUSE RESOLUTION NUMBER 4548, NOW PENDING, PERTAINING TO THE RETIREMENT OF DISABLED EMERGENCY OFFICERS OF THE WORLD WAR ON EQUAL TERMS AND CONDITIONS WITH OFFICERS OF THE REGULAR ARMY, NAVY AND MARINE CORPS.

Introduced 327
Considered 562
Adopted and referred for engrossment 564
Reported engrossed 588
Referred for enrollment 588
Reported enrolled 639
Referred to Secretary of State 639

SENATE RESOLUTION NO. 9—By Stigler.

A RESOLUTION INVITING GOVERNOR DAN MOODY TO BE A GUEST OF THE YOUNG DEMOCRATIC LEAGUE ON FEBRUARY 22, 1927.

Introduced 468
Adopted and referred for engrossment 468
Reported engrossed 506
Amended and referred for re-engrossment 506
Reported engrossed 522
Referred for enrollment 522
Reported enrolled 536
Referred to Secretary of State 537

SENATE RESOLUTION NO. 10—By Andrews.

A RESOLUTION ASKING FOR THE APPOINTMENT OF A COMMITTEE TO VISIT, OBTAIN INFORMATION CONCERNING AND INSPECTING THE PRESENT WORKINGS OF THE STATE PENITENTIARY AT MCALESTER, RETURN AND REPORT THEIR FINDINGS TOGETHER WITH THEIR CONCLUSIONS TO THE SENATE.

Introduced 517
Adopted and referred for engrossment 518
Reported engrossed 536
Referred for enrollment 536
Reported enrolled 564
Referred to Secretary of State 564

SENATE RESOLUTION NO. 11—By Gulager and Stigler.

A RESOLUTION RECOMMENDING THE APPOINTMENT OF EZRA BRAINERD, JR. TO THE INTERSTATE COMMERCE COMMISSION OF THE UNITED STATES.

Introduced 573
Adopted 573
Referred for engrossment 574
Reported engrossed 582

Referred for enrollment 582
Reported enrolled 595
Referred to Secretary of State 595

SENATE RESOLUTION NO. 12—By Pullen.
Introduced and expunged 889

SENATE RESOLUTION NO. 13—By Smith.

A RESOLUTION AUTHORIZING THE USE BY THE SOLDIERS' RELIEF COMMISSION OF THE STATE OF OKLAHOMA OF A HALL IN THE STATE CAPITOL BUILDING.

Introduced 1113
Adopted and referred for engrossment 1114
Reported engrossed 1381
Referred for enrollment 1381
Reported enrolled 1423
Referred to Secretary of State 1423

SENATE RESOLUTION NO. 14—By Austin, Pullen, Shearer.

A RESOLUTION OF RESPECT TO SENATOR ANGLIN ON ACCOUNT OF THE DEATH OF HIS MOTHER.

Introduced 1167
Adopted and referred for engrossment 1168
Reported engrossed 1381
Referred for enrollment 1381
Reported enrolled 1423
Referred to Secretary of State 1423

SENATE RESOLUTION NO. 15—By the Senate.

A RESOLUTION EXPRESSING THE REGARD AND SYMPATHY OF THE SENATE TO EX-SENATOR JOHN GOLOBIE.

Introduced 1474
Adopted and referred for engrossment 1476
Reported engrossed 1487
Referred for enrollment 1487
Reported enrolled 1563
Referred to Secretary of State 1563

SENATE RESOLUTION NO. 16—By Rexroat and Hill.

A RESOLUTION EXPRESSING THE SYMPATHY OF THE STATE OF OKLAHOMA TO SENATOR A. H. CULP AND HIS FAMILY.

Introduced 1863
Adopted 1863
Referred for engrossment 1864
Reported engrossed 1867
Referred for enrollment 1868
Reported enrolled 1939
Referred to Secretary of State 1940

SENATE RESOLUTION NO. 17—By Johnson (Creek), Rexroat and Anglin.

A RESOLUTION REQUESTING THE CORPORATION COMMISSION OF THE STATE OF OKLAHOMA TO ASCERTAIN THE AMOUNT OF OIL IN STORAGE AND CAPACITY OF EMPTY STORAGE AVAILABLE IN THE STATE.

Introduced 1867
Adopted and referred for engrossment 1867
Reported engrossed 1881
Referred for enrollment 1881
Reported enrolled 1939
Referred to Secretary of State 1940

SENATE RESOLUTION NO. 18—By Anglin.

A RESOLUTION PROVIDING FOR THE CUSTODY OF THE SENATE CHAMBER, COMMITTEE ROOMS, PROPERTY AND EQUIPMENT AND ITS PAPERS AND DOCUMENTS APPORTIONING FUNDS FOR SUCH PURPOSE, AND FIXING THE COMPENSATION THEREFOR.

Introduced 2028
Adopted and referred for engrossment 2030
Reported engrossed 2034
Referred for enrollment 2034
Reported enrolled 2046
Referred to Secretary of State 2046

SENATE RESOLUTION NO. 19—By Anglin.

A RESOLUTION PROVIDING FOR THE CLOSING OF UNFINISHED BUSINESS OF THE REGULAR SESSION OF THE ELEVENTH LEGISLATURE, AFTER ADJOURNMENT.

Introduced 2030
Adopted and referred for engrossment 2031
Reported engrossed 2034
Referred for enrollment 2034
Reported enrolled 2046
Referred to Secretary of State 2046

SENATE RESOLUTION NO. 20—By Fidler, Hill and Andrews.

A RESOLUTION EXPRESSING APPRECIATION TO DR. PAUL FESSLER FOR SERVICES RENDERED TO THE STATE OF OKLAHOMA.

Introduced 2086
Adopted and referred for engrossment 2087

Reported engrossed 2110
Referred for enrollment 2111
Reported enrolled 2128
Referred to ecretary of State 2128

Part V
HOUSE BILLS

HOUSE BILL NO. 1—By Christian (Creek), Logan, Watson (Creek), Lohman, Brown, Chappell, Watson (Kiowa), and Paul.

AN ACT REPEALING CHAPTER 101 OF THE SESSION LAWS OF 1925, RELATING TO "STOP-STATE LAW" SIGNS AT RAILWAY CROSSINGS.

First Reading 1498
Second Reading 1569

HOUSE BILL NO. 3—By Hill.

AN ACT PROVIDING FOR A NEW CELL HOUSE AND REMODELING THE WOMEN'S OLD WARD BUILDING AT THE STATE PENITENTIARY, LOCATED AT McALESTER, OKLAHOMA; MAKING APPROPRIATIONS THEREFOR, AND DECLARING AN EMERGENCY.

First Reading 307
Second Reading 314
Reported 423
Considered 526
Advanced 527
Considered engrossed 527
Third Reading 527
Referred for engrossment 528
Reported engrossed 536
Returned to House 536
House concurs in Senate amendments 735
Fourth Reading 784
Approved by Governor 899

HOUSE BILL NO. 7—By Committee on Revenue and Taxation, Manning and Crowley.

AN ACT PROVIDING A METHOD OF CONTESTING ALLEGED ILLEGAL AD VALOREM TAX LEVIES, GRANTING ADDITIONAL POWERS TO THE EXCISE BOARDS OF COUNTIES AND OTHER MUNICIPAL SUBDVISIONS; PROVIDING A METHOD OF APPEAL FROM ACTION OF SUCH EXCISE BOARDS TO THE DISTRICT COURT, A RIGHT OF ACTION AT LAW, REPEALING CONFLICTING LAWS, AND DECLARING AN EMERGENCY.

First Reading 587
Second Reading 595
Reported 1254
Considered 1981-5
Advanced 1985
Considered engrossed 1985
Third Reading 1985
Referred for engrossment 1986
Reported engrossed 1998
Returned to House 1998
House concurs in Senate amendments 2065
Fourth Reading 2107

HOUSE BILL NO. 9—By Adair, Baggerly, Baldwin, Berry, Battenfield, Bilbrey, Bird, Briggs, Brown, Bryant, Cardwell, Carmichael, Christian (Creek), Christian (Tillman), Clark, Cobb, Cochran, Crowley, Daniel, Dukes, Dyer, Ebey, Easter, Forehand, Fry, Gilmer, Graham, James, Hybarger, Johnson (Comanche), Johnson (Pushmataha), Jolly, Kight, Lane, etc.

AN ACT TO AID AND ASSIST WEAK SCHOOL DISTRICTS FOR THE FISCAL YEARS ENDING JUNE 30TH, 1927, AND JUNE 30TH, 1928, RESPECTIVELY; REPEALING HOUSE BILL 98, SESSION LAWS 1925, AND ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 341
Second Reading 347
Reported and re-referred 358
Reported 361
Considered 373-375
Advanced 376
Considered engrossed 376
Third Reading 376
Referred for engrossment 377
Reported engrossed 389
Returned to House 389
House concurs in Senate amendments 412
Fourth Reading 442
Approved by Governor 481

HOUSE BILL NO. 17—By Logan.

AN ACT REPEALING SECTIONS 4334 TO 4341, INCLUSIVE, COMPILED OKLAHOMA STATUTES, 1921, RELATING TO STATE CEMETERIES.

First Reading 352
Second Reading 370
Reported 568
Advanced 650
Considered engrossed 650
Third Reading 650
Returned to House 651
Fourth Reading 774
Approved by Governor 900

HOUSE BILL NO. 26—By Dyer and Cochran.

AN ACT REPEALING CHAPTER 187, OKLAHOMA SESSION LAWS, 1925, RELATING TO RENOMINATING DISTRICTS FOR MEMBERS OF THE HOUSE OF REPRESENTATIVES IN McCURTAIN COUNTY, OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 477
Second Reading 486
Referred to Calendar 487
Considered and advanced 524
Reported engrossed 572
Third Reading 581
Returned to House 582
Fourth Reading 711
Approved by Governor 801

HOUSE BILL NO. 35—By Graham and Windle.

AN ACT AUTHORIZING AND DIRECTING THE STATE BOARD OF PUBLIC AFFAIRS TO BUILD AND FURNISH A MANSION FOR THE GOVERNOR OF OKLAHOMA AND TO LANDSCAPE THE GROUNDS THEREOF; MAKING AN APPROPRIATION THEREFOR, AND DECLARING AN EMERGENCY.

First Reading 359
Second Reading 370
Reported 423
Considered and amended 461-3
Advanced 463
Considered engrossed 463
Third Reading 463
Reported engrossed 472
Returned to House 472
House concurs in Senate amendments 504
Fourth Reading 513
Approved by Governor 586

HOUSE BILL NO. 45—By Skinner and Porter.

AN ACT AMENDING SECTION 6560, COMPILED OKLAHOMA STATUTES, 1921, RELATING TO THE SALE OF FUR OF FUR-BEARING ANIMALS, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH.

First Reading 439
Second Reading 451
Reported 1479
Considered and indefinitely postponed 2004

HOUSE BILL NO. 46—By Logan, Brown, Brewer, Lane, Thompson (Garvin), Manning, Gilmer, Daniel, Bell, Dukes, Riddle, Fraley, et al.

AN ACT AMENDING SECTION 10718, COMPILED OKLAHOMA STATUTES, 1921, RELATING TO THE GOVERNMENT OF THE UNIVERSITY OF OKLAHOMA; THE APPOINTMENT OF A BOARD OF REGENTS; PROVIDING FOR THE TENURE OF OFFICE AND REMOVAL OF SAME AND DECLARING AN EMERGENCY.

First Reading 736
Second Reading 759
Reported 1332
Re-referred to Committee 1476
Reported 1480
Advanced 1573
Vote reconsidered 1879
Advanced 1879
Considered engrossed 1880
Third Reading 1880
Returned to House 1881
Fourth Reading 2003
Approved by Governor 2043

HOUSE BILL NO. 49—By Moon.

AN ACT AUTHORIZING CITIES WITH A POPULATION OF MORE THAN 30,000 INHABITANTS, ACCORDING TO THE LAST FEDERAL DECENNIAL CENSUS, TO LEVY AND COLLECT A SPECIAL AD VALOREM TAX NOT EXCEEDING ONE MILL OVER AND

ABOVE AND IN EXCESS OF THE SIX MILL LEVY AUTHORIZED FOR GENERAL PURPOSES; THE FUNDS DERIVED FROM SAID SPECIAL TAX SHALL BE USED EXCLUSIVELY FOR MAKING PERMANENT IMPROVEMENTS WITHIN THE CITY PARKS OWNED BY SUCH CITY; REPEALING ALL LAWS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

First Reading 351
Second Reading 370
Reported 834
Considered and advanced 1188
Third Reading 1313
Returned to House 1314
Fourth Reading 1381
Approved by Governor 1545

HOUSE BILL NO. 55—By Kight.

AN ACT REPEALING HOUSE BILL NO. 189, CHAPTER 147 OF THE SESSION LAWS OF 1925, WHICH IS AN ACT DECLARING THE MANUFACTURE, SALE AND DISTRIBUTION OF ICE TO BE A PUBLIC BUSINESS, PLACING SAME UNDER JURISDICTION OF THE CORPORATION COMMISSION; PROVIDING A LICENSE FEE, AND PENALTY FOR VIOLATION OF SAME, AND REPEALING ALL LAWS IN CONFLICT.

First Reading 1624
Second Reading 1648
Reported 1795
Considered and indefinitely postponed 2153

HOUSE BILL NO. 62—By McArthur, Smith (Blaine), Deardorff, Baldwin, Baggerly, Reily, Windle, James and Reeves.

AN ACT REPEALING CHAPTER 139 OF THE SESSION LAWS OF 1923-24 ENTITLED "DRAINAGE AND IR-

RIGATION DISTRICTS" AS AMENDED BY CHAPTER 148 OF THE SESSION LAWS OF 1925, AND DECLARING AN EMERGENCY.

First Reading 1498
Second Reading 1569
Reported 1622
Considered 1668
Advanced 1669
Considered engrossed 1669
Third Reading 1669
Referred for engrossment 1671
Reported engrossed 1737
Returned to House 1737
House concurs in Senate amendments 1902
Fourth Reading 2034
Approved by Governor 2100

HOUSE BILL NO. 72—By Faulk.

AN ACT LIMITING THE NUMBER OF TEACHERS THAT MAY BE EMPLOYED IN ALL SCHOOLS EXCEPT HIGH SCHOOLS AND JUNIOR HIGH SCHOOLS; MAKING A VIOLATION OF THIS ACT A MISDEMEANOR; FIXING A PENALTY THEREFOR, REPEALING ALL ACTS IN CONFLICT THEREWITH.

First Reading 1626
Second Reading 1646
Reported 1685
Advanced 1919
Third Reading 1944
Vote reconsidered by which advanced 1944
Amended and advanced 1944
Considered engrossed 1945
Passed and referred for engrossment 1945
Reported engrossed 1948
Returned to House 1948

House refuses to concur and requests conference 1968
Senate grants conference 1969
House adopts conference committee report 2007
Conference Committee report read 2008
Senate refuses to adopt Conference
Committee Report asks further conference 2009
Conference Committee Report returned 2010
House grants further conference 2060

HOUSE BILL NO. 74—By Rogers.

AN ACT REPEALING SECTION 2, OF CHAPTER 31, SESSION LAWS OF OKLAHOMA, 1923, THE SAME BEING AN ACT ENTITLED: "AN ACT FIXING THE SALARIES OF THE COUNTY ATTORNEYS OF ALL COUNTIES IN THE STATE OF OKLAHOMA HAVING A POPULATION OF NOT LESS THAN 19,800 AND NOT MORE THAN 19,900, AS SHOWN BY THE THE FEDERAL CENSUS OF 1920, PROVIDING FOR THE APPOINTMENT OF ASSISTANT COUNTY ATTORNEYS AND FIXING THE SALARIES THEREOF," AND DECLARING AN EMERGENCY.

First Reading 505
Second Reading 512

HOUSE BILL NO. 75—By Singletary and Fry.

AN ACT AMENDING SECTION 1, CHAPTER 48, SENATE BILL 44, OF THE SESSION LAWS OF 1923-1924, AND REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 381
Second Reading 391
Reported 423
Considered 435-7
Advanced 437

Considered engrossed 437
Third Reading 437
Referred for engrossment 438
Reported engrossed 452
Returned to House 452
House asks Senate to recede from Amendment No. 1 458
Senate recedes 458
Passed by Senate, as amended 459
Referred for re-engrossment 461
Reported engrossed 461
Returned to House 462
House concurs in Senate amendments 465
Fourth Reading 467

HOUSE BILL NO. 83—By Graham, O'Bryan, Skinner, Lohman, Fraley, Chappell, McCombs, Logan, Leecraft, Jolly, Watson (Creek), et al.

AN ACT IMPOSING A TAX ON MONEY AND CREDITS IN LIEU OF EXISTING TAX OR EXISTING LAW, PROVIDING THE RATE OF TAXATION OF SUCH MONEY OR CREDITS AND A METHOD OF SCHEDULING FOR TAXING SUCH MONEY, CERTIFICATES OF DEPOSIT OR EVIDENCE THEREOF, AND PROVIDING THE PURPOSES FOR WHICH SAID TAX SHALL BE USED AND DECLARING AN EMERGENCY.

First Reading 738
Second Reading 758
Reported 1045
Considered and made Special Order 1191
Considered 1352-57
Advanced and considered engrossed 1357
Third Reading 1357
Returned to House 1358
Motion to reconsider tabled 1359

Fourth Reading 1381
Approved by Governor 1425

HOUSE BILL NO. 89—By Ogden.

AN ACT AMENDING SECTION 8, CHAPTER 124, OF THE SESSION LAWS OF OKLAHOMA, 1923-24, RELATING TO FISH AND GAME; AND DECLARING AN EMERGENCY.

First Reading 1287
Second Reading 1307
Reported 1481
Considered 1998-2002
Striken from calendar 2002

HOUSE BILL NO. 90—By Maxwell, Thomas, Owens, Wilson, Webster, Henderson, Johnson (Comanche), Adair and Hines.

AN ACT CREATING A COUNTY MARKET COMMISSION IN ALL COUNTIES IN THE STATE OF OKLAHOMA HAVING A POPULATION OF OVER 105,000, AND NOT MORE THAN 112,000, ACCORDING TO THE LAST PRECEDING REGULAR FEDERAL DECENNIAL CENSUS, AUTHORIZING SAID COMMISSION TO ACQUIRE BY PURCHASE, GIFT, LEASE, CONDEMNATION PROCEEDINGS OR OTHERWISE, MARKET SITES OR ASSEMBLING PLACES, AUTHORIZING THE IMPROVEMENT OF SAID SITES BY CONSTRUCTING MARKET BUILDING OR ANY OTHER NECESSARY STRUCTURES THEREON, ETC.

First Reading 736
Second Reading—To Calendar 759
Advanced 918
Third Reading 989
Returned to House 990
Fourth Reading 1063
Approved by Governor 1101

HOUSE BILL NO. 91—By Wilson and Maxwell.

AN ACTREP EALING SECTIONS 3407, 3408. 3409, 3410, AND 3411 OF THE COMPILED OKLAHOMA STATUTES ANNOTATED 1921, RELATING TO BROKEN ARROW COURT DIVISION OF COUNTY COURT TULSA COUNTY, OKLAHOMA; PROVIDING FOR THE TRANSFER OF ALL ACTIONS, SUITS AND PROBATE PROCEEDINGS FROM THE BROKEN ARROW DIVISION OF THE COUNTY COURT OF TULSA COUNTY TO THE COUNTY COURT OF SAID COUNTY, PROVIDING FOR THE TRANSFER OF ALL RECORDS, INSTRUMENTS AND DOCUMENTS NOW IN THE POSSESSION OF AND ON FILE IN SAID COURT TO THE COUNTY COURT OF TULSA COUNTY, AND DECLARING AN EMERGENCY.

First Reading 413
Second Reading 419
Reported 550
Considered and advanced 639
Considered engrossed 639
Third Reading 639
Returned to House 641
Fourth Reading 774
Approved by Governor 902

HOUSE BILL NO. 105—By Hines of the House and Thomas of the Senate.

AN ACT RELATING TO THE DISTRIBUTION OF CERTAIN FUNDS IN COUNTIES HAVING A POPULATION OF NOT LESS THAN TWENTY-TWO THOUSAND TWO HUNDRED AND THIRTY-SEVEN (22,237) AND NOT MORE THAN TWENTY-TWO THOUSAND TWO HUNDRED AND FIFTY (22,250), AS SHOWN BY THE LAST FEDERAL DECENNIAL CENSUS AND DECLARING AN EMERGENCY.

First Reading 414
Second Reading 420
Reported 568
Considered and advanced 642
Considered engrossed 642
Third Reading 642
Returned to House 644
Fourth Reading 774

HOUSE BILL NO. 106—By Taylor and Pomeroy.

AN ACT FIXING THE TIME OF CONVENING THE DISTRICT COURT IN JUDICIAL DISTRICT NUMBER 10, OF THE STATE OF OKLAHOMA, AND REPEALING ALL LAWS IN CONFLICT THEREWITH.

First Reading 867
Second Reading 891
Reported 1255
Advanced 1723
Third Reading 1723
Returned to House 1724
Fourth Reading 1838

HOUSE BILL NO. 107—By Davis (Carter), and Brown.

AN ACT PROVIDING FOR THE VALIDATING OF THE RECEIPTS ISSUED BY THE CITY STATE BANK OF WILSON, OKLAHOMA, PROVIDING FOR THE RECOVERY OF TAXES REPAID TO THE CITY STATE BANK OF WILSON, OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 543
Second Reading 555
Withdrawn from Committee 556
Considered 582
Advanced 583
Third Reading 583

Returned to House 584
Fourth Reading 710
Approved by Governor 801

HOUSE BILL NO. 112—By Cochran and Dyer.

AN ACT AMENDING SECTION 1, CHAPTER 151, OKLAHOMA SESSION LAWS, 1923, AND SECTION 9747, COMPILED OKLHOMA STATUTES, 1921, REDUCING THE PENALTY ON DELINQUENT TAXES TO TWELVE (12) PER CENT PER ANNUM; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH.

First Reading 1373
Second Reading 1424
Reported 1643
Advanced 1768
Considered engrossed 1768
Third Reading 1769
Returned to House 1769
Fourth Reading 1879

HOUSE BILL NO. 113—By Graham and Fry.

AN ACT MAKING APPROPRIATION TO PAY THE CITIES AND TOWNS NAMED, THE TOTAL OF THE AMOUNT OF MONEY COLLECTED BY THE STATE INSURANCE COMMISSIONER FROM THE INSURANCE COMPANIES AND WHICH HAS BEEN TURNED INTO THE STATE TREASURY AS PROVIDED IN ARTICLE 5, CHAPTER 29, COMPILED OKLAHOMA STATUTES, 1921, AND DECLARING AN EMERGENCY.

First Reading 476
Second Reading 486
Reported and re-referred 653
Reported 784

Advanced 1015
Third Reading 1092
Returned to House 1093
Fourth Reading 1176
Approved by Governor 1324

HOUSE BILL NO. 118—By Soldiers' Relief Committee.

AN ACT RE-ENACTING AND AMENDING CHAPTER 136, SESSION LAWS OF OKLAHOMA, 1923, BEING AN ACT ENTITLED: "AN ACT RE-ENACTING AND AMENDING SECTION 8820, OF THE COMPILED OKLAHOMA STATUTES, 1921, THE SAME BEING A BILL ENTITLED: 'AN ACT PROVIDING FOR AND REGULATING HAWKING AND PEDDLING BY EX-CONFEDERATE AND EX- UNION SOLDIERS AND THEIR WIDOWS,' SO AS TO MAKE THE PROVISIONS THEREOF APPLICABLE TO VETERANS OF THE SPANISH AMERICAN AND THE WORLD WARS, AND DECLARING AN EMERGENCY," SO AS TO RESTRICT THE SAME, SO FAR AS WORLD WAR VETERANS ARE CONCERNED, TO DISABLE EX-SERVICE PERSONS RECOMMENDED BY AN AMERICAN LEGION POST EXECUTIVE COMMITTEE AND PROVIDING FOR THE REVOCATION OF THE EXEMPTION GRANTED THEREBY, AND DECLARING AN EMERGENCY.

First Reading 381
Second Reading 392
Reported 1045
Considered and advanced 1192
Third Reading 1684
Returned to House 1685
Fourth Reading 1879

HOUSE BILL NO. 124—By Crowley.

AN ACT AMENDING SECTION 10164, COMPILED OKLAHOMA STATUTES, 1921, RELATING TO RULES OF THE ROAD, FIXING A PENALTY FOR VIOLATION OF SAME, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH.

First Reading 1373
Second Reading 1424
Reported 1643
Considered 2148-9
Advanced 2149
Considered engrossed 2149
Third Reading 2150
Referred for engrossment 2150
Reported engrossed 2152
Returned to House 2152
House concurs in Senate amendments 2171
Fourth Reading 2173

HOUSE BILL NO. 134—By Johnson (Pushmataha).

AN ACT LIMITING THE POWERS OF THE COUNTY COMMISSIONERS IN COUNTIES HAVING A POPULATION OF NOT LESS THAN SEVENTEEN THOUSAND FIVE HUNDRED TEN (17,510) AND NOT MORE THAN SEVENTEEN THOUSAND FIVE HUNDRED TWENTY (17,520) ACCORDING TO THE LAST FEDERAL DECENNIAL CENSUS, AND DECLARING AN EMERGENCY.

First Reading 440
Second Reading 451
Reported 687

HOUSE BILL NO. 144—By O'Bryan, Ogden, Foster, Chappell, Berry, Jolly, Kight, etc.

AN ACT PROVIDING FOR THE ORGANIZATION AND OPERATION OF LOAN AND INVESTMENT COMP-

ANIES, PROVIDING FOR THE INCORPORATION THEREOF, THEIR ORGANIZATION, POWERS AND ACTIVITIES, INCLUDING THE TERMS OF THEIR LOANS, FOR THE CONVERSION OF EXISTING PRIVATE CORPORATIONS INTO LOAN AND INVESTMENT COMPANIES, PROVIDING PENALTIES FOR VIOLATIONS OF THE PROVISIONS OF THE ACTS, REPEALING ALL ACTS, OR PARTS OF ACTS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

First Reading 564
Second Reading 575

HOUSE BILL NO. 145—By Kight.

AN ACT REPEALING SECTIONS 3378, 3379, 3380, 3381, 3382, 3383 and 3384, OF CHAPTER 13, ARTICLE 3, OF THE COMPILED OKLAHOMA STATUTES, 1921, RELATING TO HOLDING OF COUNTY COURT IN ROGERS COUNTY, PROVIDING FOR TRANSFER OF CASES NOW PENDING IN THE COUNTY COURT OF CHELSEA, REPEALING ALL CONFLICTING LAWS, AND DECLARING AN EMERGENCY.

First Reading 446
Second Reading 451
Reported 550
Considered and advanced 584
Considered engrossed 584
Third Reading 584
Returned to House 586
Fourth Reading 711
Approved by Governor 801

HOUSE BILL NO. 146—By Chappell.

AN ACT DEFINING THE PRESUMPTION OF DEATH ARISING FROM ABSENCE AND MAKING SUCH

PRESUMPTION CONCLUSIVE AFTER FIFTEEN CONSECUTIVE YEARS, UNLESS SUFFICIENT PROOF OF LIFE BE MADE.

First Reading 738
Second Reading 758
Reported 1255
Considered and indefinitely postponed 1868

HOUSE BILL NO. 149—By Kight.

AN ACT CREATING THE POSITION OF STENOGRAPHER IN THE OFFICE OF THE REFEREE FOR THE SUPREME COURT, FIXING THE SALARY THEREFOR, PROVIDING FOR PAYMENT OF SUCH SALARY, AND DECLARING AN EMERGENCY.

First Reading 707
Second Reading 724
Reported 905
Advanced 980
Third Reading 995
Returned to House 997
Fourth Reading 1151
Approved by Governor 1322

HOUSE BILL NO. 154—By Briggs and Reece.

AN AMENDING SECTION 8050, OF ARTICLE 2, CHAPTER 70, COMPILED OKLAHOMA STATUTES, 1921 RELATING TO PROCEEDINGS IN THE ADOPTION OF CHILDREN.

First Reading 439
Second Reading 451
Reported 687
Considered and advanced 726
Reported engrossed 754
Third Reading and amended 760

Referred for re-engrossment 761
Reported engrossed 1026
Returned to House 1026
House concurs in Senate amendments 1139
Fourth Reading 1250
Approved by Governor 1494

HOUSE BILL NO. 157—By Lohman and Fraley.

AN ACT DEFINING AN INDEPENDENT SCHOOL DISTRICT CONTAINING TWO OR MORE TOWNS, TWO OR MORE CITIES, OR ONE OR MORE TOWNS AND ONE OR MORE CITIES; MAKING PROVISION FOR A BOARD OF EDUCATION AND TREASURER IN SUCH INDEPENDENT DISTRICT; REPEALING ALL ACTS IN CONFLICT HEREWITH AND DECLARNG AN EMERGENCY.

First Reading 771
Second Reading —To Calendar 790
Advanced 917
Third Reading 952
Returned to House 954
Fourth Reading 1063
Approved by Governor 1102

HOUSE BILL NO. 163—By Carmichael.

AN ACT REPEALING SECTIONS 3217, 3218, 3219, 3220, 3221, 3222 and 3223, OF THE COMPILED OKLAHOMA STATUTES, 1921, RELATING TO THE ESTABLISHING OF A DIVISION OF THE COUNTY COURT OF BECKHAM COUNTY, OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 543
Second Reading 555
Reported 568
Indefinitely postponed 650

HOUSE BILL NO. 166—By Beck of the House and Clark of the Senate.

AN ACT RELATING TO THE OFFICE OF COUNTY ATTORNEY OF GRANT COUNTY, OKLAHOMA, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 737
Second Reading 758
Reported 905
Advanced 980
Third Reading 1005
Returned to House 1006
Fourth Reading 1063
Approved by Governor 1543

HOUSE BILL NO. 169—By Singletary, Leecraft, Graham, Windle, Billups, Chappell, Laskey, Davis, Campbell and Reeves of the House and Fidler and Hill of the Senate.

AN ACT REPEALING SECTIONS 8824, 8825, 8826, 8831 AND 8832, COMPILED OKLAHOMA STATUTES, 1921, AND REPEALING CHAPTER 103, OKLAHOMA SESSION LAWS, 1923; DEFINING AND REGULATING THE PRACTICE OF OPTOMETRY; PRESCRIBING CERTAIN ACTS AND OMISSIONS AS A MISDEMEANOR AND FIXING THE PENALTY THEREFOR; CREATING A BOARD OF EXAMINERS IN OPTOMETRY AND PRESCRIBING THEIR POWERS, DUTIES, DISPOSITION OF FEES COLLECTED, REMUNERATION AND PAYMENT FOR EXPENSES; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 703
Second Reading 724
Reported 745

Considered 1011-12-13
Advanced 1014
Reported engrossed 1079
Third Reading 1088
Returned to House 1090
House asks Senate to recede from amendments 1403
Senate refuses to recede and asks for conference 1403
House grants conference 1531
House adopts Conference Committee Report 1580
Senate adopts Conference Committee Report 1580
Conference committee report returned to House 1581
Fourth Reading 1693
Approved by Governor 1918

HOUSE BILL NO. 170—By Thompson (Pontotoc), Cash, Watson, (Creek), Manning, Laskey, Paul, Bilbbrey, and Butler of the House, and Hill, Shepherd, Wheatley, Looney, George, Otjen, Darnell, Rexroat, Fidler, Reed, and Johnson (Caddo) of the Senate.

AN ACT AMENDING CHAPTER 105, SESSION LAWS 1923, PROVIDING FOR MEDICAL AND SURGICAL TREATMENT AND HOSPITAL CARE OF CHILDREN WHO ARE AFFLICTED WITH ANY MALADY OR DEFORMITY WHICH CAN LIKELY BE REMEDIED, WHOSE PARENTS OR OTHER PERSONS LEGALLY CHARGEABLE WITH THEIR SUPPORT, ARE UNABLE TO PROVIDE SUCH TREATMENT AND CARE; PROVIDING FOR PAYMENT OF THE EXPENSES THEREOF, AND CONFERRING JURISDICTION ON JUVENILE COURTS IN SUCH CASES; PROVIDING FOR THE COMMITMENT OF SUCH CHILDREN TO THE UNIVERSITY HOSPITAL; DEFINING THE POWERS AND DUTIES OF SAID INSTITUTIONS; FURTHER PROVIDING FOR COMMITMENT OF SUCH CHILDREN TO OTHER HOSPITALS IN CERTAIN CASES, AUTHORIZING THE UNIVERSITY

HOSPITAL TO BEAR CERTAIN EXPENSES HEREUNDER; PROVIDING FOR QUALIFICATIONS AND APPROVAL OF HOSPITALS, PHYSICIANS AND SURGEONS; PROVDING FOR THE LEVY OF A TAX FOR EXPENDITURES HEREUNDER, AND REPEALING ALL LAWS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

First Reading 850
Second Reading 867
Reported 886
Considered and amended 1003
Advanced 1003
Considered engrossed 1004
Third Reading 1004
Referred for engrossment 1005
Reported engrossed 1011
Returned to House 1011
House concurs in Senate amendments 1097
Fourth Reading 1274
Approved by Governor 1320

HOUSE BILL NO. 172—By Johnson (Comanche) and Reily.

AN ACT AMENDING SECTION 13,CHAPTER 48, OKLAHOMA SESSION LAWS, 1923-24, AND AUTHORIZING THE STATE HIGHWAY COMMISSION TO DRAIN, PUT TO GRADE AND BUILD BRIDGES AND UNDERPASSES ON ANY HIGHWAY, STREET OR ALLEY WITHIN ANY INCORPORATED CITY OR TOWN, WHICH HIGHWAY, STREET OR ALLEY IS A CONTINUATION OF THE STATE HIGHWAY SYSTEM; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH.

First Reading 1373
Second Reading 1424
Reported 1481

Advanced 1718
Third Reading and amended 1718
Referred for engrossment 1720
Reported engrossed 1755
Returned to House 1755
House concurs in Senate amendments 1844
Fourth Reading 1968

HOUSE BILL NO. 176—By Lohman.

AN ACT AMENDING SECTION 1472, COMPILED OKLAHOMA STATUTES, 1921, RELATING TO SERVICE OR PUBLICATION OF ORDER OF COURT SETTING FOR HEARING GUARDIAN'S PETITION FOR SALE OF LANDS, REPEALING ALL ACTS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

First Reading 1033
Second Reading 1059
Reported 1386
Advanced and considered engrossed 1997
Third Reading 1997
Returned to House 1998
Fourth Reading 2103

HOUSE BILL NO. 177—By Nance.

AN ACT AUTHORIZING THE BOARD OF CITY COMMISSIONERS OF THE CITY OF WALTERS, OKLAHOMA, TO REMIT AND REFUND CERTAIN PENALTIES OF DELINQUENT PAVING TAXES AND ASSESSMENTS; AND AUTHORIZING THE COUNTY TREASURER OF COTTON COUNTY, OKLAHOMA, TO COLLECT SAID PAVING TAXES AND ASSESSMENTS WITHOUT COLLECTING SUCH PENALTIES; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH AND DECLARING AN EMERGENCY.

First Reading 477
Second Reading—To Calendar 487
Considered and amended 524
Advanced 525
Considered engrossed 525
Third Reading 525
Referred for engrossment 526
Reported engrossed 536
Returned to House 536
House concurs in Senate amendments 735
Fourth Reading 784
Approved by Governor 901

HOUSE BILL NO. 178—By Nance.

AN ACT AMENDING SECTION 11002, COMPILED OKLAHOMA STATUTES, 1921, ABOLISHING TOWNSHIP GOVERNMENT IN COTTON COUNTY, OKLAHOMA AND PROVIDING FOR TRANSFERRING THE DUTIES HERTOFORE PERFORMED BY THE TOWNSHIP BOARDS AND OFFICES TO THE BOARD OF COUNTY COMMISSIONERS OF SAID COUNTY; PROVIDING FOR ADDITIONAL COMPENSATION FOR SAID COUNTY COMMISSIONERS FOR SAID ADDITIONAL SERVICES; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH AND DECLARING AN EMERGENCY.

First Reading 457
Second Reading—To Calendar 475
Considered and advanced 524
Reported engrossed 572
Third Reading 579
Returned to House 581
Fourth Reading 711
Approved by Governor 903

HOUSE BILL NO. 180—By Windle.

AN ACT REPEALING CHAPTER 195, SESSION LAWS OF OKLAHOMA, 1925, AND RE-ENACTING SECTIONS 11015 AND 11016, COMPILED STATUTES OF OKLAHOMA, 1921, RELATING TO LABELING OF CONVICT MADE GOODS, AND PROVIDING A PENALTY THEREFOR.

First Reading 1624
Second Reading 1643

HOUSE BILL NO. 188—By McLaury and Reece of the House and Johnson (Creek) of the Senate.

AN ACT RELATING TO THE DISTRIBUTION OF CERTAIN FUNDS IN COUNTIES HAVING A POPULATION OF NOT LESS THAN THIRTY THOUSAND (30,000), AND NOT MORE THAN THIRTY THOUSAND TWO HUNDRED TWENTY-FIVE (30,225), AS SHOWN BY THE LAST FEDERAL DECENNIAL CENSUS, AND DECLARING AN EMERGENCY.

First Reading 544
Second Reading—To Calendar 556
Advanced 648
Considered engrossed 648
Third Reading 648
Returned to House 650
Fourth Reading 774
Approved by Governor 900

HOUSE BILL NO. 191—By Lohman and Fraley.

AN ACT FIXING THE SALARIES OF THE COUNTY CLERK, COUNTY COURT CLERK, COUNTY TREASURER, COUNTY ASSESSOR, COUNTY SHERIFF, COUNTY ATTORNEY, COUNTY SUPERINTENDENT OF PUBLIC INSRUCTION AND COUNTY JUDGE OF

OSAGE COUNTY, OKLAHOMA; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH.

First Reading 544
Second Reading—To Calendar 556
Considered and advanced 644
Considered engrossed 644
Third Reading 644
Returned to House 645
Fourth Reading 774
Approved by Governor 901

HOUSE BILL NO. 192—By Lohman and Fraley.

AN ACT AMENDING SECTIONS 2, 7, 8 AND 12, OF CHAPTER 200, OKLAHOMA SESSION LAWS, 1925, AND RELATING TO THE SALARIES OF CERTAIN DEPUTY COUNTY OFFICERS OF OSAGE COUNTY, OKLAHOMA; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH AND DECLARING AN EMERGENCY.

First Reading 543
Second Reading 555
Referred to Calendar 556
Considered and advanced 645
Considered engrossed 645
Third Reading 645
Returned to House 646
Fourth Reading 774
Approved by Governor 901

HOUSE BILL NO. 195—By Brown and Davis (Carter).

AN ACT FIXING THE SALARY OF THE COUNTY ATTORNEY, ASSISTANT COUNTY ATTORNEY AND COUNTY ATTORNEY'S STENOGRAPHER OF CARTER COUNTY, OKLAHOMA, AND REPEALING SEC-

TION TWO OF CHAPTER 120, OF THE SESSION LAWS OF 1921, AND SECTION THREE OF CHAPTER 109, ETC.

First Reading 736
Second Reading—To Calendar 759
Advanced 981
Third Reading 1007
Returned to House 1003
Fourth Reading 1152
Approved by Governor 1326

HOUSE BILL NO. 196—By Brown.

AN ACT DEFINING AND FIXING THE AMOUNT OF LIABILITY OF HOTEL AND INKEEPERS TO THEIR GUESTS AND THE GENERAL PUBLIC AND OF GUESTS AND GENERAL PUBLIC TO HOTEL AND INKEEPERS FOR LOSS OF MONEY, VALUABLES, BAGGAGE AND OTHER PROPERTY AT SAID HOTEL OR INN; PROVIDING PUNISHMENT FOR VIOLATIONS HEREOF; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH.

First Reading 1374
Second Reading 1425
Reported 1481
Considered and amended 1868-71
Indefinitely postponed 1871

HOUSE BILL NO. 199—By Faulk, Nance, Hines, Cochran, Windle, Smith, Daniel, Forehand, Thompson (Pontotoc), Dyer, Watson (Kiowa), and Christian (Tillman).

AN ACT FIXING THE MAXIMUM AND MINIMUM PRICE FOR GINNING COTTON IN THE STATE OF OKLAHOMA, PROVIDING PENALTIES FOR VIOLATION THEREOF, AMENDING SECTION 3, CHAPTER 191, OKLAHOMA SESSION LAWS, 1923, REPEALING

ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH.

First Reading 738
Second Reading 758
Reported 857

HOUSE BILL NO. 201—By Briggs, Thomas (LeFlore), Bird, Hill, Roe, Watson (Pittsburg), Johnson (Pushmataha), Nash, Crowley, Dyer, Skinner and Porter of the House and Harper, Andrews, Stewart, Stigler, Gulager and Anglin of the Senate.

AN ACT CHANGING THENAME OF THE SCHOOL OF MINES AND METALLURGY, LOCATED AT WILBURTON, OKLAHOMA, REPEALING SECTION 10849, COMPILED OKLAHOMA STATUTES 1921, AND AMENDING SECTIONS 10850, 10851, 10852, 10853 AND 10854 AND REPEALING ALL ACTS IN CONFLICT HEREWITH.

First Reading 504
Second Reading—To Calendar 512
Considered and advanced 528
Third Reading 529
Returned to House 529
Fourth Reading 566
Approved by Governor 699

HOUSE BILL NO. 211—By Skinner and Porter.

AN ACT AMENDING SECTION 7552 COMPILED OKLAHOMA STATUTES 1921; PROVIDING FOR FOUR MINING DISTRICTS IN THE STATE OF OKLAHOMA; AUTHORIZING THE CHIEF MINE INSPECTOR TO APPOINT AN INSPECTOR FOR MINING DISTRICT NO. 4, PRESCRIBING THE QUALIFICATIONS, MAKING AN APPROPRIATION THEREFOR, AND DECLARING AN EMERGENCY.

First Reading 1376
Second Reading 1424
Reported 1482
Advanced 1887
Considered engrossed 1887
Third Reading 1887
Returned to House 1888
Fourth Reading 1959

HOUSE BILL NO. 216—By Brown.

AN ACT MAKING AN APPROPRIATION FOR THE PURCHASE OF AN AUTOMOBILE TO BE USED FOR THE BENEFIT AND TRANSPORTATION OF EX-CONFEDERATE SOLDIERS RESIDING AT THE OKLAHOMA CONFEDERATE HOME AT ARDMORE, OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 587
Second Reading 595
Reported 1023
Advanced 1074
Considered engrossed 1075
Third Reading 1075
Returned to House 1076
Fourth Reading 1176
Approved by Governor 1324

HOUSE BILL NO. 219—By Watson (Kiowa), entitled:

AN ACT TO PROVIDE FOR THE PRESERVATION OF EVIDENCE OF IDENTITY OF DECEASED UNKNOWN PERSONS.

First Reading 1151
Second Reading 1166
Reported 1255

HOUSE BILL NO. 223—By Sullivan, Johnson (Comanche), Hybarger, Manning, Nance, Daniel and Jolly.

AN ACT AMENDING SECTION 3057 COMPILED OKLAHOMA STATUTES, 1921 AS AMENDED BY CHAPTER 90 OF SESSION LAWS OF 1925, RELATING TO DISTRICT COURT JUDICIAL DISTRICTS.

First Reading 770
Second Reading 790
Withdrawn from Committee 913
Advanced 980
Third Reading 993
Returned to House 994
Fourth Reading 1152
Approved by Governor 1362

HOUSE BILL NO. 224—By Sullivan, Johnson (Comanche), Hy-Barger, Manning, Nance, Daniel and Jolly.

AN ACT DESIGNATING NOMINATING DISTRICTS FOR DISTRICT COURT JUDICAL DISTRICT NO. 15 OF THE STATE OF OKLAHOMA; AND DECLARING AN EMERGENCY.

First Reading 770
Second Reading—To Calendar 790
Advanced 917
Third Reading 994
Returned to House 995
Fourth Reading 1152
Approved by Governor 1326

HOUSE BILL NO. 225—By Thompson (Pontotoc) and Ebey of the House and Smith of the Senate.

AN ACT REPEALING SECTIONS 3370 TO 3377, INCLUSIVE COMPILED OKLAHOMA STATUTES, 1921, RELATING TO COUNTY COURT AT THE TOWN OF

ROFF IN PONTOTOC COUNTY, OKLAHOMA AND DECLARING AN EMERGENCY.

First Reading 543
Second Reading—To Calendar 555
Considered and advanced 641
Considered engrossed 641
Third Reading 641
Returned to House 642
Fourth Reading 774
Approved by Governor 901

HOUSE BILL NO. 227—By Crowley, Daniel, Johnson (Comanche), and Roe.

AN ACT AMENDING SECTION 10311, C. O. S. 1921, RELATING TO THE COUNTY SUPERINTENDENT OF PUBLIC INSTRUCTION; PRESCRIBING THE QUALIFICATIONS OF SUCH SUPERINTENDENT, AND REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH.

First Reading 1537
Second Reading 1567

HOUSE BILL NO. 231—By Skinner.

AN ACT AMENDING SECTION 3, CHAPTER 87, SESSION LAWS OF OKLAHOMA, 1919, RELATING TO THE SALARY OF DEPUTIES IN THE OFFICE OF THE COUNTY CLERK OF OTTAWA COUNTY, OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 708
Second Reading—To Calendar 724
Advanced 1009
Considered engrossed 1009
Third Reading 1009
Returned to House 1010

Fourth Reading 1063
Approved by Governor 1543

HOUSE BILL NO. 235—By Thompson (Pontotoc) and Ebey of the House and Smith of the Senate.

AN ACT REPEALING SECTIONS 3365 TO 3369 INCLUSIVE, COMPILED OKLAHOMA STATUTES, 1921, RELATING TO COUNTY COURT AT THE TOWN OF ALLEN, IN PONTOTOC COUNTY, OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 543
Second Reading—To Calendar 556
Considered and advanced 647
Considered engrossed 647
Third Reading 647
Returned to House 648
Fourth Reading 774
Approved by Governor 901

HOUSE BILL NO. 236—By Kight.

AN ACT MAKING APPROPRIATIONS FROM THE GENERAL REVENUE OF THE STATE OF OKLAHOMA FOR ALL STATE EDUCATIONAL, ELEEMOSYNARY AND PENAL INSTITUTIONS, PROVIDING FOR THE APPROPRIATION AND DISTRIBUTION OF THE NEW COLLEGE FUNDS IN ACCORDANCE WITH SECTION 7225, REVISED LAWS OF OKLAHOMA, 1910, TO THE INSTITUTIONS ENTITLED TO SAME, AND PROVIDING FOR THE APPROPRIATION AND DISTRIBUTION OF THE SECTION THIRTEEN FUNDS AS PROVIDED IN SECTION 7660, C. O. S. ETC.

First Reading 1376
Second Reading 1424

Reported 1482
Considered 1573-4, 1649-57, 1664-67
Advanced 1667
Considered engrossed 1667
Third Reading 1667
Referred for engrossment 1668
Reported engrossed 1671
House refuses to concur in Senate amendments and requests conference 1777
Senate grants conference 1778
House adopts Conference Committee Report 2049
Conference Committee Report read 2049-58
Senate adopts report 2059
Returned to House 2059
Fourth Reading 2104

HOUSE BILL NO. 239—By Bilbrey, Windle, Hines and Johnson (Pushmataha).

AN ACT MAKING IT UNLAWFUL FOR THE OWNER OR MANAGING OFFICER, OR EMPLOYEE, OF ANY COMPRESS OR COTTON YARD IN THIS STATE TO FAIL OR REFUSE TO PAY THE PROCEEDS OF THE SALE OF ALL UNCALLED FOR SAMPLES AND ALL CLEANINGS TAKEN BY THE OFFICER OR EMPLOYEES OF SAID COMPRESS OR COTTON YARD FROM THE BALES OF COTTON HELD OR COMPRESSED, AT SAID COMPRESS OR COTTON YARD TO THE COUNTY TREASURER OF THE COUNTY IN WHICH SAID COMPRESS OR COTTON YARD IS LOCATED, AND FIXING PENALTY FOR THE VIOLATION OF SAID ACT, AND DECLARING AN EMERGENCY.

First Reading 1375
Second Reading 1424

HOUSE BILL NO. 241—By Daniel, Stovall, Porter, Leecraft, McArthur, Bryant, Farley, Maxwell, Christian (Tillman), Watson (Creek), Beatty, Clark, Cochran, Reece, Berry, Foster, Thompson (Pontotoc), Payne, Smith (Blaine), Carmichael, Reeves, Thomas (LeFlore), Paul, Trent, Ebey, Ogden, Johnson (Pushmataha), Brewer, Graham, Crowley, Bilbrey, Dyer, Manning, Windle, Johnson (Comanche), Forehand, Sewell, Smith (Bryan), Singletary, Gilmer, Baldwin, Roe, Watson (Pittsburg), Lowrance, Hybarger, Bell, Webber, Lane, James, Owens, Ware, Strauss, Fry, Thomas (Tulsa), Cardwell, Bird, Briggs, Adair, Jolly, Watson (Kiowa), Rogers, Cobb, Reily, Laskey and Thompson (Garvin), of the House, and Storms, Johnson (Caddo), Otjen, Thomas and Stigler of the Senate, and Governor Henry S. Johnston of Perry.

A BILL, ENTITLED AN ACT CREATING A SPECIAL COMMON SCHOOL EQUALIZATION FUND, PROVIDING FOR DISTRIBUTION OF SAID FUND BY THE STATE BOARD OF EDUCATION, PROVIDING REGULATIONS THEREFOR, MAKING CERTAIN EXTENSIONS AND TRANSFER PRIVILEGES, ALLOCATING CERTAIN REVENUES TO THE SAID FUND, AND LIMITING THE POWERS OF THE STATE BOARD OF EDUCATION IN MAKING APPORTIONMENTS TO MONEYS ACTUALLY COLLECTED AND PLACED IN SAID FUND, AND REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH.

First Reading 1033
Second Reading 1060
Reported 1107
Made Special Order 1192
Re-referred to Committee 1326
Reported 1483
Considered and amended 1674-79, 1756-60
Advanced 1760
Considered engrossed 1760

Third Reading 1760
Referred for engrossment 1761
Reported engrossed 1797
Returned to House 1797
House concurs in Senate amendments 1845
Fourth Reading 1912
Approved by Governor 2131

HOUSE BILL NO. 243—By Skinner and Brown.

AN ACT AUTHORIZING WORK OF PHOTOGRAPHING INSTRUMENTS FILED FOR RECORD TO BE DONE OUTSIDE OF THE COUNTY AND AMENDING SECTION 3, OF CHAPTER 50, SESSION LAWS OF 1923, AT PAGE 87 THEREOF, AND REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH AND DECLARING AN EMERGENCY.

First Reading 1376
Second Reading 1424
Reported 1557

HOUSE BILL NO. 244—By Easter of the House and VanDall of the Senate.

AN ACT REGULATING THE SALARIES OF THE COUNTY JUDGE, COUNTY ATTORNEY, COURT CLERK, COUNTY SUPERINTENDENT, COUNTY CLERK, COUNTY TREASURER, COUNTY ASSESSOR AND COUNTY SHERIFF; ALSO FOR THE APPOINTMENT AND COMPENSATION OF DEPUTIES, ADDITIONAL DEPUTIES, ASSISTANTS, STENOGRAPHERS, UNDER-SHERIFF AND JAILORS IN THE VARIOUS COUNTY OFFICES OF COUNTY ATTORNEY, COURT CLERK, COUNTY CLERK, COUNTY TREASURER, COUNTY ASSESSOR, COUNTY SUPERINTENDENT AND COUNTY SHERIFF OF WASHINGTON COUNTY, OKLAHOMA; PROVIDING THE

MANNER, METHOD AND PROCEDURE OF SUCH APPOINTMENTS; FIXING THE NUMBERS THEREOF AND THE MAXIMUM LIMIT OF SUCH COMPENSATION; REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 708
Second Reading—To Calendar 724
Advanced 917
Third Reading 991
Returned to House 992
Fourth Reading 1152
Approved by Governor 1322

HOUSE BILL NO. 252—By Reily, Hines, Watson (Kiowa), McLaury, Ware and Windle.

AN ACT RELATING TO THE DISTRIBUTION OF CERTAIN FUNDS AND REVENUES DERIVED FROM AUTOMOBILE LICENSE TAX AND FROM THE GASOLINE EXCISE TAX, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 1308
Second Reading 1346
Reported 1795
Considered 1969-70
Advanced 1970
Considered engrossed 1970
Third Reading 1970
Referred for engrossment 1972
Reported engrossed 1980
Returned to House 1980
House concurs in Senate amendments 2047-8
Fourth Reading 2062

HOUSE BILL NO. 253—By Reece and McLaury of the House and Johnson (Creek), of the Senate.

AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF PAYNE COUNTY, OKLAHOMA, TO MAKE A SPECIAL LEVY FOR THE PURPOSE OF ERECTING BUILDING FOR THE FREE FAIR ASSOCIATION UPON REAL ESTATE OWNED BY SAID COUNTY OR MUNICIPAL CORPORATION THEREIN, UNDER CONTRACT OR LEASE FOR USE, ETC.

First Reading 737
Second Reading—To Calendar 759
Advanced 1015
Third Reading 1090
Returned to House 1091
Fourth Reading 1176
Approved by Governor 1324

HOUSE BILL NO. 255—By Leecraft.

AN ACT AUTHORIZING THE CONVENING BODY OF ANY CITY OR TOWN TO REFUND STREET IMPROVEMENT BONDS HERETOFORE ISSUED BY AUTHORITY OF CHAPTER 10, ARTICLE 1, OF THE SESSION LAWS OF OKLAHOMA, 1907-8, OR ARTICLE 12, CHAPTER 29, C. O. S. 1921, TO PROVIDE FOR THE LEVY AND COLLECTION OF ASSESSMENTS TO PAY SUCH BONDS AND THE METHOD OF PROCEDURE THEREFOR, TO PROVIDE FOR THE RETIREMENT OF STREET IMPROVEMENT BONDS HERTOFORE ISSUED, TO PROVIDE FOR THE REPEAL OF CHAPTER 216, SESSION LAWS 1915, AND ALL OTHER LAWS AND PARTS OF LAWS IN CONFLICT HEREWITH.

First Reading 1832
Second Reading—To Calendar 1851
Considered and advanced 1975

Considered engrossed 1975
Third Reading 1975
Referred for engrossment 1975
Reported engrossed 1986
Returned to House 1987
House concurs in Senate amendments 2065
Fourth Reading 2120

HOUSE BILL NO. 269—By Bilbrey, (by request).

AN ACT PROHIBITING THE GOVERNING BODY OF ANY MUNICIPAL CORPORATION ORGANIZED AND INCORPORATED UNDER THE LAWS OF THE STATE OF OKLAHOMA, FROM SELLING, LEASING, CONVEYING OR OTHERWISE DISPOSING OF ANY PUBLIC UTILITY BELONGING TO SUCH MUNICIPAL CORPORATION, WHEN THE ACTUAL CASH VALUE OF SUCH UTILITY BELONGING TO A CITY OF THE FIRST CLASS SHALL EXCEED TEN THOUSAND ($10,000.00) DOLLARS, AND A TOWN OR VILLAGE, FIVE THOUSAND ($5,000.00) DOLLARS, UNLESS SUCH SALE, LEASE, CONVEYANCE OR OTHER DISPOSITION OF SUCH UTILITY SHALL BE AUTHORIZED BY A MAJORITY OF THE QUALIFIED PROPERTY TAX PAYING VOTERS OF SAID MUNICIPALITY, VOTING AT AN ELECTION CALLED FOR SUCH PURPOSE, PROVIDING FOR THE MANNER OF HOLDING SUCH ELECTION AND SELLING SUCH MUNICIPALITY WHEN AUTHORIZED; AND DECLARING AN EMERGENCY.

First Reading 1286
Second Reading 1306
Reported 1484
Considered and amended 1872-75
Advanced 1875
Considered engrossed 1876
Third Reading 1876

Referred for engrossment 1877
Reported engrossed 1939
Returned to House 1940
House concurs in Senate amendments 1951
Fourth Reading 2128

HOUSE BILL NO. 272—By Fry.

AN ACT MAKING IT THE DUTY OF THE COUNTY COMMISSIONERS OF NOBLE COUNTY, OKLAHOMA TO MAKE A SPECIAL LEVY FOR THE PURPOSE OF ERECTING BUILDINGS FOR THE FREE FAIR ASSOCIATION UPON REAL ESTATE TO BE FURNISHED BY THE CHAMBER OF COMMERCE OF THE CITY OF PERRY, IN SAID COUNTY, AND USED FOR EXHIBIT GROUNDS FOR FREE COUNTY FAIR, AND DECLARING AN EMERGENCY.

First Reading 892
Second Reading—To Calendar 912
Considered and advanced 1189
Vote reconsidered and Bill amended 1199
Advanced 1201
Reported engrossed 1423
Third Reading 1426
Returned to House 1428
House concurs in Senate amendments 1495
Fourth Reading 1632
Approved by Governor 1828

HOUSE BILL NO. 274—By Ogden.

AN ACT AMENDING SECTION 1, CHAPTER 205, OKLAHOMA SESSION LAWS, 1925, AND PROVIDING THAT THE COUNTY CLERK OF McINTOSH COUNTY, OKLAHOMA, SHALL APPOINT CERTAIN DEPUTIES IN HIS OFFICE, FIXING THEIR SALARIES, PROVIDING THE PROCEDURE FOR SAID AP-

POINTMENTS, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

First Reading 771
Second Reading—To Calendar 790
Advanced 919
Third Reading 1000
Returned to House 1001
Fourth Reading 1063

HOUSE BILL NO. 281—By Reeves, Bilbrey, Faulk, Thomas (LeFlore), Christian (Creek), etc., of the House, and Rice, McCurley, Waldrep and Rexroat of the Senate.

AN ACT TO APPROPRIATE $5,000.00 FOR THE YEAR 1927-28 AND $5,000 FOR THE YEAR 1928-29 TO DEMONSTRATE, ENCOURAGE, SHIP AND MARKET SUGAR BEETS FOR THE MANUFACTURE OF SUGAR TO A REFINERY THEREFROM AND MATTERS CONNECTED THERETO.

First Reading 1375
Second Reading 1424
Reported 1796
Considered and advanced 2162-3
Considered engrossed 2163
Third Reading 2163
Referred for engrossment 2164
Reported engrossed 2171
Returned to House 2171
House concurs in Senate amendments 2174
Fourth Reading 2176

HOUSE BILL NO. 282—By Carmichael of the House and Reed of the Senate.

AN ACT TO AUTHORIZE THE ACQUISITION OF THE PROPERTY OF SOUTHERN POWER AND LIGHT

COMPANY, BY THE SOUTHWESTERN LIGHT AND POWER COMPANY AND DECLARING AN EMERGENCY.

First Reading 893
Second Reading—To Calendar 912
Stricken from calendar 1192

HOUSE BILL NO. 285—By Chappell and Bell.

AN ACT RELATING TO DISTRICT COURT JUDICIAL DISTRICTS, NUMBERS 12 AND 21, AND CREATING A NEW DISTRICT COURT JUDICIAL DISTRICT NUMBER 31, SAID DISTRICT TO BE COMPOSED OF NOBLE AND PAWNEE COUNTIES, REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 893
Second Reading—To Calendar 912
Reported 1485
Advanced 1573
Reported engrossed 1575
Third Reading 1581
Returned to House 1583
House concurs in Senate amendments 1623
Fourth Reading 1698

HOUSE BILL NO. 286—By Cochran, Dyer and Rogers.

AN ACT MAKING AN APPROPRIATION OF EIGHT HUNDRED ($800.00) DOLLARS TO BE USED BY THE DEPARTMENT OF AGRICULTURE OF THE STATE OF OKLAHOMA IN INSPECTING SEED SWEET AND IRISH POTATOES AND DECLARING AN EMERGENCY.

First Reading 867
Second Reading 891

Reported 1023
Advanced 1074
Returned to House for correction 1074
Returned by House 1131
Third Reading 1132
Returned to House 1133
Fourth Reading 1276
Approved by Governor 1325

HOUSE BILL NO. 289—By Campbell, and Strauss, of the House, and Otjen of the Senate.

AN ACT AMENDING SECTION 7387, OF THE COMPILED OKLAHOMA STATUTES, 1921, RELATING TO NOMINATING DISTRICTS OF CERTAIN COUNTIES.

First Reading 1286
Second Reading——To Calendar 1306
Considered and amended 1673
Advanced 1673
Considered engrossed 1673
Third Reading 1673
Referred for engrossment 1674
Reported engrossed 1737
Returned to House 1737
House concurs in Senate amendments 1844
Fourth Reading 1912

HOUSE BILL NO. 290—By Windle and Watson (Pittsburg).

AN ACT AMENDING SECTION 9230, C. O. S. 1921, AND CHAPTER 114 OKLAHOMA SESSION LAWS, 1923-4, RELATING TO SALARIES OF CERTAIN OFFICERS AND EMPLOYEES OF THE STATE PENITENTIARY AT MCALESTER, OKLAHOMA AND OKLAHOMA STATE REFORMATORY AT GRANITE AND RELATING TO THE FURNISHING OF VEGETABLES AND THE SELLING OF MERCHANDISE TO THE OF-

FICERS AND EMPLOYEES AT THE OKLAHOMA STATE REFORMATORY AT GRANITE, OKLAHOMA, REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT THEREWITH.

First Reading 1628
Second Reading 1647
Placed upon calendar 1895
Considered and indefinitely postponed 1895-6

HOUSE BILL NO. 299—By Cardwell.

AN ACT PROVIDING THAT THE COUNTY TREASURER OF COAL COUNTY, OKLAHOMA, IN ADDITION TO HIS OTHER DUTIES, SHALL BE THE TREASURER OF EACH INDEPENDENT SCHOOL DISTRICT OF SAID COUNTY, AND DECLARING AN EMERGENCY.

First Reading 851
Second Reading 867
Withdrawn from Committee and re-referred 913
Reported 1333
Advanced 1440
Considered engrossed 1440
Third Reading 1440
Returned to House 1441
Fourth Reading 1632
Approved by Governor 1825

HOUSE BILL NO. 300—By Cardwell.

AN ACT AUTHORIZING THE COUNTY TREASURER OF COAL COUNTY, OKLAHOMA, TO PLACE ALL PENALTIES HEREINAFTER COLLECTED BY HIM FROM DELINQUENT TAXES INTO A SPECIAL FUND IN THE COUNTY TREASURY AND AUTHORIZING SAID TREASURER TO PAY AND TO RETIRE COUNTY WARRANTS HERETOFORE PURCHASED BY THE SINKING FUND OF SAID COUNTY.

First Reading 868
Second Reading—To Calendar 891
Considered and advanced 1183
Third Reading 1316
Vote reconsidered 1316
Advanced 1317
Passed and referred for engrossment 1318
Reported engrossed 1381
Returned to House 1381
House concurs in Senate amendments 1464
Fourth Reading 1528
Approved by Governor 1699

HOUSE BILL NO. 301—By Paul.

AN ACT AMENDING SECTION 1, OF CHAPTER 96, OF SESSION LAWS OF OKLAHOMA 1925 BY CREATING A RIGHT OF ACTION TO CONTEST GENERAL AND PRIMARY ELECTIONS AFTER THE ISSUANCE OF THE CERTIFICATE OF NOMINATION OR ELECTION; PRESCRIBING THE TIME IN WHICH SUCH ACTION SHALL BE COMMENCED.

First Reading 1627
Second Reading 1646
Reported 1886
Advanced 2091
Considered engrossed 2091
Third Reading 2091
Referred for engrossment 2091
Reported engrossed 2127
Returned to House 2127
House concurs in Senate amendments 2151
Fourth Reading 2155

HOUSE BILL NO. 303—By Kight.

AN ACT RELATING TO THE COUNTY ATTORNEY, FIXING THE SALARY AND PRESCRIBING ADDITION-

AL DUTIES OF THE COUNTY ATTORNEY IN ALL COUNTIES IN THIS STATE HAVING A POPULATION OF NOT LESS THAN SEVENTEEN THOUSAND SIX HUNDRED FIVE (17,605), AND NOT MORE THAN SEVENTEEN THOUSAND SIX HUNDRED FIFTY (17,650), POPULATION ACCORDING TO THE LAST PRECEDING FEDERAL DECENNIAL CENSUS, OR ANY FUTURE FEDERAL CENSUS, REPEALING ALL CONFLICTING LAWS.

First Reading 868
Second Reading—To Calendar 891
Considered and advanced ..... 11[illegible]
Third Reading 1314
Returned to House ..... 131[illegible]
Fourth Reading ..... 138[illegible]
Approved by Governor 1545

HOUSE BILL NO. 304—By Sewell.

AN ACT AMENDING SECTION 6455, OF ARTICLE 1, CHAPTER 43, COMPILED OKLAHOMA STATUTES, 1921, RELATING TO SALARIES OF COUNTY OFFICERS IN WEALTHY COUNTIES OF SMALL POPULATION; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH; AND DECLARING AN EMERGENCY.

First Reading 868
Second Reading 891
Withdrawn from committee 998
Advanced 998
Third Reading 999
Returned to House 1000
Fourth Reading 1153
Approved by Governor 1361

HOUSE BILL NO. 309—By Lohman and Fraley.

AN ACT AMENDING SECTIONS 6106 AND 6107 C. O. S., 1921, PROVIDING PROCEDURE FOR RECOUNTS

AND FOR CORRECTION OF RETURNS IN PRIMARY ELECTIONS, AND DECLARING AN EMERGENCY.

First Reading 1626
Second Reading 1646
Reported 1886
Advanced 2092
Considered engrossed 2092
Third Reading 2092
Referred for engrossment 2093
Reported engrossed 2127
Returned to House 2127
House concurs in Senate amendments 2151
Fourth Reading 2165

HOUSE BILL NO. 310—By Sewell of the House and Simmons of the Senate.

AN ACT AMENDING SECTION 4185 OF ARTICLE 3, CHAPTER 24, C. O. S. 1921, RELATING TO PUBLICATION OR CIRCULATION OF FALSE, MALICIOUS UNPRIVILEDGED STATEMENTS FOR THE PURPOSE OF INJURING BANKING INSTITUTIONS DOING BUSINESS WITHIN THE STATE OF OKLAHOMA; PROVIDING A PENALTY THEREFOR, AND DECLARING AN EMERGENCY.

First Reading 1534
Second Reading—To Calendar 1572
Advanced 1884
Considered engrossed 1884
Third Reading 1884
Returned to House 1885
Fourth Reading 1959

HOUSE BILL NO. 311—By Sewell of the House and Simmons of the Senate.

AN ACT PROVIDING FOR THE MANNER OF MORTGAGE ON ANNUAL OR GROWING CROPS, AND DECLARING AN EMERGENCY.

First Reading 1534
Second Reading 1572
Reported 1644
Stricken from calendar 2088

HOUSE BILL NO. 313—By Sewell.

AN ACT AMENDING SECTIONS 4176 AND 4233, C. O. S. 1921, RELATING TO EXAMINATION OF BANKS, CRIMINAL OFFENSES AGAINST THE BANKING LAWS, AND DECLARING AN EMERGENCY.

First Reading 1535
Second Reading—To Calendar 1572
Stricken from calendar 2112

HOUSE BILL NO. 314—By O'Bryan, Berry, Moon of the House and Gulager and Stigler of the Senate.

AN ACT ATHORIZING THE BOARD OF TRUSTEES OF THE TOWN OF HASKELL, MUSKOGEE COUNTY, OKLAHOMA, TO REDUCE AND REMIT THE PENALTY AND INTEREST ON DELINQUENT SPECIAL ASSESSMENTS ON PROPERTY IN SAID TOWN IN PAVING DISTRICT NO. 1, AND AUTHORIZING THE COUNTY TREASURER OF MUSKOGEE COUNTY, OKLAHOMA, TO COLLECT SAID DELINQUENT SPECIAL ASSESSMENTS WITHOUT COLLECTING SUCH PENALTIES AND INTEREST; REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

First Reading 893
Second Reading—To Calendar 912
Advanced 980
Third Reading 1085
Returned to House 1087
Fourth Reading 1176
Approved by Governor 1323

HOUSE BILL NO. 317—By Reily and Cobb.

AN ACT DESIGNATING A CEMETERY FOR THE CITY OF SHAWNEE, PRESCRIBING RULES AND REGULATIONS FOR THE GOVERNMENT THEREOF, AND CREATING A CEMETERY FUND AND DEFINING THE MANNER IN WHICH SUCH FUND SHALL BE APPROPRIATED AND DEPOSITED AND PROVIDING FOR A PENALTY FOR VIOLATION OF THE PROVISIONS OF THIS ACT.

First Reading 1536
Second Reading—To Calendar 1565
Advanced 1722
Considered engrossed 1722
Third Reading 1722
Returned to House 1723
Fourth Reading 1838

HOUSE BILL NO. 318—By Manning, Hybarger and Jolly of the House and Looney, Johnson (Caddo), and Stigler of the Senate.

AN ACT AMENDING CHAPTER 113, HOUSE BILL NO. 294, SESSION LAWS OF OKLAHOMA 1911.

First Reading 1628
Second Reading 1647
Reported 1886
Advanced 1887
Third Reading 1947
Failed of passage 1947

HOUSE BILL NO. 321—By Cochran.

AN ACT AMENDING SECTION ONE, CHAPTER 88, OKLAHOMA SESSION LAWS, 1923-24, AND FIXING THE NUMBER AND THE SALARIES OF DEPUTIES IN THE OFFICE OF THE COUNTY TREASURER IN COUNTIES HAVING A POPULATION OF NOT LESS

THAN THIRTY-SEVEN THOUSAND NINE HUNDRED (37,900), AND NOT TO EXCEED THIRTY-SEVEN HOUSAND NINE HUNDRED TEN (37,910), ACCORDING TO THE FEDERAL CENSUS OF 1920, OR ANY SUCCEEDING FEDERAL CENSUS, AND DECLARING AN EMERGENCY.

First Reading 894
Second Reading—To Calendar 912
Advanced 980
Third Reading 1087
Returned to House 1089
Fourth Reading 1176
Approved by Governor 1324

HOUSE BILL NO. 323—By Kight, Moon and Billups.

AN ACT AMENDING SECTIONS 3036 AND 3045, C. O. S. 1921; PROVIDING FOR A FLAT FEE FOR FILING APPEALS IN THE SUPREME COURT AND THE CRIMINAL COURT OF APPEALS.

First Reading 1626
Second Reading—To Calendar 1645
Advanced 1816
Considered engrossed 1816
Third Reading 1816
Returned to House 1817
Fourth Reading 1912

HOUSE BILL NO. 326—By Webster.

AN ACT TO PROVIDE FOR THE APPOINTMENT BY THE BOARD OF EDUCATION OF THE CITY OF TULSA, OKLA., OF A TREASURER FOR THE SCHOOL DISTRICT COMPRISING THE CITY OF TULSA AND THE TERRITORY THERETO ATTACHED FOR SCHOOL PURPOSES, AND TO FIX HIS TERM, COMPENSATION AND DUTIES, ETC.

First Reading 869
Second Reading—To Calendar 891
Advanced 918
Third Reading 990
Returned to House 991
Fourth Reading 1063
Approved by Governor 1544

HOUSE BILL NO. 327—By O'Bryan, Berry and Moon of the House and Gulager and Stigler of the Senate.

AN ACT AMENDING SECTIONS ONE (1) AND SIX (6) OF SENATE BILL NUMBER 284, CHAPTER 85, SESSION LAWS OF OKLAHOMA, 1919, REGULATING THE NUMBER OF CLERKS AND DEPUTIES IN CERTAIN OFFICES IN MUSKOGEE COUNTY, FIXING THE SALARIES OF SAME PROVIDING FOR THE EMPLOYMENT OF EXTRA HELP AS NEEDED; REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

First Reading 869
Second Reading—To Calendar 891
Advanced 980
Third Reading and amended 1882
Referred for engrossment 1883
Reported engrossed 1897
Returned to House 1897
House concurs in Senate amendments 2043
Fourth Reading 2062

HOUSE BILL NO. 328—By Johnson (Pushmataha), Cochran, Dyer and Thomas (LeFlore).

AN ACT AMENDING SECTION 2, CHAPTER 146, OKLAHOMA SESSION LAWS 1925, RELATING TO THE POWERS AND DUTIES OF THE OKLAHOMA FOREST COMMISSION.

First Reading 1627
Second Reading—To Calendar 1646
Advanced 2088
Considered engrossed 2088
Third Reading 2088
Returned to House 2089
Fourth Reading 2145

HOUSE BILL NO. 329—By Pomeroy and Taylor of the House and Peck, of the Senate.

AN ACT AUTHORIZING COUNTY COMMISSIONERS OF ANY COUNTY IN OKLAHOMA, WITH A POPULATION OF NOT LESS THAN THIRTY-THREE THOUSAND FOUR HUNDRED (33,400) NOR MORE THAN THIRTY-THREE THOUSAND FIVE HUNDRED (33,500), AS SHOWN BY THE FEDERAL CENSUS OF 1920, OR BY ANY SUCCEEDING FEDERAL CENSUS TO MAKE A SPECIAL LEVY FOR THE PURPOSE OF ERECTING LIVE STOCK AND EXHIBIT BUILDINGS AND FOR THE CONSTRUCTION OF PERMANENT SIDEWALKS AND ROADWAYS FOR THE FREE FAIR ASSOCIATION, UPON THE REAL ESTATE OWNED BY THE SAID COUNTY OR ANY MUNICIPAL CORPORATION THEREIN, UNDER CONTRACT OR LEASE, FOR USE AS EXHIBIT GROUNDS FOR THE FREE COUNTY FAIR, AND DECLARING THE CONSTRUCTION OF SUCH LIVE STOCK AND EXHIBIT BUILDINGS AND PERMANENT SIDEWALKS AND ROADWAYS TO BE NO PART OF THE CURRENT EXPENSE OF SUCH COUNTY.

First Reading 869
Second Reading—To Calendar 892
Considered and advanced 1348-9
Reported engrossed 1423
Third Reading 1437
Returned to House 1437

House concurs in Senate amendments ..... 149[illegible]
Fourth Reading 1632
Approved by Governor ..... 182[illegible]

HOUSE BILL NO. 330—By McArthur of the House and Shepherd of the Senate.

AN ACT RELATING TO ROAD AND BRIDGE WORK AND INSPECTION BY COUNTY COMMISSIONERS IN ALL COUNTIES HAVING A POPULATION OF 10,600 AND NOT OVER 15,840, AND EXCEPTING CERTAIN COUNTIES, FIXING THE COMPENSATION FOR SUCH WORK, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 1536
Second Reading and advanced 1565
Third Reading and amended 170
Referred for engrossment 1703
Reported engrossed 1750
Returned to House 1750
House concurs in Senate amendments 1845
Fourth Reading 1879

HOUSE BILL NO. 331—By James.

AN ACT AUTHORIZING THE COUNTY ASSESSOR OF WOODWARD COUNTY TO APPOINT ONE DEPUTY AT A SALARY TO BE FIXED BY THE BOARD OF COUNTY COMMISSIONERS AT NOT TO EXCEED THE SUM OF $1,200.00 PER YEAR; AND BY AND WITH THE CONSENT OF THE BOARD OF COUNTY COMMISSIONERS TO APPOINT ONE DEPUTY FOR A PERIOD OF NOT TO EXCEED SIX MONTHS IN ANY ONE YEAR AT A SALARY NOT TO EXCEED $75.00 PER MONTH, THE SAME TO BE FIXED BY THE BOARD OF COUNTY COMMISSION-

ERS; PROVIDING FOR EXPENSES OF COUNTY ASSESSOR AND REPEALING ALL ACTS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 1537
Second Reading and advanced 1567
Third Reading 1731
Returned to House 1732
Fourth Reading 1838

HOUSE BILL NO. 332—By Chappell.

AN ACT VALIDATING CONTRACTS ENTERED INTO BY THE BOARD OF EDUCATION FOR UNION GRADED SCHOOL DISTRICT NO. 1, AT UNCAS, OKLAHOMA, WITH THE FOSTER LUMBER COMPANY OF KILDARE, OKLAHOMA, A CORPORATION, ELMER DOUGHERTY AND C. O. SPURLOCK, AND DECLARING AN EMERGENCY.

First Reading 1287
Second Reading 1307
Withdrawn from committee 1431
Advanced 1431
Considered engrossed 1431
Third Reading 1432
Returned to House 1433
Fourth Reading 1531
Approved by Governor 1699

HOUSE BILL NO. 333—By Carmichael.

AN ACT FIXING THE SALARY OF THE DEPUTY COUNTY ASSESSOR IN ALL COUNTIES OF THE STATE OF OKLAHOMA, HAVING A POPULATION OF NOT LESS THAN 18,950 AND NOT MORE THAN 19,000 ACCORDING TO THE LAST DECENNIAL FEDERAL CENSUS.

First Reading 1309
Second Reading—To Calendar 1346
Advanced 1346
Third Reading 1442
Returned to House 1443
Fourth Reading 1632
Approved by Governor 1826

HOUSE BILL NO. 337—By Gilmer, Logan and Bell.

AN ACT AUTHORIZING THE CONSTRUCTION AND EQUIPPING OF AN INFIRMARY BUILDING AT THE STATE UNIVERSITY AT NORMAN, PROVIDING FOR THE ISSUANCE AND PAYMENT OF PUBLIC BUILDING BONDS OF THE STATE OF OKLAHOMA, THEREFOR, PROVIDING THE MANNER OF EXPENDING THE PROCEEDS OF THE BONDS, PROVIDING FOR THE MANAGEMENT OF THE INFIRMARY AND AUTHORIZING AND DIRECTING THE COMMISSIONERS OF THE LAND OFFICE OF THE STATE OF OKLAHOMA TO INVEST THE PUBLIC BUILDING FUND OF THE STATE OF OKLAHOMA IN SAID BONDS AND DEFINING THE DUTIES OF THE BOARD OF REGENTS IN REGARD THERETO.

First Reading 1846
Second Reading—To Calendar 1851
Considered and advanced 1948-9
Considered engrossed 1949
Third Reading 1949
Returned to House 1950
Fourth Reading 2108

HOUSE BILL NO. 340—By Logan, Crowley and Sewell.

AN ACT AUTHORIZING THE STATE HIGHWAY COMMISSION TO CO-OPERATE WITH THE UNITED STATES GEOLOGICAL SURVEY IN THE TOPO-

GRAPHICAL MAPPING OF THE STATE OF OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 1498
Second Reading 1570
Reported 1644
Considered and advanced 2128-9
Considered engrossed 2129
Third Reading 2129
Referred for engrossment 2131
Reported engrossed 2144
Returned to House 2144
House concurs in Senate amendments 2170
Fourth Reading 2173

HOUSE BILL NO. 341—By Battenfield.

AN ACT RELATING TO, AND FIXING THE SALARY OF THE OFFICE OF COUNTY ATTORNEY, AND FIXING THE SALARIES OF THE OFFICE OF FIRST DEPUTY COUNTY CLERK AND SECOND DEPUTY COUNTY CLERK, AND PROVIDING FOR APPOINTMENT OF DEPUTIES FOR THE COUNTY TREASURER'S OFFICE, AND FIXING THE SALARIES THEREFOR, AND CREATING THE OFFICE OF COUNTY AUDITOR AND FIXING THE SALARY THEREFOR IN ALL COUNTIES HAVING A POPULATION OF NOT LESS THAN 16,820 AND NOT MORE THAN 17,000 ACCORDING TO THE LAST FEDERAL DECENNIAL CENSUS OF 1920 OR ANY FUTURE CENSUS TAKEN BY THE FEDERAL GOVERNMENT OR BY THE STATE; REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT THEREWITH.

First Reading 870
Second Reading—To Calendar 892

HOUSE BILL NO. 344—By Reily and Cobb.

AN ACT AMENDING SECTION 1, CHAPTER 207, OKLAHOMA SESSION LAWS, 1925, AUTHORIZING THE COUNTY ATTORNEY OF POTTAWATOMIE COUNTY, OKLAHOMA, BY AND WITH THE ADVICE AND CONSENT OF THE BOARD OF COUNTY COMMISSIONERS TO APPOINT A COUNTY EVIDENCE MAN OR DEPUTY COUNTY ATTORNEY, FIXING HIS SALARY; REPEALING ALL ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 894
Second Reading—To Calendar 912
Advanced 979
Third Reading 997
Returned to House 993
Fourth Reading 1063
Approved by Governor 1544

HOUSE BILL NO. 354—By Thomas (Tulsa).

AN ACT PROVIDING A LIEN UPON THE ESTATES OF INSOLVENT CORPORATIONS FOR LABOR AND OTHER SERVICES PERFORMED BY EMPLOYEES AND PROVIDING PROCEDURE FOR FORECLOSURE OF SUCH LIEN.

First Reading 1628
Second Reading 1647
Reported 1686
Advanced 1890
Third Reading 1890
Returned to House 1890
Fourth Reading 1959

HOUSE BILL NO. 355—By McArthur, Christian (Tillman), Beatty, Watson (Creek), Sewell, Stone and Beck.

AN ACT TO ABOLISH THE OFFICES OF TOWNSHIP TRUSTEE, TOWNSHIP CLERK AND TOWNSHIP

TREASURER OF EACH TOWNSHIP IN CERTAI COUNTIES IN THE STATE OF OKLAHOMA, AND CONFER THE POWERS AND DUTIES OF SAID OF FICES ON THE BOARD OF COUNTY COMMISSIO''-ERS, COUNTY CLERK AND COUNTY TREASURER OF SUCH COUNTIES, REPEALING ALL ACTS I'' CONFLICT THEREWITH AND DECLARING A'' EMERGENCY.

First Reading 1098
Second Reading—To Calendar 1117
Considered and advanced 1193-4
Reported engrossed 1423
Third Reading 1434
Returned to House 1435
House concurs in Senate amendments 1495
Fourth Reading 1531
Approved by Governor 1824

HOUSE BILL NO. 356—By Johnson (Comanche), Singletary, Hybarger of the House and Reed of the Senate:

AN ACT AMENDING SECTION 1, CHAPTER 113, OKLAHOMA SESSION LAWS 1925, RELATING TO AUDITS OF THE BOOKS AND FILES OF THE STATE HIGHWAY COMMISSION AND ITS AGENTS AND EMPLOYEES; PROVIDING FOR THE PAYMENT OF THE COSTS THEREOF, AND DECLARING AN EMERGENCY.

First Reading 1250
Second Reading 1258
Reported 1334
Advanced 1820
Considered engrossed 1820
Third Reading 1820
Returned to House 1822
Fourth Reading 1968

HOUSE BILL NO. 358—By Cash and Battenfield of the House and Wheatley of the Senate.

AN ACT RELATING TO THE COUNTY COMMISSIONERS IN COUNTIES HAVING A POPULATION OF NOT LESS THAN 18,750 AND NOT MORE THAN 19,300 AND IN COUNTIES HAVING A POPULATION OF NOT LESS THAN 16,685, AND NOT MORE THAN 17,510 ACCORDING TO THE LAST PRECEDING FEDERAL DECENNIAL CENSUS OR ANY FUTURE FEDERAL CENSUS, REPEALING HOUSE BILL NO. 280, CHAPTER 168, SESSION LAWS, 1925, PAGE 271, AND ALL LAWS AND PARTS OF LAWS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 1308
Second Reading—To Calendar 1346
Advanced 1346
Third Reading 1438
Returned to House 1440
Fourth Reading 1531
Approved by Governor 1826

HOUSE BILL NO. 364—By Rogers.

AN ACT AUTHORIZING THE COUNTY SUPERINTENDENT OF PUBLIC INSTRUCTION OF ALL COUNTIES IN THE STATE OF OKLAHOMA, HAVING A POPULATION OF NOT LESS THAN 19,875, AND NOT MORE THAN 19,880, AS SHOWN BY THE FEDERAL CENSUS OF 1920, TO APPOINT ONE ASSISTANT COUNTY SUPERINTENDENT OF PUBLIC INSTRUCTION AND FIXING THE SALARY OF THE SAME; REPEALING ALL ACTS OR PARTS OF CTS IN CONFLICT THEREWITH ND DECLARING AN EMERGENCY.

First Reading 1099
Second Reading—To Calendar 1117

Considered and advanced 1194
Third Reading 1445
Returned to House 1446
Fourth Reading 1632
Approved by Governor 1826

HOUSE BILL NO. 365—By Webster.

AN ACT AMENDING SECTION 1, CHAPTER 51, SESSION LAWS OF OKLAHOMA, 1923, AS MENDED IN SECTION 1, CHAPTER 183, SESSION LAWS OF OKLAHOMA, 1925, RELATING TO THE COURT OF COMMON PLEAS IN ALL COUNTIES IN THE STATE OF OKLAHOMA, HAVING A CITY THEREIN OF MORE THAN SEVENTY-TWO THOUSAND (72,000) AND LESS THAN NINETY THOUSAND (90,000) POPULATION, ACCORDING TO THE LAST PRECEDING DECENNIAL FEDERAL CENSUS, AND HAVING A COURT OF COMMON PLEAS THEREIN AND DECLARING AN EMERGENCY.

First Reading 1033
Second Reading—To Calendar 1060
Considered and advanced 1192
Third Reading 1448
Returned to House 1449
Fourth Reading 1531
Approved by Governor 1698

HOUSE BILL NO. 366—By Fry.

AN ACT FIXING THE SALARY OF THE DEPUTY COUNTY SUPERINTENDENT OF PUBLIC INSTRUCTION OF NOBLE COUNTY, OKLAHOMA, AT ONE HUNDRED DOLLARS PER MONTH, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 1286

Second Reading 1306
Reported 1485

HOUSE BILL NO. 367—By Trent.

AN ACT FIXING THE SALARIES OF THE FIRST DEPUTIES OF THE COUNTY CLERK AND THE COUNTY REASURER OF ROGER MILLS COUNTY; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 1285
Second Reading—To Calendar 1306
Advanced 1429
Considered engrossed 1430
Third Reading 1430
Returned to House 1431
Fourth Reading 1529, 1697

HOUSE BILL NO. 372—By Nash.

AN ACT AMENDING SECTION 6665, C. O. S. 1921, DEFINING CONTRACTS OF INSURANCE, AND DECLARING AN EMERGECY.

First Reading 1622
Second Reading 1647
Reported 1704
Advanced 1995
Considered engrossed 1995
Third Reading 1995
Returned to House 1996
Fourth Reading 2119

HOUSE BILL NO. 373—By Roe, Hill and Watson (Pittsburg) of the House, and Andrews of the Senate.

AN ACT AUTHORIZING AND DIRECTING THE BOARD OF COUNTY COMMISSIONERS OF PITTSBURG

COUNTY, OKLAHOMA, TO INCLUDE IN ITS ANNUAL ESTIMATE, AND THE EXCISE BOARD OF SAID COUNTY TO MAKE AN EXTRA ANNUAL LEVY IN A SUM EQUAL TO ONE-HALF (½) OF ONE (1) MILL FOR A JURY AND WITNESS FUND IN DISTRICT COURT, AND DECLARING SAME NOT TO BE A CURRENT EXPENSE; REPEALING ALL ACTS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

First Reading 1287
Second Reading 1307
Reported 1333

HOUSE BILL NO. 374—By Moon.

AN ACT PROVIDING FOR THE DISBURSEMENT OF FUNDS COLLECTED ON DELINQUENT SPECIAL ASSESSMENTS FOR STREET IMPROVEMENTS WHERE ALL INSTALLMENTS THEREOF ARE PAST DUE; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH.

First Reading 1378
Second Reading 1423
Reported 1486
Considered and advanced 2111
Considered engrossed 2112
Third Reading 2112
Referred for engrossment 2112
Reported engrossed 2127
Returned to House 2127
House refuses to concur in Senate amendments and request conference 2152
Senate grants conference 2152

HOUSE BILL NO. 375—By Reily and Cobb.

AN ACT FIXING THE NUMBER OF DEPUTIES IN THE OFFICE OF THE COURT CLERK IN POTTAWAT-

OMIE COUNTY, STATE OF OKLAHOMA, FIXING THE SALARY OF EACH DEPUTY, REPEALING ALL ACTS IN CONFLICT HEREWITH.

First Reading 1538
Second Reading—To Calendar 1567
Advanced 1979
Considered engrossed 1979
Third Reading 1979
Returned to House 1980
Fourth Reading 2063

HOUSE BILL NO. 377—By Easter.

AN ACT AUTHORIZING COUNTY COMMISSIONERS OF ALL COUNTIES OF THIS STATE HAVING A POPULATION OF NOT LESS THAN TWENTY-SIX THOUSAND EIGHT HUNDRED (26,800), NOR MORE THAN TWENTY-SEVEN THOUSAND FIVE HUNDRED (27,500), ACCORDING TO THE 1920, OR ANY SUCCEEDING, FEDERAL CENSUS, TO LEASE FOR THE USE OF THE COUNTY FREE FAIR ASSOCIATION, ANY GROUNDS OR BUILDINGS BELONGING TO ANY CITY OR TOWN OF SUCH COUNTY, AND AUTHORIZING THE COUNTY EXCISE BOARD OF SUCH COUNTIES WHEN SUCH PROPERTY HAS BEEN SO LEASED OR CONTRACTED TO BE LEASED TO MAKE AN ANNUAL SPECIAL LEVY OF NOT TO EXCEED TWO-TENTHS (2-10) OF A MILL UPON ALL PROPERTY IN SUCH COUNTY, TO CARRY OUT THE PROVISIONS OF THIS ACT, SAID LEVY NOT TO BE A PART OF THE CURRENT EXPENSE OF SUCH COUNTY, BUT IN ADDITION THERETO, AND DECLARING AN EMERGENCY.

First Reading 1034
Second Reading 1060

Reported 1107
Considered and advanced 1192
Third Reading 1428
Returned to House 1429
Fourth Reading 1633
Approved by Governor 1827

HOUSE BILL NO. 378—By Acton, Windle, Leecraft, Cobb, Berry, Brown, Manning, Johnson, Ogden, Webster, McArthur of the House, and Shearer, Fidler, Rexroat and Gulager of the Senate.

AN ACT RELATING TO THE TAXATION OF PROPERTY USED EXCLUSIVELY FOR THE MANUFACTURING OF LINT COTTON IN THE STATE OF OKLAHOMA, CLASSIFYING THE SAID PROPERTY FOR THE PURPOSE OF TAXATION, ESTABLISHING TAX LEVY THEREON, PROVIDING FOR COLLECTION, DISTRIBUTION AND THE USE OF THE SAID TAXES, EXEMPTING THE SAID PROPERTY FROM AD VALOREM TAX TO THE EXTENT HEREIN PROVIDED, REPEALING ALL ACTS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

First Reading 1497
Second Reading and advanced 1568
Third Reading 1770
Returned to House 1771
Fourth Reading 1968
Approved by Governor 2100

HOUSE BILL NO. 379—By Graham.

AN ACT AMENDING SECTIONS 7381 AND 7387, COMPILED OKLAHOMA STATUTES, 1921, AND PROVIDING THAT THE FIVE REPRESENTATIVES OF THE LEGISLATURE OF OKLAHOMA COUNTY SHALL BE NOMINATED AND ELECTED AT LARGE.

First Reading 1476
Second Reading and advanced 1490

Third Reading 1663
Returned to House 1664
Enrolled copy received and returned for correction 1782-3

HOUSE BILL NO. 381—By Logan and Riddle of the House and Culp of the Senate.

AN ACT PROVIDING FOR THE APPOINTMENT OF A SPECIAL DEPUTY IN THE ASSESSOR'S OFFICE IN OKMULGEE COUNTY, OKLAHOMA, TO DISCOVER AND ASSESS OMITTED OR DELINQUENT PROPERTY AND FIXING A SALARY THEREFOR.

First Reading 1042
Second Reading and advanced 1060
Third Reading 1203
Returned to House 1203
Fourth Reading 1319
Approved by Governor 1492

HOUSE BILL NO. 384—By Windle and Ebey.

AN ACT AMENDING SECTIONS THREE AND FOUR, CHAPTER 296, SESSION LAWS OF THE STATE OF OKLAHOMA, 1919, BEING SECTIONS 9896-7 C. O. S. 1921, RELATING TO AND FIXING THE RATES AND EXEMPTIONS ON INHERITANCE AND TRANSFER TAXES AND DECLARING AN EMERGENCY.

First Reading 1498
Second Reading 1570
Reported 1796
Advanced 1797
Third Reading 1942
Returned to House 1943
Fourth Reading 2084

HOUSE BILL NO. 387—By Ebey, Leecraft, Berry, Brown, Hines, Watson, Kight, Davis (Oklahoma), Battenfield and Bird.

AN ACT AMENDING SECTIONS 9947 AND 9950, COMPILED OKLAHOMA STATUTES, 1921, RELATING TO ANNUAL LICENSE FEES OF DOMESTIC AND FOREIGN CORPORATIONS DOING BUSINESS IN THE STATE OF OKLAHOMA.

First Reading 1378
Second Reading 1423
Reported 1558
Advanced 1683
Considered engrossed 1683
Third Reading 1683
Returned to House 1684
Fourth Reading 1838

HOUSE BILL NO. 389—By Hines of the House and Thomas of the Senate.

AN ACT PROVIDING, IN ADDITION TO SALARIES NOW FIXED BY LAW, CERTAIN COMPENSATION FOR THE BOARD OF COUNTY COMMISSIONERS OF WASHITA COUNTY OKLAHOMA, FOR THE INSPECTION OF COUNTY ROAD AND BRIDGE WORK.

First Reading 1309
Second Reading—To Calendar 1347
Advanced 1347
Third Reading 1433
Returned to House 1434
Fourth Reading 1529
Approved by Governor 1698

HOUSE BILL NO. 396—By Kight.

AN ACT MAKING AN APPROPRIATION OUT OF THE HOSPITAL FUND OF THE CENTRAL STATE HOSPI-

TAL AT NORMAN, OKLAHOMA, FOR BUILDING AND EQUIPPING A DAIRY BARN, PURCHASE OF CATTLE AND MAKING IMPROVEMENTS.

First Reading 1626
Second Reading—To Calendar 1646
Advanced 1646
Third Reading 1855
Returned to House 1856
Fourth Reading 1959

HOUSE BILL NO. 397—By Smith (Bryan).

AN ACT FORMING SCHOOL DISTRICT NO. 73, BRYAN COUNTY, OKLAHOMA, DECLARING THE BOUNDARIES THEREOF AND MAKING ALL PROVISIONS OF EXISTING LAWS RELATING TO SCHOOLS AND SCHOOL DISTRICTS, APPLICABLE THERTO AND DECLARING AN EMERGENCY.

First Reading 1285
Second Reading—To Calendar 1306
Advanced 1505
Considered Engrossed 1505
Third Reading 1505
Returned to House 1507
Fourth Reading 1698

HOUSE BILL NO. 398—By Bird and Thomas of the House and Harper of the Senate.

AN ACT FIXING THE SALARIES OF THE COUNTY TREASURER AND REGULAR DEPUTIES IN THE OFFICE OF THE COUNTY TREASURER OF LEFLORE COUNTY, OKLAHOMA, REPEALING ALL CONFLICTING LAWS AND DECLARING AN EMERGENCY.

First Reading 1499
Second Reading and advanced 1570

Third Reading 1671
Returned to House 1672
Fourth Reading 1783

HOUSE BILL NO. 403—By Riddle, Logan and Payne, of the House, and Culp of the Senate.

AN ACT AUTHORIZING THE APPOINTMENT OF DEPUTY COURT CLERKS IN OKMULGEE COUNTY, OKLAHOMA; FIXING THE SALARY THEREOF; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH AND DECLARING AN EMERGENCY.

First Reading 1285
Second Reading—To Calendar 1306
Advanced 1455
Considered engrossed 1455
Third Reading 1455
Returned to House 1456
Fourth Reading 1633
Approved by Governor 1827

HOUSE BILL NO. 407—By Thomas (Tulsa), Owens, Maxwell, Wilson and Webster.

AN ACT FIXING THE NUMBER OF AND COMPENSATION OF ASSISTANT COUNTY ATTORNEYS, CLERKS, SENOGRAPHERS AND EVIDENCE MAN IN THE OFFICE OF COUNTY ATTORNEY IN ALL COUNTIES HAVING A POPULATION IN EXCESS OF ONE HUNDRED NINE THOUSAND AND LESS THAN ONE HUNDRED SIXTEEN THOUSAND AS SHOWN BY THE LAST PRECEDING OR ANY FUTURE REGULAR FEDERAL DECENNIAL CENSUS. REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

First Reading 1538
Second Reading and advanced 1567
Third Reading 1716
Returned to House 1718
Fourth Reading 1843

HOUSE BILL NO. 408—By Webster.

AN ACT FIXING THE SALARIES OF THE CHIEF DEPUTY COURT CLERK, CHIEF DEPUTY COUNTY TREASURER AND CHIEF DEPUTY COUNTY CLERK, IN ALL COUNTIES OF THE STATE OF OKLAHOMA, HAVING A POPULATION OF NOT LESS THAN 108,000 NOR MORE THAN 116,000 ACCORDING TO THE LAST PRECEDING, OR ANY FUTURE REGULAR DECENNIAL CENSUS, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 1629
Second Reading 1647
Referred to Calendar and advanced 1715
Third Reading 1715
Returned to House 1716
Fourth Reading 1838
Approved by Governor 2042

HOUSE BILL NO. 409—By Forehand.

AN ACT PROVIDING FOR THE APPOINTMENT OF ADDITIONAL DEPUTY COUNTY CLERKS IN McCLAIN COUNTY, FIXING THEIR SALARIES AND DECLARING AN EMERGENCY.

First Reading 1496
Second Reading and advanced 1567
Third Reading 1710
Returned to House 1711

Fourth Reading 1833
Approved by Governor 2042

HOUSE BILL NO. 410—By Riddle, Logan and Payne of the House and Culp of the Senate.

AN ACT RELATING TO THE APPOINTMENT OF UNDER-SHERIFF OF OKMULGEE COUNTY OKLAHOMA, PRESCRIBING SALARY, REPEALING ALL ACTS IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

First Reading 1496
Second Reading and advanced 1563
Third Reading 1762
Returned to House 1764
Fourth Reading 1838

HOUSE BILL NO. 411—By Riddle, Logan and Payne of the House, and Culp of the Senate.

AN ACT AUTHORIZING THE COUNTY TREASURER OF OKMULGEE COUNTY, OKLAHOMA, TO APPOINT DEPUTIES IN HIS OFFICE, FIXING THE SALARIES THEREOF, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 1496
Second Reading and advanced 1568
Third Reading 1764
Returned to House 1765
Fourth Reading 1838

HOUSE BILL NO. 415—By Lane.

AN ACT AUTHORIZING THE COUNTY CLERKS, THE COURT CLERKS AND THE COUNTY TREASURERS OF ALL COUNTIES IN THIS STATE, WHICH COU-

TIES HAVE A POPULATION OF NOT LESS THAN 18,500, NOR MORE HAN 19,800, ACCORDING TO THE FEDERAL CENSUS OF 1920, OR ACCORDING TO ANY SUCCEEDING FEDERAL CENSUS, TO APPOINT, WITH THE APPROVAL OF THE COUNTY COMMISSIONERS OF SAID COUNTY, CERTAIN DEPUTIES IN THEIR RESPECTIVE OFFICES, AND FIXING THE SALARY THEREOF, AND DECLARING AN EMERGENCY.

First Reading 1497
Second Reading and advanced 1568
Third Reading and amended 1711
Referred for engrossment 1713
Reported engrossed 1750
Returned to House 1750
House concurs in Senate amendments 1844
House requested to return bill 1872
Senate reconsiders vote 1893
Amended and advanced 1893
Referred for re-engrossment 1900
Reported engrossed 1939
Returned to House 1940
House concurs in Senate amendments 1951
Fourth Reading 2064

HOUSE BILL NO. 416—By McLaury and Reece of the House and Johnson (Creek) of the Senate.

AN ACT FIXING THE NUMBER OF DEPUTIES AND THEIR SALARIES THAT MAY BE ALLOWED TO THE COUNTY TREASURER OF PAYNE COUNTY, OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 1538
Second Reading and advanced 1567
Third Reading 1724
Returned to House 1726
Fourth Reading 1843

HOUSE BILL NO. 420—By Moon.

AN ACT AUTHORIZING COUNTIES HAVING A POPULATION OF NOT LESS THAN 60,000 NOR MORE THAN 100,000, ACCORDING TO THE LAST FEDERAL DECENNIAL CENSUS, WHICH HAVE ON HAND TAXES COLLECTED UNDER ASSESSMENTS HERETOFORE MADE FOR COURT HOUSE PURPOSES IN A SUM OF NOT LESS THAN $45,000, NOR MORE THAN $50,000, WHICH HAVE NOT BEEN PROTESTED, TO APPLY SUCH SUM UPON THE PURCHASE PRICE OF A SITE ON WHICH TO BUILD A COURT HOUSE; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT AND DECLARING AN EMERGENCY.

First Reading 1539
Second Reading 1571

HOUSE BILL NO. 421—By Reece and McLaury of the House and Johnson (Creek) of the Senate.

AN ACT FIXING THE NUMBER OF DEPUTIES AND THEIR SALARIES THAT MAY BE ALLOWED TO THE COUNTY CLERK OF PAYNE COUNTY, OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 1540
Second Reading and advanced 1571
Third Reading 1727
Returned to House 1729
Fourth Reading 1833

HOUSE BILL NO. 422—By Reece and McLaury of the House and Johnson (Creek), of the Senate.

AN ACT FIXING THE NUMBER OF DEPUTIES OF THE COUNTY ASSESSOR OF PAYNE COUNTY, STATE OF OKLAHOMA, AND FIXING THEIR SALARIES.

AND FIXING THE AMOUNT OF EXPENSE TO BE ALLOWED THE COUNTY ASSESSOR AND DEPUTIES IN PAYNE COUNTY OKLAHOMA, AND DECLARING AN EMERGENCY.

First Reading 1540
Second Reading and advanced 1571
Third Reading 1729
Returned to House 1730
Fourth Reading 1838

HOUSE BILL NO. 423—By Reece and McLaury of the House and Johnson (Creek) of the Senate.

AN ACT FIXING THE SALARY OF THE COUNTY SURVEYOR OF PAYNE COUNTY, OKLAHOMA, IN ADDITION TO PRESENT COMPENSATION ALLOWED BY LAW AND DECLARING AN EMERGENCY.

First Reading 1540
Second Reading and advanced 1571
Third Reading 1726
Returned to House 1727
Fourth Reading 1843

HOUSE BILL NO. 425—By Briggs of the House and Harper of the Senate.

AN ACT AUTHORIZING EMPLOYMENT OF DEPUTIES IN THE OFFICE OF THE COUNTY TREASURER OF LATIMER COUNTY, STATE OF OKLAHOMA, FIXING HE SALARIES THEREOF, AND REPEALING ALL ACTS IN CONFLICT THEREWITH.

First Reading 1540
Second Reading and advanced 1571
Third Reading 1720
Returned to House 1720
Fourth Reading 1843

HOUSE BILL NO. 427—By Windle and Hines.

AN ACT AMENDING SECTIONS ONE AND TWO, CHAPTER 108, OKLAHOMA SESSION LAWS, 1923-24, RELATING TO A TANNERY AT THE OKLAHOMA STATE REFORMATORY, GRANITE, OKLAHOMA, AUTHORIZING THE ESTAB LISHMENT OF A HARNESS AND SHOE FACTORY IN CONNECTION WITH SAID TANNERY, PROVID ING AN APPROPRIATION THEREFOR, CREATING A REVOLVING FUND FOR SUCH TANNERY AND HARNESS AND SHOE FACTORY.

First Reading ..... 162?
Second Reading 1646
Reported 1704
Advanced 1705
Vote reconsidered 1856
Advanced 1857
Third Reading 1857
Returned to House 1857
Fourth Reading 1959

HOUSE BILL NO. 430—By Hybarger and Singletary.

AN ACT AMENDING SECTION 10131 OF THE COMPILED OKLAHOMA STATUTES OF 1921, AS AMENDED BY SECTION 1, OF CHAPTER 167, OF THE SESSION LAWS OF OKLAHOMA, 1925, AND SECTION 10137, OF THE COMPILED OKLAHOMA STATUTES, 1921 RELATING TO THE REGISTRATION AND LICENSING OF MOTOR VEHICLES, ND DECLARING AN EMERGENCY.

First Reading 1374
Second Reading 1424
Reported 1644
Advanced 1892
Reported engrossed 1939

Third Reading 1941
Returned to House 1942
House concurs in Senate amendments 1950
Fourth Reading 2106

HOUSE BILL NO. 431—By Watson (Kiowa).

AN ACT RELATING TO THE DISTRIBUTION OF CERTAIN FUNDS IN COUNTIES HAVING A POPULATION OF NOT LESS THAN 23,050 AND NOT MORE THAN 23,150, AS SHOWN BY THE LAST FEDERAL DECENNIAL CENSUS, AND DECLARING AN EMERGENCY.

First Reading 1533
Second Reading and advanced 1566
Third Reading 1854
Returned to House 1855
Fourth Reading 1959

HOUSE BILL NO. 432—By Billups.

AN ACT TO AMEND SECTION 708, COMPILED OKLAHOMA STATUTES, 1921, RELATING TO THE SALE OF REALTY.

First Reading 1533
Second Reading and advanced 1566
Third Reading 1705
Returned to House 1706
Fourth Reading 1843

HOUSE BILL NO. 433—By Billups, Reeves, Graham, Singletary and Laskey of the House, and Fidler of the Senate.

AN ACT LEGALIZING THE USE OF VOTING MACHINES IN OKLAHOMA COUNTY, OKLAHOMA, AUTHORIZING THEIR PURCHASE AND INSTALLATION AND PRESCRIBING RULES AND REGULATIONS FOR THEIR OPERATION.

First Reading 1541
Second Reading and advanced 1570
Third Reading 1706
Returned to House 1706
Fourth Reading 1841

HOUSE BILL NO. 437—By Pomeroy (by request).

AN ACT AUTHORIZING THE COUNTY TREASURER IN ALL COUNTIES IN THIS STATE HAVING A POPULATION OF NOT LESS THAN 33,000 NOR MORE THAN 33,900, ACCORDING TO THE FEDERAL CENSUS OF 1920, OR ACCORDING TO ANY SUCCEEDING FEDERAL CENSUS, TO APPOINT A SPECIAL DEPUTY IN THE OFFICE OF THE COUNTY TREASURER AT A SALARY OF $200.00 PER MONTH, AND DECLARING AN EMERGENCY.

First Reading 1541
Second Reading—To Calendar 1570
Advanced 1977
Considered engrossed 1978
Third Reading 1978
Returned to House 1979
Fourth Reading 2062

HOUSE BILL NO. 438—By Reily.

AN ACT AUTHORIZING THE BOARD OF COUNTY COMMISSIONERS OF POTTAWATOMIE COUNTY AND THE BOARD OF DIRECTORS OF THE POTTAWATOMIE COUNTY FREE FAIR ASSOCIATION TO PURCHASE LAND AND TO MAKE IMPROVEMENTS THEREON FOR A FREE FAIR GROUND FOR SAID COUNTY, AND AUTHORIZING A ONE MILL LEVY UPON ALL THE TAXABLE PROPERTY OF SAID COUNTY TO CREATE A FUND TO PAY FOR SAID BUILDINGS AND LAND; REPEALING ALL ACTS

OR PARTS OF ACTS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

First Reading 1542
Second Reading and advanced 1570
Third Reading 1721
Returned to House 1722
Fourth Reading 1838

HOUSE BILL NO. 440—By Kight.

AN ACT AMENDING HOUSE BILL NO. 466, CHAPTER 271, SESSION LAWS, 1919, WHICH IS AN ACT FIXING THE SALARIES OF DEPUTIES IN THE COUNTY OF ROGERS AND PROVIDING FOR EXPENSES OF CERTAIN COUNTY OFFICERS AND DEPUTIES WHEN AWAY FROM THE COUNTY SEAT ON BUSINESS CONNECTED WITH THEIR OFFICE, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT THEREWITH AND DECLARING AN EMERGENCY.

First Reading 1542
Second Reading and advanced 1570

HOUSE BILL NO. 442—By Johnson (Pushmataha), Stovall, Singletary, and Smith (Bryan).

AN ACT AMENDING SECTION 11, CHAPTER 43, SESSION LAWS 1923-24, RELATING TO ROADS AND HIGHWAYS AND CONFERRING UPON THE STATE HIGHWAY COMMISSIONERS THE RIGHT OF EXERCISING THE RIGHT OF EMINENT DOMAIN.

First Reading 1534
Second Reading 1572
Reported 1645
Considered 2135-6
Advanced 2136
Considered engrossed 2136

Third Reading 2136
Returned to House 2137
Fourth Reading 2159

HOUSE BILL NO 446—By Christian (Tillman).

AN ACT REGULATING AND FIXING THE SALARIES, PER DIEM AND MILEAGE OF THE COUNTY COMMISSIONERS OF TILLMAN COUNTY, STATE OF OKLAHOMA, REPEALING ALL ACTS AND PARTS OF ACTS IN CONFLICT HEREWITH ND DECLARING AN EMERGENCY.

First Reading 1542
Second Reading and advanced 1571
Third Reading 1659
Returned to House 1660
Fourth Reading 1783

HOUSE BILL NO. 447—By Briggs.

AN ACT AMENDING SECTION 3973, C. O. S. 1921, AS AMENDED BY CHAPTER 116, SESSION LAWS OF OKLAHOMA, 1925, RELATING TO THE HERDING OF DOMESTIC ANIMALS AND DECLARING AN EMERGENCY.

First Reading 1532
Second Reading—To Calendar 1566
Advanced 1736
Third Reading 1736
Returned to House 1737
Fourth Reading 1841

HOUSE BILL NO. 450—By Graham.

AN ACT LIMITING THE AMOUNT OF EXPENSE OF STATE OFFICIALS AND EMPLOYEES WHILE TRAVELING WITHIN AND WITHOUT THE STATE OF

OKLAHOMA ON OFFICIAL BUSINESS, AND DECLARING AN EMERGENCY.

First Reading 1374
Second Reading 1424
Withdrawn from Committee 1890
Considered and advanced 2167
Considered engrossed 2167
Third Reading 2168
Emergency failed 2169
Referred for engrossment 2169
Reported engrossed 2174
Returned to House 2174
House concurs in Senate amendments 2177
Fourth Reading 2180

HOUSE BILL NO. 463—By Ware.

AN ACT PROVIDING FOR THE APPOINTMENT OF DEPUTY COURT CLERKS IN CADDO COUNTY, STATE OF OKLAHOMA; PROVIDING FOR THEIR SALARIES; ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH ARE HEREBY REPEALED, AND DECLARING AN EMERGENCY.

First Reading 1532
Second Reading—To Calendar 1566
Advanced 1734
Considered engrossed 1734
Third Reading 1734
Returned to House 1735
Fourth Reading 1834

HOUSE BILL NO. 467—By Webster of the House and Terwilleger of the Senate.

AN ACT AUTHORIZING THE BOARD OF TRUSTEES OF THE TOWN OF BIXBY, OKLAHOMA, TO REMIT AND REFUND CERTAIN PENALTIES ON DELIN-

QUENT PAVING TAXES AND ASSESSMENTS, AND AUTHORIZING THE COUNTY TREASURER OF TULSA COUNTY, OKLAHOMA, TO COLLECT PAVING TAXES AND ASSESSMENTS HERETOFORE LEVIED IN THE TOWN OF BIXBY, OKLAHOMA, WITHOUT COLLECTING SUCH PENALTIES, REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

First Reading 1834
Second Reading—To Calendar 1851
Advanced 1973
Considered engrossed 1973
Third Reading 1973
Returned to House 1974
Fourth Reading 2062

HOUSE BILL NO. 470—By Bell, (by request).

AN ACT AUTHORIZING THE APPOINTMENT OF AN ASSISTANT SUPERINTENDENT OF PUBLIC INSTRUCTION OF KAY COUNTY, OKLAHOMA, FIXING THE SALARY, PROVIDING FOR THE PAYMENT THEREOF, REPEALING ALL CONFLICTING LAWS AND DECLARING AN EMERGENCY.

First Reading 1533
Second Reading and advanced 1566
Third Reading 1662
Returned to House 1663
Fourth Reading 1843

HOUSE BILL NO. 471—By Fraley.

AN ACT AMENDING SECTION 9666, COMPILED OKLAHOMA STATUTES, 1921, RELATING TO THE ASSESSMENT OF TAXABLE PROPERTY AND PROVIDING PROCEDURE FOR SUCH ASSESSMENTS IN ALL

COUNTIES IN THE STATE HAVING A POPULATION OF NOT LESS THAN 35,000 AND NOT MORE THAN 37,400 ACCORDING TO THE FEDERAL CENSUS OF 1920, OR ACCORDING TO ANY SUCCEEDING FEDERAL CENSUS AND DECLARING AN EMERGENCY.

First Reading 1536
Second Reading 1565
Withdrawn from Committee 1565
Advanced 1657
Third Reading 1657
Returned to House 1659
Fourth Reading 1843

HOUSE BILL NO. 472—By Lane of the House and George of the Senate.

AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF CLEVELAND COUNTY, OKLAHOMA TO MAKE A SPECIAL LEVY FOR THE PURPOSE OF ERECTING BUILDINGS FOR THE FREE FAIR ASSOCIATION UPON REAL ESTATE OWNED BY THE SAID COUNTY OR ANY MUNICIPAL CORPORATION THEREIN UNDER CONTRACT OR LEASE FOR USE AS EXHIBIT GROUNDS FOR FREE COUNTY FAIR AND DECLARING AN EMERGENCY

First Reading 1533
Second Reading and advanced 1566
Third Reading 1708
Returned to House 1710
Fourth Reading 1843

HOUSE BILL NO. 474—By Foster.

AN ACT RELATING TO THE COUNTY ATTORNEY; FIXING THE SALARY AND PRESCRIBING ADDITIONAL DUTIES OF THE COUNTY ATTORNEY IN ALL

COUNTIES IN THE STATE, HAVING A POPULATION NOT LESS THAN 21, 371 AND NOT MORE HAN 21,450 POPULATION, ACCORDING TO THE LAST PRECEDING FEDERAL CENSUS, OR ANY FUTURE FEDERAL CENSUS, REPEALING ALL CONFLICTING LAWS AND DECLARING AN EMERGENCY.

First Reading 1627
Second Reading and advanced 1646
Third Reading 1713
Returned to House 1714
Fourth Reading 1841

Part VI
HOUSE JOINT RESOLUTIONS

HOUSE JOINT RESOLUTION NO. 3—By Logan, Berry, and Ogden of the House and Loofbourrow and Wheatley of the Senate.

A RESOLUTION AUTHORIZING AN EXTENSION OF TIME OF PAYMENT OF THE FIRST HALF OF THE 1926 AD VALOREM TAXES, UNTIL MARCH 15, 1927, AND PROVIDING THAT THE LAST HALF OF THE 1926 AD VALOREM TAXES SHALL NOT BECOME DUE UNTIL THE 15th DAY OF JUNE, 1927, AND RELIEVING THE TAX PAYER OF ALL PENALTY OF SUCH TAXES, IF THE FIRST HALF OF SUCH TAXES IS PAID ON OR BEFORE MARCH 15, 1927, AND DECLARING AN EMERGENCY.

First Reading 321
Second Reading—To Calendar 329
Advanced 357
Third Reading 372
Returned to House 373
Fourth Reading 456
Approved by Governor 481

HOUSE JOINT RESOLUTION NO. 9—By Reece and McLaury of the House and Johnson (Creek), of the Senate.

A RESOLUTION GIVING ASSENT OF THE STATE OF OKLAHOMA TO THE TERMS OF AN ACT KNOWN AS THE PURNELL ACT (PUBLIC NO. 458—68TH CONGRESS, H. R. 157) PASSED BY THE CONGRESS OF THE UNITED STATES, TO AUTHORIZE THE MORE COMPLETE ENDOWMENT OF AGRICULTURAL EXPERIMENT STATIONS AND FOR OTHER

PURPOSES, APPROVED FEBRUARY 24, 1925, IN AC-
CORDANCE WITH THE TERMS OF SAID ACT, AND
MAKING PROVISIONS AS REQUIRED BY SAID ACT.

First Reading ..... 70.
Second Reading 724
Reported 904
Advanced 1189
Third Reading 1315
Returned to House 1316
Fourth Reading 1379
Approved by Governor 1545

HOUSE JOINT RESOLUTION NO. 12—By Brewer, Foster, Nash, Paul, Kight, Bell, Davis (Carter), Ebey and Snoddy.

A RESOLUTION AUTHORIZING THE GOVERNOR OF THE STATE OF OKLAHOMA TO RECEIVE THE RETURN OF SUCH OTHER FUNDS REMAINING TO THE CREDIT OF THE NATIONAL GUARD UNIT IN THE POSSESSION OF THE SECRETARY OF WAR OF THE UNITED STATES AS HAVE NOT BEEN RECONSTITUTED AND TO DISTRIBUTE SAME FOR THE BENEFIT OF THE NATIONAL GUARD OF THE STATE, AND DECLARING AN EMERGENCY.

First Reading 682
Second Reading 697
Reported 1556
Advanced 1894
Considered engrossed and Third Reading 1894
Returned to House 1895
Fourth Reading 1959
Approved by Governor 2162

HOUSE JOINT RESOLUTION NO. 14—By Hill, Roe and Watson (Pittsburg) of the House and Andrews of the Senate.

A RESOLUTION AUTHORIZING AN EXTENSION OF TIME PAYMENT OF THE FIRST HALF OF THE 1926

AD VALOREM TAXES UNTIL SEPTEMBER 1, 1927, AND PROVIDING THE LAST HALF OF THE 1926 AD VALOREM TAXES SHALL NOT BECOME DELINQUENT UNTIL THE 15TH DAY OF OCTOBER, 1927, IN ALL COUNTIES HAVING A POPULATION OF NOT LESS THAN 52,550 AND NOT MORE THAN 52,570, ACCORDING TO THE LAST FEDERAL DECENNIAL CENSUS, RELIEVING THE TAX PAYER OF ALL PENALTY OF SUCH TAXES AND DECLARING AN EMERGENCY.

First Reading 739
Second Reading—To Calendar 759-60
Advanced 918
Third Reading 1001
Returned to House 1003
Fourth Reading 1155
Approved by Governor 1323

HOUSE JOINT RESOLUTION NO. 16—By Faulk of the House and McCurley of the Senate.

A RESOLUTION AUTHORIZING AN EXTENSION OF TIME OF PAYMENT OF THE FIRST HALF OF THE 1926 AD VALOREM TAXES UNTIL SEPTEMBER 1ST, 1927, AND PROVIDING THAT THE LAST HALF OF THE 1926 AD VALOREM TAXES SHALL NOT BECOME DELINQUENT UNTIL THE 15TH DAY OF OCTOBER, 1927, IN ALL COUNTIES HAVING A POPULATION OF NOT LESS THAN FOURTEEN THOUSAND SIX HUNDRED SEVENTY-FOUR (14,674) AND NOT MORE THAN FOURTEEN THOUSAND SIX HUNDRED EIGHTY-FOUR (14,684), ACCORDING TO THE LAST FEDERAL DECENNIAL CENSUS; RELIEVING THE TAXPAYER OF ALL PENALTY OF SUCH TAXES, AND DECLARING AN EMERGENCY.

First Reading 870
Second Reading 892
Reported 904
Considered and advanced 1189
Third Reading 1578
Returned to House 1579
Fourth Reading 1698
Approved by Governor 1824

HOUSE JOINT RESOLUTION NO. 26—By Kight.

A RESOLUTION FOR THE PAYMENT TO CERTAIN SPECIAL JUSTICES OF THE SUPREME COURT OF THE STATE OF OKLAHOMA IN CASE NO. 18,080.

First Reading 1377
Second Reading 1424
Reported 1557
Considered and advanced 1767
Considered engrossed 1767
Third Reading 1767
Referred for engrossment 1768
Reported engrossed 1797
Returned to House 1797
House refuses to concur in amendments and asks Senate to recede 1813
Senate refuses to recede and requests conference 1814
House appoints Conferees 1830
Senate appoints Conferees 1831

HOUSE JOINT RESOLUTION NO. 29—By Graham and Leecraft.

A JOINT RESOLUTION AUTHORIZING THE STATE BOARD OF PUBLIC AFFAIRS TO BUILD OR CAUSE TO BE BUILT A MANSION FOR THE GOVERNOR OF OKLAHOMA ON LANDS OWNED BY THE STATE AND ADJACENT TO THE CAPITOL BUILDING, AMENDING HOUSE BILL NO. 35, APPROVED

BY THE GOVERNOR FEBRUARY 8, 1927, AND DECLARING AN EMERGENCY.

First Reading 1250
Second Reading 1258
Reported 1332
Advanced 1892
Considered engrossed 1892
Third Reading 1892
Returned to House 1893
Fourth Reading 1959
Approved by Governor 2177

HOUSE JOINT RESOLUTION NO. 30—By Faulk.

A JOINT RESOLUTION AUTHORIZING THE STATE BOARD OF PUBLIC AFFAIRS TO INSTALL AND EQUIP THE PENAL INSTITUTIONS AT McALESTER OR GRANITE, OKLAHOMA, FOR THE MANUFACTURE OF BAGGING AND TIES FOR COTTON; PROVIDING FOR THE DISPOSITION THEREOF.

First Reading 1629
Second Reading 1647
Referred to Calendar 1648
Advanced 1705
Third Reading 1853
Returned to House 1854
Fourth Reading 1959
Approved by Governor 2178

HOUSE JOINT RESOLUTION NO. 40—By Johnson (Pushmataha), Stovall, Dyer, Brewer, Bird, Leecraft, Crowley, Cardwell, Thomas (LeFlore), Clark, Thompson (Pontotoc), Briggs, Cochran, et al, of the House, and Harper, Stewart, Nesbitt and Andrews of the Senate.

A RESOLUTION AUTHORIZING THE STATE HIGHWAY COMMISSION TO TRANSFER LANDS TO THE KI-

MICHI AND INDIAN AREAS OF BOY SCOUTS OF AMERICA, AND DECLARING AN EMERGENCY.

First Reading 1847
Referred to Calendar 1851
Advanced 2005
Considered engrossed 2005
Third Reading 2005
Returned to House 2006
Fourth Reading 2105

HOUSE JOINT RESOLUTION NO. 41—By Stovall, Windle, Thompson (Pontotoc), Adair, Baldwin, Smith (Bryan), Hybarger, Watson (Kiowa), and Stone.

A HOUSE JOINT RESOLUTION AUTHORIZING AND DIRECTING THE BOARD OF AFFAIRS OF THE STATE OF OKLAHOMA TO PROVIDE FOR THE PURCHASE OF NECESSARY EQUIPMENT AND MACHINERY TO MANUFACTURE CERTAIN FARMING IMPLEMENTS IN THE STATE PENITENTIARY AT McALESTER, OKLHOMA, AND DECLARING AN EMERGENCY.

First Reading 1624
Second Reading 1648

HOUSE JOINT RESOLUTION NO. 42—By Windle, Watson (Kiowa), and Graham of the House, and Looney of the Senate.

A JOINT RESOLUTION AUTHORIZING THE AMERICAN LEGION POSTS OF GREER COUNTY AND KIOWA COUNTY TO ERECT A MEMORIAL ARCH AT EACH END OF THE BRIDGE NOW BEING CONSTRUCTED ACROSS THE NORTH FORK OF RED RIVER ON STATE HIGHWAY NO. 9, AND DECLARING AN EMERGENCY.

First Reading 1535
Second Reading—To Calendar 1565

Advanced 1732
Third Reading 1732
Returned to House 1734
Fourth Reading 1838
Approved by Governor 2178

HOUSE JOINT RESOLUTION NO. 43—By Kight, Sullivan, McCombs, Thompson (Garvin), Leecraft.

A RESOLUTION AUTHORIZING THE PAYMENT TO BOB FITZGERALD, THE AMOUNT OF SEVENTY-TWO AND 20/100 ($72.20) FOR SERVICES RENDERED DURING THE FOOT AND MOUTH DISEASE EPIDEMIC IN THE STATE OF TEXAS DURING THE FALL OF HE YEAR OF 1926.

First Reading 1629
Second Reading—To Calendar 1647
Advanced 2089
Considered engrossed 2089
Third Reading 2089
Returned to House 2090
Fourth Reading 2138
Approved by Governor 2178

Part VII
HOUSE CONCURRENT RESOLUTIONS

HOUSE CONCURRENT RESOLUTION NO. 1—By Inaugural Committee of the House and Inaugural Committee of the Senate.

A RESOLUTION MAKING AND AUTHORIZING AN APPROPRIATION OF NOT TO EXCEED TWO THOUSAND DOLLARS FROM THE LEGISLATIVE CONTINGENT FUNDS FOR THE PURPOSE OF PROPERLY DECORATING THE STATE CAPITOL FOR THE INAUGURAL CEREMONIES AND OTHER PURPOSES.

Received from House 1
Considered and adopted 184-5
Returned to House 1
Enrolled copy returned to House 24

HOUSE CONCURRENT RESOLUTION NO. 2—By E. P. H[illegible] of the House and U. T.Rexroat of the Senate.

A RESOLUTION PRESENTING CHIEF JUSTICE GEORGE M. NICHOLSON HIS DESK CHAIR OCCUPIED BY HIM DURING HIS TERM OF OFFICE.

Received from House 18
Considered and adopted 19
Returned to House 18
Enrolled copy returned to House 24

HOUSE CONCURRENT RESOLUTION NO. 3—By Lasker, Windle, Brown, Reeves, Cobb and Smith of the House and Goodall, Marshall and McCurley of the Senate.

A RESOLUTION PROPOSING AN AMENDMENT TO SECTION 3, ARTICLE 6, OF THE CONSTITUTION

OF THE STATE OF OKLAHOMA, DEFINING THE QUALIFICATION OF ELECTIVE OFFICERS.

Received from House 370
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